



**MEMORANDUM**  
**COUNTY EXECUTIVE OFFICE**  
**ADMINISTRATION**  
County of Placer

TO: Board of Supervisors

DATE: June 23, 2020

FROM: Todd Leopold, County Executive Officer

SUBJECT: Amendment of Resolution No. 2020-034 Declaring A Local Health Emergency

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**ACTION REQUESTED**

1. Consider adoption of a Resolution to amend Resolution No. 2020-034 to rescind the delegation of authority.

**BACKGROUND**

The County's Public Health Officer declared a local health emergency on March 3, 2020, based on imminent threat to public health from the introduction of the novel coronavirus. On March 9, 2020, this declaration was ratified by the County Board of Supervisors by adoption of Resolution No. 2020-034. The Declaration contained a condition for the Board of Supervisors, pursuant to Health and Safety Code section 101080, to conduct a review of the local health emergency at least every 30 days until the emergency is terminated. The County Board of Supervisors diligently conducted those public reviews by means of staff level reports from the County Executive Officer and the Public Health Officer regarding the COVID-19 pandemic and its effect on the County of Placer at their regular and special meetings on April 7, 2020, April 21, 2020, May 5, 2020, May 11, 2020, May 26, 2020 and June 9, 2020. Additionally, the Governor's March 4 Emergency Proclamation waives the 30-day time period set forth in Health and Safety Code Section 101080.

Section 101080 provides that the Board terminates the local health emergency. "The board of supervisors . . . shall proclaim the termination of the local health emergency at the earliest possible date that conditions warrant the termination." (Hlth. & S. Code 101080.) Additionally, the Governor's Emergency proclamation also notes that it "will remain in effect until each local governing authority terminates its respective local health emergency". Because both Health and Safety Code section 101080 and the Governor's March 4 Emergency proclamation grant the legal authority to the Board of Supervisors, not the Public Health Officer, to terminate a local health emergency, it is recommended that the Board consider a resolution to amend Resolution No. 2020-034 to formally shift this responsibility with the Board of Supervisors consistent with these legal authorities.

The Board is requested to consider the following amendment:

DELETE the following paragraph from Resolution No. 2020-034:

~~Paragraph 3—The Board of Supervisors delegates authority to the County’s Health Officer to terminate the local health emergency, pursuant to Health and Safety Code Section 101080, “at the earliest possible date that conditions warrant the terminations.”~~

ADOPT the following paragraph into Resolution No. 2020-034:

***Paragraph 3—The Board of Supervisors, shall review as often as the Board deems appropriate but at least every 30 days the need to continuing the local health emergency through reports by the County Executive Officer and County Health Officer and shall proclaim the termination of the local health emergency at the earliest possible date that conditions warrant the termination.***

**FISCAL IMPACT**

None

**ATTACHMENT**

Resolution Amending Resolution No. 2020-034 Declaring A Local Health Emergency