



Board Agenda Item 9

DATE: March 9, 2021

TO: Board of Supervisors

SUBMITTED BY: David Pomaville, Director, Department of Public Health

SUBJECT: Amendment of Chapter 2 of Title 2 of the Fresno County Ordinance Code

RECOMMENDED ACTION(S):

- 1. Conduct first hearing to amend the Fresno County Ordinance Code, Title 2, Chapter 2.44, Section 2.44.060 relating to the Board of Supervisors' review of local emergency continuations; waive reading of Ordinance in its entirety; and set the second hearing for March 23, 2021;**
- 2. Designate County Counsel to prepare a fair and adequate summary of the proposed Ordinance; and**
- 3. Direct the Clerk of the Board to post and publish the required summary in accordance with Government Code Section 25124(b)(1).**

Approval of the recommended actions will amend the Fresno County Ordinance Code Section 2.44.060 to revise the Board's thirty-day requirement for reviewing declarations of local emergencies to a sixty-day requirement. The changes to the Ordinance Code shall be in effect thirty days after passage. The passage (second hearing) is tentatively set for the March 23, 2021 Board date. This item is countywide.

ALTERNATIVE ACTION(S):

Your Board may choose to not approve the recommended actions in which case the current thirty-day review requirement would remain in place.

FISCAL IMPACT:

There is No Net County cost associated with the recommended actions. The Department of Public Health (DPH) Org 5620 would realize administrative cost savings for long-term local emergencies by not having to request Board review every 30 days.

DISCUSSION:

Fresno County Ordinance Code Chapter 2.44, Section 2.44.060 currently requires your Board to review the need to continue a local emergency at least once every thirty days until terminated. Government Code 8630(c) requires review of a local emergency at least every sixty days. Approval of the recommended actions will align the County Ordinance with State law by changing the review requirement from 30 days to 60 days. A proclamation of a local emergency must be terminated at the earliest possible date that conditions warrant.

ATTACHMENTS INCLUDED AND/OR ON FILE:

Ordinance
Ordinance - Redline
On file with Clerk - Ordinance Summary

CAO ANALYST:

Raul Guerra