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RESOLUTION NO. 7415

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIALTO DECLARING THE EXISTENCE OF A SHELTER CRISIS IN THE CITY OF RIALTO

WHEREAS, California’s Governor Edmund G. Brown, Jr. and the members of the California Legislature have recognized the urgent and immediate need for funding at the local level to address homelessness; and

WHEREAS, the Governor and Legislature have provided funding to local governments under the Homeless Emergency Aid Program (HEAP) as part of the SB 850 and the 2018-19 Budget Act (Chapter 48, Statutes of 2018); and

WHEREAS, the City of Rialto along with the County of San Bernardino have developed a homelessness plan and undertaken multiple efforts at the local and county levels to combat homelessness; and

WHEREAS, the County’s 2017 homeless Point-in-Time (PIT) Count found there were approximately 1,866 homeless men, women, and children residing in the County, 37% of whom experiencing homelessness were sheltered and 63 percent were unsheltered; and

WHEREAS, housing opportunities are limited due to the high demand of housing and low vacancy rates; and

WHEREAS, unauthorized homeless encampments are prevalent throughout the County, exposing homeless individuals to traffic hazards, crime, risk of death and injury, exposure to weather, lack of adequate sanitation and debris services, and other conditions that are detrimental to their health and safety; and

WHEREAS, the impact of homeless individuals lodging in public parks, parking lots, and flood control facilities has an adverse effect on such resources, as well as the use and enjoyment of these public spaces for their intended purposes for the public at-large; and

WHEREAS, Government Code Section 8698.1 provides that, upon a declaration of a shelter crisis, the provisions of any state or local regulatory statute, regulation or ordinance

1 prescribing standards of housing, health, or safety, as applied to public facilities open to the
2 homeless pursuant to Title 2, Division 1, Chapter 7.8 of the California Government Code, shall be
3 suspended to the extent that strict compliance would in any way prevent, hinder, or delay the
4 mitigation of the effects of the shelter crisis; and

5 **WHEREAS**, in place of any such housing, health and safety standards, the County may
6 enact municipal health and safety standards to be operative during the housing emergency
7 consistent with ensuring minimal public health and safety; and

8 **WHEREAS**, the City of Rialto, along with the County of San Bernardino and its cities,
9 continue to work collaboratively to address homelessness in the County.

10
11 **NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF**
12 **RIALTO, CALIFORNIA AS FOLLOWS:**

13
14 **Section 1.** Find that a significant number of people within the jurisdiction of the governing body
15 are without the ability to obtain shelter, and that the situation has resulted in a threat to
16 the health and safety of those people.

17
18 **Section 2.** Based upon such findings, the City Council hereby declares, pursuant to Government
19 Code sections 8698 through 8698.2, that a shelter crisis exists in the City of Rialto and
20 throughout San Bernardino County.

21
22 **Section 3.** The City of Rialto will work with the County of San Bernardino to assist in the
23 utilization and allocation of the potential \$9.3 million grant to combat the shelter crisis.

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25 **Section 4.** The City Council approves staff efforts in applying for the Homeless Emergency Aid
26 Program Grant.

27 **Section 5.** That the City Clerk shall certify to the adoption of this Resolution

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PASSED APPROVED AND ADOPTED this 25th day of September, 2018.



DEBORAH ROBERTSON, Mayor

ATTEST:



BARBARA McGEE, City Clerk

APPROVED AS TO FORM:



FRED GALANTE, City Attorney

1 **STATE OF CALIFORNIA**)
2 **COUNTY OF SAN BERNARDINO**) ss
3 **CITY OF RIALTO**)

4 I, Barbara McGee, City Clerk of the City of Rialto, do hereby certify that the foregoing
5 Resolution No. 7415 was duly passed and adopted at a regular meeting of the City Council of the City
6 of Rialto held on the 25th day of September, 2018.

7 Upon motion of Councilmember Baca Jr., seconded by Councilmember Scott, the foregoing
8 Resolution No. 7415 was duly passed and adopted.

9 Vote on the motion:

10 AYES: Mayor Robertson, Council Members Trujillo, Carrizales, Baca Jr., Scott

11 NOES: None

12 ABSENT: None

13
14 IN WITNESS WHEREOF, I have hereunto set my hand and the Official Seal of the City of
15 Rialto this 26th day of September, 2018.

16 *Barbara McGee*

17 _____
18 BARBARA MCGEE, CITY CLERK