

## REPORT TO CITY COUNCIL

**DATE: MAY 27, 2020**

**TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL**

**FROM: GREG RAMIREZ, CITY MANAGER**

**BY: LOUIS CELAYA, DEPUTY CITY MANAGER  
CANDICE LEE, CITY ATTORNEY**

**SUBJECT: ADOPT RESOLUTION NO. 20-1932, EXTENDING THE DIRECTOR OF EMERGENCY SERVICES' EXECUTIVE ORDER NO. 2020-01 IMPOSING EMERGENCY REGULATION RELATED TO RESIDENTIAL AND COMMERCIAL TENANT EVICTIONS, GROUP EVENTS, AND GATHERINGS**

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At the May 13, 2020, City Council meeting, the City Council received a summary report on research conducted from other cities, in connection with eviction moratorium and rent re-payment guidelines, and methods for tenants and landlords to reach consensus on repayment. The Council was also advised the current temporary eviction moratorium, as dictated in the City's Executive Order No. 2020-01, was scheduled to expire on May 31, 2020.

The City Council also received new information concerning legal actions being undertaken by landlords against agencies in connection with eviction moratoriums. After some discussion and recommendations from the City Attorney, the City Council elected to extend the current temporary eviction moratorium to June 30, 2020, and review the landscape of the COVID-19 crisis in the coming weeks, as it related to temporary moratorium evictions.

The attached resolution continues to document the existence of the COVID-19 crisis, acknowledges the need to continue to take measures to ensure the protection of life and property, and extends the temporary eviction moratorium to June 30, 2020. Staff will later return to the City Council with an update on COVID crisis, and options for the City Council to consider based on directives received, as it relates to residential and commercial moratorium evictions and potential repayment option schedules.

### **RECOMMENDATION**

City staff respectfully recommends the City Council Adopt Resolution No. 20-1932; Extending The Director of Emergency Services' Executive Order No. 2020-01 Imposing Emergency Regulation Related to Residential and Commercial Tenant Evictions, Group Events and Gatherings.

Attachments: Resolution No. 20-1932

## RESOLUTION NO. 20-1932

### A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AGOURA HILLS, CALIFORNIA, EXTENDING THE DIRECTOR OF EMERGENCY SERVICES' EXECUTIVE ORDER NO. 2020-01 IMPOSING EMERGENCY REGULATIONS RELATED TO RESIDENTIAL AND COMMERCIAL TENANT EVICTIONS, GROUP EVENTS, AND GATHERINGS

**WHEREAS**, Section 3605 of the Agoura Hills Municipal Code empowers the Director of Emergency Services ("Director") to proclaim the existence of a local emergency, as defined by Government Code § 8558, Subdivision (c), when the City Council of the City of Agoura Hills is not in session, subject to ratification by the City Council within seven days; and

**WHEREAS**, in December 2019, an outbreak of respiratory illness due to a novel coronavirus (a disease now known as COVID-19), was first identified in December 2019 and has spread globally, impacting more than 75 countries, including the United States; and

**WHEREAS**, since the federal Center for Disease Control and Prevention ("CDC") confirmed the first possible case of community spread of COVID-19 in the United States on February 26, 2020, there has been a significant escalation of United States domestic cases and deaths from COVID-19; and

**WHEREAS**, on March 4, 2020, Governor Gavin Newsom, proclaimed a state of emergency to exist in California due to the spread of COVID-19; and

**WHEREAS**, as on March 16, 2020, the Director of Emergency Services proclaimed the existence of a local emergency; and

**WHEREAS**, the declaration of the local emergency was ratified by the Agoura Hills City Council on March 17, 2020; and

**WHEREAS**, on March 16, 2020, and March 19, 2020, the Los Angeles County Health Officer issued two orders for the control of the COVID-1, imposing temporary prohibition of group events and gatherings, implementing social distancing requirements, closures of non-essential businesses; and

**WHEREAS**, pursuant to Agoura Hills Municipal Code Section 3605(a)(7)a, in the event of the proclamation of a local emergency the Director of Emergency Services is empowered to make and issue rules and regulations on matters, reasonably related to the protection of life and property affected by such an emergency; and

**WHEREAS**, pursuant to Agoura Hills Municipal Code Section 3605, on March 20, 2020, the Director ordered, adopted, and issued City of Agoura Hills Executive Order No. 2020-01, placing a temporary moratorium on evictions for non-payment of rent by residential or commercial tenants impacted by the COVID-19 crisis, and adopted by reference the March 16, 2020, Los Angeles Health County Order for the control of COVID-

19, and the March 19, 2020, Los Angeles Health Officer Order for the Control of COVID-19; and

**WHEREAS**, the City Council did hereby find that the Director's Executive Order was necessary for continued protection of life and property affected by the COVID-19 crisis, and adopted Resolution No. 20-1927, ratifying and confirming the Director's Executive Order No. 2020-01 on April 7, 2020; and

**WHEREAS**, the City Council does hereby find that the COVID-19 pandemic still exists, thereby requiring additional measures be undertaken to ensure the protection of life and property affected by the crisis, and

**WHEREAS**, on May 13, 2020, the City Council directed that City staff prepare a resolution extending the temporary eviction moratorium to June 30, 2020, to continue to ensure the protection and life and property,

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF AGOURA HILLS DOES HEREBY DOES RESOLVE AS FOLLOWS:**

**Section 1. Extension of Director's Executive Order No. 2020-01.** The City Council of the City of Agoura Hills hereby extends the Director of Emergency Services' Executive Order No. 2020-01 Imposing Emergency Regulations Related to Residential and Commercial Tenant Evictions, Group Events and Gatherings to June 30, 2020.

**PASSED, APPROVED, AND ADOPTED**, this 27<sup>TH</sup> day of May, 2020, by the following vote to wit:

AYES: ( )  
NOES: ( )  
ABSENT: ( )  
ABSTAIN: ( )

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Illece Buckley Weber, Mayor

ATTEST:

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Kimberly M. Rodrigues, City Clerk