



Legislation Text

File #: 21-0267, **Version:** 1

TO:

Honorable Mayor and Members of the City Council

THROUGH:

Bruce Moe, City Manager

FROM:

Quinn M. Barrow, City Attorney

SUBJECT:

Consideration of a Resolution Confirming Emergency Order Nos. 26 and 27 Issued by the Director of Emergency Services During the Local Emergency Proclaimed to Address COVID-19 (City Attorney Barrow).

ADOPT RESOLUTION NO. 21-0088

RECOMMENDATION:

Staff recommends that the City Council adopt Resolution No. 21-0088 confirming additional orders issued by the Director of Emergency Services after the Local Emergency was proclaimed to address COVID-19.

FISCAL IMPLICATIONS:

There is no impact to the General Fund from adopting this Resolution. There have been staff resources utilized and expenses incurred in connection with the implementation and enforcement of the various orders, and there will be additional expenses associated with enforcement.

BACKGROUND AND DISCUSSION:

Pursuant to Manhattan Beach Municipal Code Chapter 3.08, the City Manager serves as the Director of Emergency Services for the City. Due to the threat to the public health and safety of persons and property in the City caused by the global spread of the Coronavirus ("COVID-19") pandemic, the City Council proclaimed the existence of a local emergency on March 13, 2020. On March 17, 2020, the City Council ratified this proclamation of a local emergency.

In the event of a proclamation of a local emergency, Manhattan Beach Municipal Code Section 3.08.060.A.6.a empowers the Director of Emergency Services to make and issue rules and regulations on matters reasonably related to the protection of life and property as affected by such emergency. The Code requires that the rules and regulations be confirmed by the City Council. Pursuant to this authority, the Director of Emergency Services issued a series of emergency orders intended to reduce the spread of COVID-19 by – among other things – closing certain City spaces, regulating various activities deemed "essential" by the applicable state and county public health orders and guidelines, and complying with other state and county public health orders and guidelines. On May 12, 2020, the City Council adopted Resolution No. 20-0051, which confirmed the seven

emergency orders issued by the Director of Emergency Services prior to that date. On August 4, 2020, the City Council adopted Resolution No. 20-0094, which confirmed Emergency Order Nos. 8 through 15 issued by the Director of Emergency Services. On November 4, 2020, the City Council adopted Resolution No. 20-0125, which confirmed Emergency Order No. 16 through 20 issued by the Director of Emergency Services. On May 18, 2021, the City Council adopted Resolution No. 21-0038, which confirmed Emergency Order Nos. 21 through 25 issued by the Director of Emergency Services. Since then, the Director of Emergency Services has issued an additional two emergency orders to address the COVID-19 pandemic, which are listed in the accompanying Resolution.

CONCLUSION:

Staff recommends that the City Council adopt Resolution No. 21-0088.

ATTACHMENTS:

1. Resolution No. 21-0088
2. Emergency Order No. 26
3. Emergency Order No. 27