

RESOLUTION NO. 20-147

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GLENDALE,
CALIFORNIA, EXTENDING A PRIOR RESOLUTION ISSUING PUBLIC ORDERS
RELATING TO RENT INCREASES UNDER THE CITY OF GLENDALE EMERGENCY
AUTHORITY REGARDING COVID-19; AND FOR OTHER RELATED AND LAWFUL
PURPOSES**

Whereas, international, national, state, and local health and governmental authorities are responding to an outbreak of respiratory disease caused by the Coronavirus Disease 2019 (COVID-19), a severe acute respiratory illness caused by a novel (new) coronavirus. Symptoms of the virus include fever, cough, and shortness of breath, and infected individuals have experienced a range of outcomes, from mild sickness to severe illness and death; and

Whereas, on March 4, 2020, the Governor of the State of California declared a state of emergency to make additional resources available, formalize emergency actions already underway across multiple state agencies and departments, and help the State prepare for broader spread of COVID-19; and

Whereas, on March 4, 2020, the Los Angeles County Board of Supervisors and the Department of Public Health declared a local and public health emergency in response to increased spread of coronavirus across the country; and

Whereas, on March 13, 2020, the President of the United States of America declared a national emergency and announced that the federal government would make emergency funding available to assist state and local governments in preventing the spread of and addressing the effects of COVID-19; and

Whereas, on March 16, 2020, the City Council of the City of Glendale, pursuant to Glendale Municipal Code Chapter 2.84, declared the existence of a local emergency and ordered the closure of and limitation of access to certain public establishments; and

Whereas, on March 24, 2020, the City Council, by Resolution No. 20-33 extended the previous orders through April 30, 2020, and imposed a rent freeze on any units not exempt from a rent freeze under the Costa-Hawkins Rental Housing Act (units built before February 1, 1995, single family homes, and individual condominium units); and

Whereas, on March 25, 2020, the Director of Emergency Services issued Public Order No. 5, which provided that the rent freeze order applied to freeze rents regardless of whether a rent increase had previously been given, and that any landlord desiring to increase rent would be required to issue a new rent increase notice after the order was no longer effective;

Whereas, on April 14, 2020, the City Council by Resolution No. 20-41 ratified Public Order No. 2020-05 regarding the rent freeze and extended it until May 15, 2020, and on May 12, 2020; by Resolution No. 20-56, the City Council extended it until June 30, 2020; by Resolution No. 20-93, the City Council extended it until July 31, 2020; by Resolution No. 20-110, extended it until August 31, 2020; and by Resolution No. 20-131, extended it until September 30, 2020;

Whereas, such conditions of peril continue to exist, and necessitate extending the expiration deadlines of prior resolutions and public orders and adopt additional protections for the preservation of public health and safety.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF GLENDALE, CALIFORNIA that:

SECTION 1. Resolution No. 20-131, relating to emergency public order for suspending rent increases, as amended and restated herein, is hereby extended until October 31, 2020.

SECTION 2. To provide relief and protection to Glendale residents during this unprecedented emergency as intended by the Glendale City Council in its enactment of Resolution No. 20-33, a rent increase freeze is hereby issued, effective immediately, regardless of when the rent increase notice was served, whereby all rents for residential tenants will remain the same rate as the date of this Order, and during the pendency of the local emergency. At the end of the emergency, landlords desiring to increase rent, shall, in accordance with State law, issue a new rent increase notice, clearly stating the new beginning date of the increased rent and the value of the increase. The rent freeze applies to all residential rentals in the City of Glendale, except apartments built after February 1, 1995, individual condominium units, and single family dwelling. It also applies to accessory dwelling units and hotel rooms being rented as extended stays.

SECTION 3. If any provision of this Public Order or its application is held invalid by a court of competent jurisdiction, such invalidity shall not affect other provisions, sections, or applications of the Orders or this Resolution which can be given effect without the invalid provision or application, and to this end each phrase, section, sentence, or word is declared to be severable.

SECTION 4. Any violation of the above Public Orders may be referred to the Office of the City Attorney for prosecution under Glendale Municipal Code Chapter 1.20, which provides for fines not to exceed \$1,000 or imprisonment not to exceed six months. Each individual officer should use his/her discretion in enforcing this order and always keep the intent of the order in mind. Violations may also be enforced by the provisions of Glendale Municipal Code Chapter 1.24, which shall provide, along with other enforcement mechanisms set forth therein, for fines of \$400 for the first citation, \$1,000 for the second citation, and \$2,000 for the third citation.

SECTION 5. This Resolution and the corresponding orders do not supersede any stricter limitation imposed by the State of California.

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Adopted by the Council of the City of Glendale on this 29th day of September, 2020.

Vin Agajanian
Mayor

ATTEST:

Aram Adjemian
City Clerk

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES)
CITY OF GLENDALE) SS.

I, Aram Adjemian, City Clerk of the City of Glendale, hereby certify that the foregoing Resolution No. 20-147 was adopted by the Council of the City of Glendale, California, at its regular meeting held on the 29th day of September, 2020, and that the same was adopted by the following vote:

Ayes: Brotman, Devine, Kassakhian, Najarian, Agajanian

Noes: None

Absent: None

Abstain: None

Aram Adjemian
City Clerk

APPROVED AS TO FORM

Michael J. [Signature]
CITY ATTORNEY
DATE 9/29/20

MOTION

Moved by Council Member Devine, seconded by Council Member Brotman, that, with respect to the Report to Council dated September 29, 2020, providing an update on Assembly Bill No. 3088 and the City's residential eviction moratorium, the Council directs staff to prepare and present to the City Council for its consideration a revision to the Emergency Order on Residential Evictions that will revise the repayment period for the unpaid rental debt for the period of March 2020 through August 31, 2020 to align with the unpaid rent repayment period set forth in AB 3088.

Vote as follows:

Ayes: Brotman, Devine, Kassakhian, Najarian, Agajanian
Noes: None
Absent: None
Abstain: None

THE MOTION WAS ADOPTED AT THE REGULAR CITY COUNCIL MEETING OF: Tuesday, September 29, 2020.

APPROVED AS TO FORM

Michael J. Aronig
CITY ATTORNEY

DATE 10/1/2020

RESOLUTION NO. 20-149

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GLENDALE,
CALIFORNIA, RATIFYING AN EMERGENCY ORDER UNDER THE CITY OF
GLENDALE EMERGENCY AUTHORITY REGARDING COVID-19 RELATING TO
GYMS AND FOR OTHER RELATED AND LAWFUL PURPOSES**

Whereas, international, national, state, and local health and governmental authorities are responding to an outbreak of respiratory disease caused by the Coronavirus Disease 2019 (COVID-19), a severe acute respiratory illness caused by a novel (new) coronavirus. Symptoms of the virus include fever, cough, and shortness of breath, and infected individuals have experienced a range of outcomes, from mild sickness to severe illness and death; and

Whereas, on March 4, 2020, the Governor of the State of California declared a state of emergency to make additional resources available, formalize emergency actions already underway across multiple state agencies and departments, and help the State prepare for broader spread of COVID-19; and

Whereas, on March 4, 2020, the Los Angeles County Board of Supervisors and the Department of Public Health declared a local and public health emergency in response to increased spread of coronavirus across the country; and the Glendale City Council adopted Resolution No. 20-29 consistent with County's Safer at Home orders, which closed all dine-in services at restaurants, except for delivery and take-out; and

Whereas, on March 13, 2020, the President of the United States of America declared a national emergency and announced that the federal government would make emergency funding available to assist state and local governments in preventing the spread of and addressing the effects of COVID-19; and

Whereas, on March 16, 2020, the City Council of the City of Glendale, pursuant to Glendale Municipal Code Chapter 2.84, declared the existence of a local emergency and adopted Resolution No. 20-29 consistent with County's Safer at Home order, which closed all dine-in services at restaurants;

Whereas, on May 15, 2020 Glendale's Resolution No. 20-29 - pertaining to restaurants, bars, nightclubs etc. - expired and said business and activities continued to be regulated under the County's Safer at Home orders.

Whereas, on or about May 26, 2020 revised its Safer at Home Orders to allow for partial re-opening of restaurants for dine-in services and retail stores for in-store shopping services if they meet certain county protocols;

Whereas on July 1, 2020, California Gov. Gavin Newsom ordered a second shutdown of restaurants and indoor businesses in over 19 counties that have seen a recent surge in coronavirus cases, which included Los Angeles County, and the Los Angeles County Health Officer has ordered the same;

Whereas there remains a strong likelihood of a significant and increasing number of cases of community transmission, when individuals who contract the virus causing COVID-19 have no symptoms or have only mild symptoms, and so are unaware that they

carry the virus and are transmitting it to others, and for such reasons, the County of Los Angeles Health Officer continues to prohibit social gatherings within the county;

Whereas the City of Glendale is taking steps to offer direct assistance to the local economy in response to the economic impacts presented by COVID-19 and considering ways in which the City can support local business, among the recommendations included implementing the Al Fresco dining for banquet halls;

Whereas, public health orders limiting public health orders has severely hampered certain economic activity including the operation of banquet halls in the City; and

Whereas, by virtue of the authority granted pursuant to Chapter 2.84 of the Glendale Municipal Code, the Director of Emergency Services issued an emergency public order to support local businesses;

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF GLENDALE that a public order is hereby issued as follows:

SECTION 1. This Emergency Public Order shall be effective immediately upon adoption and shall continue to be in effect until December 31, 2020, but only during those periods when the County Order prohibits indoor operation of those services.

A. For gyms and health clubs, as defined in the Glendale Municipal Code section 30.70.80G, which are Glendale based "brick and mortar" fitness facilities that have altered business operations in response to COVID-19 and intend to rent parks and recreation facility space to accomplish those changes in operation to operate as an outdoor gym as outlined by the County Order and Reopening Protocols and in accordance with Community Services and Parks Policy on Rental of Park Facilities for Fitness Classes or Activities ("Policy"):

- The parks facility rental fees and hourly staff costs set forth in the Policy are hereby waived;

SECTION 2. This Order does not and shall not be construed to allow any business or individual to operate his/her/its business regulated by this public order in a manner that violates any public health orders or protocols of the State of California, Los Angeles County Public Health Officer, and the City of Glendale, including but not limited to those pertaining to gatherings, indoor dining, social distancing and face coverings including Resolution 20-123.

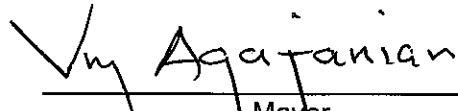
SECTION 3. If any provision of this Public Order or its application is held invalid by a court of competent jurisdiction, such invalidity shall not affect other provisions, sections, or applications of the Orders or this Resolution which can be given effect without the invalid provision or application, and to this end each phrase, section, sentence, or word is declared to be severable.

SECTION 4. Violation of this Public Order may result in the revocation of the temporary certificate of occupancy. Any violation of the County Order shall be a violation of this Public Order and thereby a violation of the Glendale Municipal Code. Any violation of this Public Order may be referred to the Office of the City Attorney for prosecution under Glendale Municipal Code Chapter 1.20, which provides for fines not to exceed \$1,000 or

imprisonment not to exceed six months. Each individual officer should use his/her discretion in enforcing this order and always keep the intent of the order in mind. Violations may also be enforced by the provisions of Glendale Municipal Code Chapter 1.24, which shall provide, along with other enforcement mechanisms set forth therein, for fines of \$400 for the first citation, \$1,000 for the second citation, and \$2,000 for the third citation.

SECTION 5. This Resolution and the corresponding orders do not supersede any stricter limitation imposed by the County of Los Angeles or the State of California.

Adopted by the Council of the City of Glendale on this 29th day of September, 2020.



Mayor

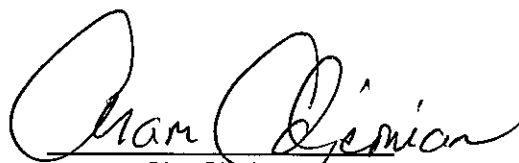
ATTEST:


City Clerk

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES)
CITY OF GLENDALE) SS.

I, Aram Adjemian, City Clerk of the City of Glendale, hereby certify that the foregoing Resolution No. 20-149 was adopted by the Council of the City of Glendale, California, at its regular meeting held on the 29th day of September, 2020, and that the same was adopted by the following vote:

Ayes: Brotman, Devine, Kassakhian, Najarian, Agajanian
Noes: None
Absent: None
Abstain: None



City Clerk

APPROVED AS TO FORM



CITY ATTORNEY

DATE 9/29/20