

RESOLUTION NO. 2020_____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CULVER CITY, CALIFORNIA, CONFIRMING THE APRIL 2, 2020 FOURTH SUPPLEMENT TO PUBLIC ORDER AND THE APRIL 8, 2020 SIXTH SUPPLEMENT TO PUBLIC ORDER ISSUED BY THE CITY MANAGER, AS DIRECTOR OF EMERGENCY SERVICES, UNDER CITY OF CULVER CITY EMERGENCY AUTHORITY, ORDERING ADDITIONAL PRECAUTIONARY MEASURES DURING THE CORONAVIRUS RESPIRATORY DISEASE (COVID-19) PANDEMIC.

WHEREAS, since February 2020, the City of Culver City has been part of a coordinated response involving the federal Centers for Disease Control and Prevention, the California Department of Public Health, and the Los Angeles County Department of Public Health as a result of the rapidly evolving multinational outbreak of the coronavirus respiratory disease (COVID-19); and

WHEREAS, pursuant to the authority granted by Culver City Municipal Code (CCMC) Section 3.09.020, on March 14, 2020, the City Manager, as the Director of Emergency Services, issued a Proclamation of Local Emergency due to the outbreak and spread of Coronavirus (COVID-19), which was ratified by the City Council on March 18, 2020 by Resolution No. 2020-R015. Such action followed the Los Angeles County Department of Public Health's and the Chair of the Board of Supervisor's declarations of a local health emergency and the State of California's declaration of a State of Emergency on March 4, 2020, and the President's declaration of a National Emergency on March 13, 2020; and

WHEREAS, as of April 7, 2020, the World Health Organization reports 1,282,931 confirmed COVID-19 cases globally and 72,774 deaths; Johns Hopkins University reports 383,256 cases nationally, with 11,851 deaths, and 16,429 cases in California, with 397 deaths;

1 and the Los Angeles County Department of Public Health reports 6,9107 cases and 169
2 deaths, which includes 27 cases and one death in Culver City. As there is a rapid increase in
3 cases and ongoing significant risk of infection throughout the United States and the State of
4 California, the federal Centers for Disease Control and Prevention and the California
5 Department of Public Health are recommending that counties and cities throughout the U.S.
6 continue to actively address the COVID-19 pandemic and implement aggressive measures to
7 prevent the spread of COVID-19; and
8

9 WHEREAS, the Governor of the State of California has stated that individuals
10 exposed to COVID-19 may be temporarily unable to report to work, due to illness caused by
11 COVID-19 or quarantines related to COVID-19, and individuals directly affected by COVID-19
12 may experience potential loss of income, health care and medical coverage, and ability to pay
13 for housing and basic needs, thereby placing increased demands on already strained regional
14 and local health and safety resources, including shelters and food banks.; and
15

16 WHEREAS, On March 16, 2020, under the authority of CCMC Section 3.09.020,
17 the City Manager issued a Public Order enacting new City measures to protect members of
18 the public and City workers from undue risk of COVID-19 ("March 16 Order"). The March 16
19 Order included, among other things, temporary restrictions on certain establishments
20 throughout Culver City, in which large numbers of people tend to gather and remain in close
21 proximity. Since the issuance of the March 16 Order, various supplemental orders have been
22 issued by the State of California and the Los Angeles County Department of Public Health, as
23 well as a number of our neighboring communities, including the City of Los Angeles; and
24

25 WHEREAS, On March 20, 2020, the City Manager issued a First Supplement to
26 Public Order enacting further City measures to protect members of the public and City workers
27
28

1 from undue risk of COVID-19 ("March 20 Order"). The March 20 Order was enacted after the
2 City of Los Angeles and Los Angeles County Department of Public Health issued a similar
3 public order. The March 20 Order issued, and incorporated by reference, any and all orders
4 set forth in *Public Order Under City of Los Angeles Emergency Authority, Subject: SAFER AT*
5 *HOME*, issued by Los Angeles Mayor Eric Garcetti on March 19, 2020; and

6 WHEREAS, on April 1, 2020, Mayor Garcetti issued a revised *SAFER AT HOME*
7 order, which clarified provisions of the March 19th order, including which activities are exempt
8 and non-exempt and what is considered an essential business, along with stronger
9 enforcement mechanisms for non-exempt businesses that fail to comply with the order; and

10 WHEREAS, consistent with the City of Los Angeles, on April 2, 2020, the City
11 Manager issued a Fourth Supplement to Public Order ("April 2 Order") enacting any and all
12 orders set forth in *Public Order Under City of Los Angeles Emergency Authority, Subject:*
13 *SAFER AT HOME*, issued by Mayor Garcetti on March 19, 2020 (Revised April 1, 2020),
14 excepting those provisions of the City of Los Angeles *SAFER AT HOME* order that are specific
15 to City of Los Angeles locations and services; and

16 WHEREAS, on April 7, 2020, Mayor Garcetti issued *Public Order Under City of*
17 *Los Angeles Emergency Authority, Subject: Worker Protection Order*, ordering further
18 protections for non-medical essential workers, including, but not limited to, mandatory face
19 coverings for workers and patrons; and

20 WHEREAS, as it remains clear that additional efforts continue to be needed to
21 maintain hand hygiene, respiratory etiquette, and social distancing, on April 8, 2020, the City
22 Manager issued a Sixth Supplement to Public Order ("April 8 Order"), enacting any and all
23 orders set forth in Mayor Garcetti's *Worker Protection Order*.

1 NOW, THEREFORE, the City Council of the City of Culver City, California, DOES
2 HEREBY RESOLVE as follows:

3 1. Pursuant to CCMC Section 3.09.020.B.1.h(2), the City Council hereby
4 confirms the Fourth Supplement to Public Order issued by the Director of Emergency Services
5 on April 2, 2020, attached hereto as Exhibit A and incorporated herein as though fully set forth.

6 2. Pursuant to CCMC Section 3.09.020.B.1.h(2), the City Council hereby
7 confirms the Sixth Supplement to Public Order issued by the Director of Emergency Services
8 on April 8, 2020, attached hereto as Exhibit B and incorporated herein as though fully set forth.

9 3. The City Council finds that this Resolution is not subject to the California
10 Environmental Quality Act ("CEQA") pursuant to CEQA guidelines, California Code of
11 Regulations, Title 14, Chapter 3, §15060(c)(2) [the activity will not result in a direct or
12 reasonably foreseeable indirect physical change in the environment] and §15060(c)(3) [the
13 activity is not a project as defined in §15378] because it has no potential for resulting in
14 physical change to the environment, directly or indirectly.

15 4. This Resolution shall take effective immediately upon its adoption.

16
17 APPROVED and ADOPTED this _____ day of _____ 2020.


18
19
20 MEGHAN SAHLI-WELLS, MAYOR
21 City of Culver City, California

22 ATTEST:

23
24 JEREMY GREEN
25 City Clerk

26 A20-00145

27 APPROVED AS TO FORM:

28 
for CAROL A. SCHWAB
City Attorney



JOHN M. NACHBAR
CITY MANAGER

CITY MANAGER'S OFFICE**CITY OF CULVER CITY**

9770 CULVER BOULEVARD, CULVER CITY, CALIFORNIA 90232-0507

(310) 253-6000

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**Fourth Supplement to Public Order Under
City of Culver City Emergency Authority**

Issue Date: April 2, 2020

Subject: New City Measures to Address COVID-19

On March 14, 2020, I issued a Proclamation of Local Emergency, as a result of a positive COVID-19 virus case in our City as well as a rapidly growing number of cases throughout Los Angeles County. Since that time, I have ordered a number of additional measures to be taken across the City to protect the public and City workers from an undue risk of contracting the COVID-19 virus. Our precautions over the past several weeks and what we will do over the next few weeks will affect how well we weather this emergency.

On March 16, 2020, under the authority of Culver City Municipal Code (CCMC) Section 3.09.020, I, as the Director of Emergency Services, issued a Public Order enacting new City measures to protect members of the public and City workers from undue risk of COVID-19. The March 16, 2020 Order included, among other things, a series of temporary restrictions on certain establishments throughout Culver City, in which large numbers of people tend to gather and remain in close proximity.

Since that time, supplemental orders have been issued by the State of California and the Los Angeles County Department of Public Health on March 19, 2020, as well as a number of our neighboring communities, including the City of Los Angeles.

The Governor of the State of California has stated that individuals exposed to COVID-19 may be temporarily unable to report to work, due to illness caused by COVID-19 or quarantines related to COVID-19, and individuals directly affected by COVID-19 may experience potential loss of income, health care and medical coverage, and ability to pay for housing and basic needs, thereby placing increased demands on already strained regional and local health and safety resources, including shelters and food banks.

Since the issuance of the initial State, County and City orders, it has become clear that additional efforts are needed to maintain hand hygiene, respiratory etiquette, and social distancing. To aid in our efforts, under the emergency authorities vested in my office, as the Director of Emergency Services, under CCMC Chapter 3.09, on March 20, 2020, I issued a First Supplement to Public Order enacting further City measures to protect members of the public and City workers from undue risk of COVID-19 (March 20 Order). The March 20 Order was enacted after the City of Los Angeles and Los Angeles County Department of Public Health issued similar public orders. The March 20 Order issued, and incorporated by reference, any and all orders set forth in *Public Order Under City of Los Angeles Emergency*

Authority, Subject: SAFER AT HOME, issued by Los Angeles Mayor Eric Garcetti on March 19, 2020

On April 1, 2020, Mayor Garcetti issued a revised *SAFER AT HOME* order, which clarifies provisions of the March 19th order, including which activities are exempt and non-exempt and what is considered an essential business, along with stronger enforcement mechanisms for non-exempt businesses that fail to comply with the order.

By virtue of authority vested in me as the Director of Emergency Services, pursuant to the provisions of CCMC Section 3.09.020.B.1.h(2), to make and issue rules and regulations on matters reasonably related to the protection of persons, property and the environment as affected by such emergency, I hereby declare the following orders to be necessary for the protection of life and property:

1. I hereby issue any and all orders set forth in *Public Order Under City of Los Angeles Emergency Authority, Subject: SAFER AT HOME*, issued by Los Angeles Mayor Eric Garcetti on March 19, 2020 (Revised April 1, 2020), attached hereto as Exhibit A and incorporated herein by reference as though fully set forth herein.
2. Excepted from this Fourth Supplement to Public Order are those provisions of the City of Los Angeles *SAFER AT HOME* order that are specific to City of Los Angeles locations and services.

Any violation of this supplemental order may be enforced under the CCMC, which provides for fines not to exceed \$1,000 or imprisonment not to exceed six months. Each individual officer should use their discretion in enforcing this order and always keep the intent of the order in mind.

This supplemental order is in addition to, and does not supersede nor replace, any other orders issued during this local emergency. Except as expressly amended herein, all previous orders remain in full force and effect.

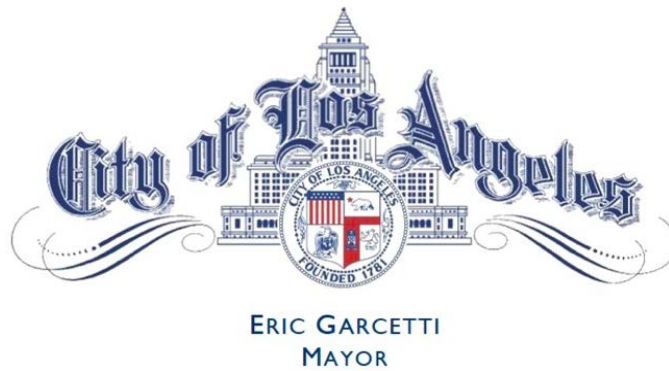
This Fourth Supplement to Public Order shall be effective at 11:59 p.m. on April 2, 2020. Except as otherwise expressly provided, this Fourth Supplement to Public Order, and all other orders issued under this local emergency, shall remain in effect until 11:59 p.m. on April 19, 2020.

This order may be extended prior to April 19, 2020.

Date: 4/2/2020



John M. Nachbar, City Manager
Director of Emergency Services
City of Culver City



Public Order Under City of Los Angeles Emergency Authority

Issue Date: March 19, 2020 (Revised April 1, 2020)

Subject: SAFER AT HOME

The novel coronavirus pandemic is a global emergency that is unprecedented in modern history. Profoundly impacting our daily lives, it has inspired Angelenos to respond with courage, compassion, wisdom and resolve to overcome this crisis and help each other.

In a short period of time and at an unprecedented scale, residents in every community have embraced urgent social distancing best practices and aggressive hygienic precaution, not just to protect themselves, but to protect others. Angelenos understand with exceptional clarity that there is only one way to get through this difficult moment: together.

The City's recent emergency orders — curtailing large public gatherings; temporarily closing many government facilities; closing theaters, bars and entertainment venues; prohibiting restaurants from serving to dine-in customers while permitting take-out, delivery and drive-thru; and a ban on evictions of residential and commercial tenants who cannot pay rent due to financial impacts caused by COVID-19 — have been followed with a willing and generous spirit.

While we have previously taken strong action, now the City must adopt additional emergency measures to further limit the spread of COVID-19.

With this virus, we are safer at home.

Wherever feasible, City residents must isolate themselves in their residences, subject to certain exceptions provided below. This Order is given because, among other reasons, the COVID-19 virus can spread easily from person to person and it is physically causing property loss or damage due to its tendency to attach to surfaces for prolonged periods of time

Under the provisions of Section 231(i) of the Los Angeles City Charter and Chapter 3, Section 8.27 of the Los Angeles Administrative Code, I hereby declare the following orders to be necessary for the protection of life and property in the City of Los Angeles, effective on Thursday, March 19, 2020 at 11:59 PM:

1. Subject only to the exceptions outlined in this Paragraph and Paragraph 5 below, all persons living within the City of Los Angeles are hereby ordered to remain in their homes. Residents of the City of Los Angeles who are experiencing homelessness are exempt from this requirement. The City is working, along with partner government agencies and non-governmental organizations, to make more emergency shelters available for the unhoused residents of our City. City of Los Angeles officials and contracted partners responsible for homelessness outreach shall make every reasonable effort to persuade such residents to accept, if offered, temporary housing or shelter, as the Health Officer of the County of Los Angeles recommends that sheltering individuals will assist in reducing the spread of the virus and will protect the individual from potential exposure by allowing the individual access to sanitation tools. People at high risk of severe illness from COVID-19 and people who are sick are urged to stay in their residence to the extent possible except as necessary to seek medical care.
2. Subject only to the exceptions outlined in this Paragraph and Paragraph 5 below, all businesses within the City of Los Angeles are ordered to cease operations that require in-person attendance by workers at a workplace (including, without limitation, indoor malls and indoor shopping centers, including all stores except for those stores considered essential activities or infrastructure under this Order which are directly accessible to the public from the exterior of the mall or shopping center - the interior of the indoor mall or indoor shopping center shall remain closed to the public). To the extent that business operations may be maintained by telecommuting or other remote means, while allowing all individuals to maintain shelter in their residences, this Order shall not apply to limit such business activities. A business that fails to cease operation despite not meeting an exception in this Paragraph or Paragraph 5 may be subject to having its water and power services shut off by the Department of Water and Power for not being in compliance with the Order. The Deputy Mayor of Public Safety, or his written designee, may, after engagement with and a written warning issued to a noncompliant business, refer that business in writing to the Department of Water and Power to shut off water and power services pursuant to this order. Upon receiving such a written referral, the Department of Water & Power is authorized to shut off water and power services to the noncompliant business operating in violation of the Order.
3. All public and private gatherings of any number of people occurring outside a residence are prohibited, except as to those exempted activities described in this Paragraph and Paragraph 5. This provision does not apply to gatherings within a single household or living unit.
4. All travel, including, without limitation, travel on foot, bicycle, scooter, motorcycle, automobile, or public transit is prohibited, subject to the exceptions in Paragraph 5.

5. Exceptions. People may lawfully leave their residence while this Order is in effect only to engage in the following activities:

~~—— (i) First 24 hour allowance. This Order shall not apply, for a 24-hour period following the effective date above, to allow employees and business owners to access to their workplaces to gather belongings or address other administrative needs, so long as social distancing requirements are followed. Such workplaces shall remain closed to the public in accordance with this Order.~~

(ii) Essential Activities. To engage in certain essential activities, including, without limitation, visiting a health or veterinary care professional, obtaining medical supplies or medication, obtaining grocery items (including, without limitation, canned food, dry goods, fresh fruits and vegetables, pet supplies, fresh or frozen meats, fish, and poultry, any other household consumer products and products necessary to maintain the safety and sanitation of residences and other buildings) for their household or to deliver to others, or for legally mandated government purposes. In addition, any travel related to (a) providing care for minors, the elderly, dependents, persons with disabilities, or other vulnerable persons; (b) returning to one's place of residence from outside the City; (c) travelling to one's place of residence located outside the City; (d) compliance with an order of law enforcement or court shall be exempt from this Order; or (e) legally mandated government purposes. Persons engaging in these essential activities are required to maintain reasonable social distancing practices. This includes maintaining a distance of at least six-feet away from others, frequently washing hands with soap and water for at least twenty seconds or using hand sanitizer, covering coughs or sneezes (into the sleeve or elbow, not hands), regularly cleaning high-touch surfaces, and not shaking hands.

(iii) Outdoor Activities. To engage in passive outdoor activity and recreation, provided that the individuals comply with social distancing requirements, including, without limitation, walking, running, cycling; use of scooters, roller skates, skateboards, or other personal mobility devices; or travel in a vehicle with household members to a location where it is possible to walk, run or ride a bike, horseback ride or operate personal mobility devices, while maintaining social distancing practices. Indoor and outdoor playgrounds for children, except those located within childcare centers, shall be closed for all purposes. The City of Los Angeles, following the recommendations and directives of the County Department of Public Health, shall cancel its recreational and cultural programming and close its beaches, park trails, trail heads, and park facilities. Parks shall remain open for passive recreational activities while practicing social distancing. "Recreation and cultural programming" refers to recreational and cultural activities, indoor and outdoor sports leagues, aquatics classes, instructional courses, and group sessions on City-owned and operated park land. "Park facilities," which shall be closed to the public, refers to the City's Department of Recreation and Parks facilities, including: skate parks, basketball courts, tennis courts, volleyball courts, baseball fields, Venice Boardwalk (except as necessary to travel to an essential business), Griffith Observatory, Travel Town, Griffith Park train rides and pony rides, the Cabrillo Marine Museum, Sherman Oaks Castle, EXPO Center, and aquatics facilities.

Census Centers located at Recreation and Parks facilities may remain open, provided strict adherence to social distancing practices.

(iv) Work in Support of Essential Activities. To perform work providing essential products and services or to otherwise carry out activities specifically permitted in this Order.

(v) To care for or support a friend, family member, or pet in another household.

(vi) Emergency Personnel. All first responders, gang and crisis intervention workers, public health workers, emergency management personnel, emergency dispatchers, law enforcement personnel, and related contractors and others working for emergency services providers are categorically exempt from this Order.

(vii) Essential Activities Exempt. Certain business operations and activities are exempt from the provisions of this Order, on the grounds that they provide services that are recognized to be critical to the health and well-being of the City. These include:

(a) All healthcare operations, including hospitals, clinics, dentists, pharmacies, pharmaceutical and biotechnology companies, medical and scientific research, laboratories, healthcare suppliers, home healthcare services providers, veterinary care providers, mental and behavioral health providers, substance use providers, physical therapists and chiropractors, cannabis dispensaries, or any related and/or ancillary healthcare services, manufacturers and suppliers. Healthcare operations does not include fitness and exercise gyms and similar facilities.

(b) Grocery stores, water retailers, farm and produce stands, supermarkets, convenience stores, warehouse stores, food banks, and other establishments engaged in the retail sale of canned food, dry goods, fresh fruits and vegetables, pet food and medication supply (but not grooming or training), fresh or frozen meats, fish, and poultry, any other household consumer products (such as construction supplies, cleaning and personal care products). This includes stores that sell groceries and sell other non-grocery products, and products necessary to maintaining the safety, sanitation, and essential operation of residences. Certified farmers markets may operate only if they are able to obtain written approval from the Bureau of Street Services (BSS) and only according to the guidelines set forth by BSS.

(c) Food cultivation, including farming, livestock, and fishing.

(d) Organizations and businesses that provide food, shelter, and social services, and other necessities of life for economically disadvantaged or otherwise needy individuals (including gang prevention and intervention, domestic violence, and homeless services agencies).

(e) Newspapers, television news, radio, magazine, podcast and journalism.

(f) Gas service stations, auto part supply, mobile auto repair operations, auto repair shops (including, without limitation, auto repair shops that operate adjacent to or otherwise in connection with an used or retail auto dealership), bicycle repair shops and related facilities. No auto dealership may operate, with the exception of its auto service and part stores. Fully automated or self-service car

washes are permitted to operate; car washes that require personnel are not permitted to operate.

(g) Banks, credit unions, financial institutions and insurance companies.

(h) Hardware and building supply stores, day labor centers, and nurseries.

(i) Plumbers, electricians, exterminators, custodial/janitorial workers, handyman services, funeral home workers and morticians, moving services, HVAC installers, carpenters, day laborers, landscapers, gardeners, property managers and leasing agents, private security personnel and other service providers who provide services to maintain the safety, sanitation, and essential operation to properties and other essential activities discussed in this subsection.

(j) Businesses providing mailing and shipping services, boxes and packaging, and post office boxes.

(k) Educational institutions -- including public and private K-12 schools, colleges, and universities -- for purposes of facilitating distance learning or performing essential functions provided that social distancing of six-feet per person is maintained.

(l) Laundromats, dry cleaners, and laundry service providers.

(m) Restaurants and retail food facilities that prepare and offer food to customers, but only via delivery service, to be picked up, or drive-thru. For those establishments offering food pick-up options, proprietors are directed to establish social distancing practices for those patrons in the queue for pick-up. This includes maintaining a distance of at least six-feet away from others. Schools and other entities that typically provide free food services to students or members of the public may continue to do so under this Order on the condition that the food is provided to students or members of the public on a pick-up and carry out basis only. Schools and other entities that provide food services under this exemption shall not permit the food to be eaten at the site where it is provided, or any other gathering site. Cafeterias, commissaries, and restaurants located within hospitals, nursing homes, or similar facilities are also exempt from this Order. Social distancing shall be maintained at a distance of at least six-feet away from others

(n) Businesses that supply or provide storage for products needed for people to work from home.

(o) Businesses that supply other essential businesses with the support, services, or supplies necessary to operate, provided that strict social distancing is maintained. This section includes, without limitation, utility companies.

(p) Individuals and businesses that ship or deliver groceries, food, beverages or goods directly to residences or businesses, including rail and trucking.

(q) Airlines, taxis, ride sharing services, car rental companies, and other private transportation services providing transportation services necessary for essential activities and other purposes expressly authorized in this Order.

(r) Home-based care for disabled persons, seniors, adults, or children.

(s) Residential facilities and shelters for homeless residents, disabled persons, seniors, adults, children and animals.

(t) Professional services, such as legal, leasing and real estate transactions, payroll or accounting services, when necessary to assist in compliance

with legally mandated activities. Open houses and in-person showings of housing for lease and sale are prohibited.

(u) Childcare facilities providing services that enable employees exempted in this Order to work as permitted. To the extent possible, childcare facilities must operate under the following mandatory conditions:

(1) Childcare must be carried out in stable groups of 12 or fewer ("stable" means that the same 12 or fewer children are in the same group each day).

(2) Children shall not change from one group to another.

(3) If more than one group of children is cared for at one facility, each group shall be in a separate room. Groups shall not mix with each other.

(4) Childcare providers shall remain solely with one group of children.

(v) Hotels, motels, shared rental units and similar facilities.

(w) Military/Defense Contractors/FFRDC (Federally Funded Research and Development Centers). For purposes of this Order, essential personnel may leave their residence to provide any service or perform any work deemed essential for national security including, without limitation, defense, intelligence, and aerospace development and manufacturing for the Department of Defense, the Intelligence Community, and NASA and other federal government, and or United States Government departments and agencies. Essential personnel include prime, sub-prime, and supplier contractor employees, at both the prime contract level and any supplier level at any tier, working on federal United States Government contracts, such as contracts for national intelligence and national security requirements.

(viii) Government Employees. This Order does not apply to employees of government agencies working within the course and scope of their public service employment. Employees of the City of Los Angeles shall follow any current or future directives issued by the Mayor.

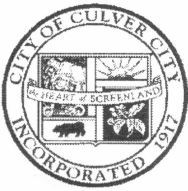
(ix) Essential Infrastructure. Individuals may leave their residences to provide any services or goods or perform any work necessary to to build, operate, maintain or manufacture essential infrastructure, including without limitation construction of commercial, office and institutional buildings, residential buildings and housing; airport operations, food supply, concessions, and construction; port operations and construction; water, sewer, gas, electrical, oil extraction and refining; roads and highways, public transportation and rail; solid waste collection, removal, and recycling; flood control and watershed protection; internet and telecommunications systems (including the provision of essential global, national, and local infrastructure for computing services, business infrastructure, communications, phone retail sales and servicing, and web-based services); and manufacturing and distribution companies deemed essential to the supply chains of the industries referenced in this Paragraph, provided that they carry out those services and that work in compliance with social distancing practices as prescribed by the Centers for Disease Control and Prevention and the Los Angeles County Department of Public Health, to the extent possible.

6. To the extent that this Order is in conflict with earlier Orders, this Order shall supersede the others.

7. Failure to comply with this Order shall constitute a misdemeanor subject to fines and imprisonment. I hereby urge the Los Angeles Police Department and the City Attorney to vigorously enforce this Order via Sections 8.77 and 8.78 of the Los Angeles Administrative Code.

8. If any subsection, sentence, clause, phrase, or word of this Order or any application of it to any person, structure, or circumstance is held to be invalid or unconstitutional by a decision of a court of competent jurisdiction, then such decision shall not affect the validity of the remaining portions or applications of this Order.

This order shall be in place until April 19, 2020, and it may be extended prior to that time.



JOHN M. NACHBAR
CITY MANAGER

CITY MANAGER'S OFFICE

CITY OF CULVER CITY

9770 CULVER BOULEVARD, CULVER CITY, CALIFORNIA 90232-0507

(310) 253-6000

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Sixth Supplement to Public Order Under City of Culver City Emergency Authority

Issue Date: April 8, 2020

Subject: New City Measures to Address COVID-19 – Worker Protection

On March 14, 2020, I issued a Proclamation of Local Emergency, as a result of a positive COVID-19 virus case in our City as well as a rapidly growing number of cases throughout Los Angeles County. Since that time, I have ordered a number of additional measures to be taken across the City to protect the public and City workers from an undue risk of contracting the coronavirus respiratory disease (COVID-19). Our precautions over the past several weeks and what we will do in the coming weeks will affect how well we weather this emergency.

The Governor of the State of California has stated that individuals exposed to COVID-19 may be temporarily unable to report to work, due to illness caused by COVID-19 or quarantines related to COVID-19, and individuals directly affected by COVID-19 may experience potential loss of income, health care and medical coverage, and ability to pay for housing and basic needs, thereby placing increased demands on already strained regional and local health and safety resources, including shelters and food banks.

On March 16, 2020, under the authority of Culver City Municipal Code (CCMC) Section 3.09.020, I, as the Director of Emergency Services, issued a Public Order enacting new City measures to protect members of the public and City workers from undue risk of COVID-19 (March 16 Order). The March 16 Order included, among other things, temporary restrictions on certain establishments throughout Culver City, in which large numbers of people tend to gather and remain in close proximity.

Since the issuance of the March 16 Order, various supplemental orders have been issued by the State of California and the Los Angeles County Department of Public Health, as well as a number of our neighboring communities, including the City of Los Angeles.

On March 20, 2020, I issued a First Supplement to Public Order enacting further City measures to protect members of the public and City workers from undue risk of COVID-19 (March 20 Order). The March 20 Order was enacted after the City of Los Angeles and Los Angeles County Department of Public Health issued a similar public order. The March 20 Order issued, and incorporated by reference, any and all orders set forth in *Public*

Order Under City of Los Angeles Emergency Authority, Subject: SAFER AT HOME, issued by Los Angeles Mayor Eric Garcetti on March 19, 2020.

On April 1, 2020, Mayor Garcetti issued a revised *SAFER AT HOME* order, which clarified provisions of the March 19th order, including which activities are exempt and non-exempt and what is considered an essential business, along with stronger enforcement mechanisms for non-exempt businesses that fail to comply with the order.

Consistent with the City of Los Angeles, on April 2, 2020, I issued a Fourth Supplement to Public Order enacting any and all orders set forth in *Public Order Under City of Los Angeles Emergency Authority, Subject: SAFER AT HOME*, issued by Mayor Garcetti on March 19, 2020 (Revised April 1, 2020), excepting those provisions of the City of Los Angeles *SAFER AT HOME* order that are specific to City of Los Angeles locations and services.

On April 7, 2020, Mayor Garcetti issued a *Worker Protection Order*, ordering further protections for non-medical essential workers, including, but not limited to, mandatory face coverings for workers and patrons.

Since the issuance of the initial State, County and City orders, it remains clear that additional efforts continue to be needed to maintain hand hygiene, respiratory etiquette, and social distancing.

By virtue of authority vested in me as the Director of Emergency Services, pursuant to the provisions of CCMC Section 3.09.020.B.1.h(2), to make and issue rules and regulations on matters reasonably related to the protection of persons, property and the environment as affected by such emergency, I hereby declare the following orders to be necessary for the protection of life and property and I hereby order:

1. I hereby issue any and all orders set forth in *Public Order Under City of Los Angeles Emergency Authority, Subject: Worker Protection Order*, issued by Los Angeles Mayor Eric Garcetti on April 7, 2020, attached hereto as Exhibit A and incorporated herein by reference as though fully set forth herein.
2. This Sixth Supplement to Public Order is in addition to, and does not supersede nor replace, any previously issued orders, which shall remain in full force and effect. If there is a conflict between this Sixth Supplement to Public Order and any other orders, the requirements that provide greater protection for the public's health and safety apply.

Any violation of this supplemental order may be enforced under the CCMC, which provides for fines not to exceed \$1,000 or imprisonment not to exceed six months. Each individual officer should use their discretion in enforcing this order and always keep the intent of the order in mind.

This supplemental order shall be effective at 11:59 p.m. on April 9, 2020 and shall remain in effect until 11:59 p.m. on April 19, 2020.

This order may be extended prior to April 19, 2020.

Date: 4/8/2020

A handwritten signature in blue ink, appearing to read "John", is written over a horizontal line.

John M. Nachbar, City Manager
Director of Emergency Services
City of Culver City

EXHIBIT A



ERIC GARCETTI
MAYOR

Public Order Under City of Los Angeles Emergency Authority

Issue Date: April 7, 2020

Subject: Worker Protection Order

On March 19, 2020, I issued a Safer At Home Order for the City of Los Angeles to help reduce the spread of COVID-19 in our City. The City's workers continue to provide essential services during this emergency, and some of these critical workers face an outsized risk of exposure. It is imperative that medical workers and first responders continue to follow the advice of health officials and wear hospital grade masks, such as surgical masks or N95 respirators. Our other essential workers who come into frequent contact with others must also be protected from infection. There is a worldwide shortage of medical grade masks, and health officials are increasingly urging non-medical workers to wear non-medical grade cloth face coverings to help curb the spread of COVID-19, by preventing the transmission of respiratory droplets that contain the virus.

Accordingly, today, I am ordering further protections for our non-medical essential workers, requiring them to wear non-medical grade face coverings while performing their work.

Accordingly, by virtue of authority vested in me as Mayor of the City of Los Angeles pursuant to the provisions of the Los Angeles Administrative Code, Chapter 3, Section 8.29 to promulgate, issue, and enforce rules, regulations, orders, and directives, I hereby declare the following order to be necessary for the protection of life and property and I hereby order, effective 12:01: a.m. on April 10, 2020, until the end of the local emergency period, that:

1. All workers who work at businesses or perform services that are exempt under Paragraph 5(vii) of the City of Los Angeles Safer At Home Emergency Order, in the following subsections:

- b. Grocery stores, water retailers, farm and produce stands, supermarkets, convenience stores, warehouse stores, food banks, certified farmers markets and other establishments engaged in the retail sale of canned food, dry goods, fresh fruits and vegetables, pet food and medication supply (but not grooming or training), fresh or frozen meats, fish, and poultry, any other household consumer products (such as construction supplies, cleaning and personal care products);
- d. Organizations and businesses that provide food, social services and other necessities of life for economically disadvantaged or otherwise needy individuals (including gang prevention and intervention, domestic violence, and homeless services agencies);
- h. Hardware and building supply stores, day labor centers, and nurseries.
- i. Plumbers, electricians, exterminators, custodial/janitorial workers, handyman services, funeral home workers and morticians, moving services, HVAC installers, carpenters, day laborers, landscapers, gardeners, property managers and leasing agents, private security personnel;
- l. Laundromats, dry cleaners, and laundry service providers;
- m. Restaurants and retail food facilities that prepare and offer food to customers, but only via delivery service, to be picked up, or drive-thru;
- p. Individuals and businesses that ship or deliver groceries, food, beverages or goods directly to residences or businesses;
- q. Taxis, ride sharing services, car rental companies, and other private transportation services;
- v. Hotels, motels and shared rental units

must wear face coverings over their noses and mouths while performing their work. At this time, the face coverings are not medical-grade masks or N95 respirators, but rather, fabric coverings, such as scarves and bandanas. All essential, non-medical workers required to wear these face coverings must frequently (at least once a day) wash any reusable face coverings, for the health and safety of themselves and others. Single-use face coverings must be properly discarded into trash receptacles.

2. Employers of all workers who work at businesses or perform services described in Paragraph 1 of this Order must permit their employees to wash their hands at least every 30 minutes. All such employers must provide, at their expense, non-medical grade face coverings for their employees. All such employers must ensure that their employees have access to clean, sanitary restrooms, stocked

with all necessary cleansing products; or sanitizing agents required to observe hand sanitation protocols recommended by the Los Angeles County Department of Public Health, provided at the employer's expense. All such employers must implement social distancing measures for customers, visitors, and employees that provides a six-foot buffer, to the extent possible, between individuals.

3. All customers and visitors of businesses and organizations described in Paragraph 1 of this Order must wear face coverings over their noses and mouths to provide additional protection for employees and customers. At this time, the face coverings need not be medical-grade masks or N95 respirators, but can be fabric coverings, such as scarves and bandana coverings.
4. A business owner or operator described in Paragraph 1 of this Order may refuse admission or service to any individual who fails to wear face coverings as required by this Order.

Additionally, I encourage all retail businesses in Paragraph 1 to install plexiglass to separate cashiers and customers at all points of sale. And I encourage all people to wear face coverings over their noses and mouths when they are outside their homes to obtain essential services and goods. These are recommendations and not requirements.

Any business owner or operator described in Paragraph 1 of this Order may sell face coverings and emergency supplies. All sellers of emergency supplies referenced in this Order shall abide by all price gouging laws. Violations of such laws can be reported here: <https://www.lacityattorney.org/covid19>.

Failure to comply with this Order shall constitute a misdemeanor subject to fines and imprisonment. I hereby urge the Los Angeles Police Department and the City Attorney to enforce this Order via Sections 8.77 and 8.78 of the Los Angeles Administrative Code.

This Order may be extended prior to May 1, 2020.


Eric Garcetti, MAYOR

Dated: April 7, 2020 at Los Angeles, California

Time: 6:15pm

Filed with the City Clerk

Date: _____

Time: _____

By: _____