

REPORT FROM

OFFICE OF THE CITY ADMINISTRATIVE OFFICER

Date: February 17, 2022

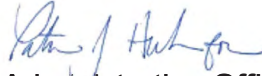
CAO File No. 0220-05927-0000

Council File No. 21-1332

Council District: All

To: The City Council

From: Matthew W. Szabo, City Administrative Officer



Reference: C.F. 21-1332

Subject: **COVID-19 Policies and Revenues Contingent Upon the City's State of Emergency Declaration**

RECOMMENDATION

That the City Council receive and file this report.

SUMMARY

Council Motion C.F. 21-1332 directed the City Administrative Officer (CAO) to report on all emergency orders, ordinances, policies and revenues that are contingent upon the City Council's continued ratification of the Mayor's State of Emergency declaration.

This report includes attachments listing all ordinances and policies that are contingent on the local State of Emergency and information about impacts on potential reimbursement revenue.

DISCUSSION

The City is currently receiving reimbursement from the Federal Emergency Management Agency (FEMA) for eligible expenditures related to the COVID-19 pandemic. The City is eligible to receive this revenue as long as all of the designated counties in the State of California (State) are covered by the Federal Disaster Declaration, which is still ongoing. The City's Local State of Emergency declaration does not impact the ability to be reimbursed for eligible expenditures. With other FEMA disaster declarations, FEMA typically provides 75 percent reimbursement for eligible expenditures, and the State provides 75 percent of the remaining amount. For the California COVID-19 Pandemic, FEMA is providing 100 percent reimbursement for all eligible costs, which is currently expected through April 1, 2022.

FISCAL IMPACT STATEMENT

There is no impact to the General Fund. This is an informational report with no financial recommendations.

FINANCIAL POLICIES STATEMENT

This report is in compliance with the City's Financial Policies as this is an informational item with no fiscal impact.

Attachments

MWS:MCK:LLE:03220026

Active Policies Contingent on the Local State of Emergency Declaration

Council File No.	General Topic	Status
20-0147-S5	Enact emergency provisions, including related to competitive bidding and Mayoral transfer authority. Specifically, that "competitive bidding restrictions enumerated in Charter Section 371 and Los Angeles Administrative Code Section 10.15 be suspended for contracts entered into by City Departments," and "the Mayor (and Council President for Council funds) may grant applications and issue orders for the transfer of funds under Charter Sections 340 and 343 for the protection of life and property that exceed the limit specified in LAAC 5.36, not to exceed \$1,000,000 per transfer."	Council approval action final on 4/3/20
20-0380-S1	Emergency ordinance to: 1) extend all expiring Conditional Use Permits for a period of 12 months after the COVID-19 emergency declaration, 2) suspend any requirement that a business provide additional parking in connection with a change in use of an existing structure, 3) suspend any condition requiring a business to provide off-site or valet parking, and 4) implement the Restaurant Beverage Program.	Most recent Council action final on 10/7/21
20-0407	Ordinance stating that the maximum adjusted rent of any occupied rental unit subject to the Rent Stabilization Ordinance may not be increased unless necessary to obtain a just and reasonable return until one year after the termination of the Mayor's March 4, 2020 declaration of a local emergency.	Council approval action final on 5/8/20
20-0416	Instruct the City Clerk and DONE to allow the roll-over of Neighborhood Council (NC) funds to Fiscal Year 2020-21, without a corresponding reduction to the regular budget allocation; expedite NC teleconference meetings; and expedite NC COVID-19 related grant processing during the Local State of Emergency	Council approval action final on 5/8/20
20-0430	Request the City Attorney to prepare and present an emergency Ordinance to exempt transient occupancy hotels that provide accommodations for vulnerable populations or to quarantine COVID-19 patients for the duration of the local emergency, from the Residential Hotel Unit Conversion and Demolition Ordinance.	Council approval action final on 6/17/20
20-0433	Ordinance to add provisions to the Los Angeles Administrative Code to delegate contract approval authority of Boards and Commissions to the general managers of departments and bureaus for the procurement of goods and services, during times of declared national, state, and/or local emergencies.	Council approval action final on 5/27/20
20-0432	Ordinances to add provisions to the Los Angeles Administrative Code (LAAC) to suspend the contracting restrictions for contracts that safeguard life, health, safety, and property; and to authorize general managers to sign emergency contract extensions, during times of declared national, state and/or local emergencies.	Council approval action final on 5/27/20
20-0470	Ordinance to limit the delivery fee charged by a third-party food delivery service to a restaurant per online order, to no more than 15 percent of the purchase price, during the COVID-19 local public health emergency. It shall be operative at any time during which a federal, state, or local order, resulting from the COVID-19 pandemic, limits customer capacity to less than full capacity at Retail Food Establishments in the City of Los Angeles, and for a period of 90 days after any such federal, state, or local order is lifted.	Council approval action final on 10/14/20
20-0147-S19	Ordinance that temporarily prohibits evictions of residential and commercial tenants for failure to pay rent due to COVID-19, and prohibits evictions of residential tenants during the emergency for no-fault reasons, for unauthorized occupants or pets, and for nuisance related to COVID-19. This ordinance further suspends withdrawals of occupied residential units from the rental market under the Ellis Act, Government Code Section 7060, et seq. The ordinance applies during the Local Emergency Period and either 12 (residential) or 3 (commercial) months after it expires.	Council approval action final on 5/8/20
20-0498	Instruct the CLA and CAO, in conjunction with EWDD, Office of Finance, DOT, Bureau of Street Services, and any other necessary departments, to 1) report on incentives the City can offer to businesses who continue to allow their employees to telecommute a certain percentage of their work schedule after the emergency order is lifted and 2) report on initiatives to mitigate the effects of motorized carbon emissions.	Council approval action final on 8/26/20
20-0533	Ordinance stating that It shall be unlawful for any person to Deposit Personal Protective Equipment into the City's Public Right-of-Way or Storm Drain System, with a fine of \$250, which shall sunset upon the later of either the Governor of California lifting the State of Emergency he declared on March 4, 2020, or the Mayor of Los Angeles lifting the Declaration of Emergency he declared on March 4, 2020.	Council approval action final on 8/7/20

20-0401-S1	COVID-19 Emergency Renters Relief Program - An amending motion (dated 6/23/20) included a recommendation to amend Housing's Program framework to require that landlords who accept the rental assistance be required to not evict tenants for six months following the lifting of the emergency declaration.	Council approval action final on 7/7/20
20-0930	Ordinance to authorize a business owner or operator in the City of Los Angeles to refuse admittance or service to any person who fails to wear a face covering, which shall sunset upon the later of either the Governor of California lifting the State of Emergency he declared on March 4, 2020, or the Mayor of Los Angeles lifting the Declaration of Emergency he declared on March 4, 2020.	Council approval action final on 11/6/20
20-0953	Suspension of all citation enforcement provisions, and thereby waiving the requirement for businesses to obtain a permit for 'temporary signs' that are tacked, pasted or otherwise temporarily affixed to windows and/or walls for the duration of the COVID-19 State of Emergency.	Council approval action final on 11/25/20
21-0878	Ordinance for COVID-19 vaccination requirements to require proof of full vaccination with a COVID-19 vaccine to enter certain indoor public locations, large events, and City buildings, which "shall sunset upon the lifting of the Declaration of Emergency declared by the Mayor of Los Angeles on March 4, 2020."	Council approval action final on 10/6/21
20-0147-S51	Ordinance instructing supermarkets to dedicate the first hour of customer business exclusively to senior citizens and the disabled community, which "shall sunset upon the later of either the Governor of the State of California lifting the State of Emergency he declared on March 4, 2020, or the Mayor of Los Angeles lifting the Declaration of Emergency he declared on March 4, 2020"; pending Motion to repeal this ordinance as the economy is returning to pre-COVID operations.	Council approval action final on 4/2/20; Motion to repeal referred to Ad Hoc Committee on COVID-19 Recovery and Neighborhood Investment on 6/23/21
20-0147-S21	Instruct LASAN and other relevant agencies to suspend enforcement, during the emergency declaration, of the provision of 56.11 that requires tents to come down during daytime hours, provided that the location of the tent does not impede ADA access, or is not within 10 feet of an operable driveway. Enforcement of that provision effectively prohibits people from self-quarantining and maintaining social distance; At the end of the emergency declaration, seek the advice of (LA County) Public Health and provide recommendations as to whether to continue or revise the ordinance.	Council adopted Motion forthwith on 3/17/20
20-0147-S44	Ordinance to provide workers of grocery, drug retail, and food delivery platforms with added protections during the COVID-19 Pandemic, which shall sunset upon the later of either the Governor of the State of California lifting his emergency order declared on March 4, 2020, or the Mayor of the City of Los Angeles lifting the State of Emergency declared on March 4, 2020.	Council approval action final on 4/8/20
20-0147-S15	Ordinance subjecting specified businesses in Los Angeles to worker retention provisions for certain workers when a change of ownership or control occurs within two years following the declaration of emergency resulting from the COVID-19 pandemic.	Council approval action final on 5/4/2020

Mayor's COVID-19 Orders

Subject	Issue Date	Summary
Safer L.A. Order	1/14/2022	"The primary intent of this Order is to help slow and decrease the High level of community transmission in Los Angeles County, to increase vaccination rates, and to align with updated County and State requirements and recommendations." "This Order shall be in place during the local emergency period, and it may be amended or rescinded as warranted according to local public health conditions."
Schools and Conditional Use Permits During COVID-19 Emergency	7/20/2021	Until the expiration of the City's declared emergency, K-12 schools with conditional use permits (CUPs) intending to reopen facilities for in-person instruction or extra-curricular activities that require temporary changes to their CUP conditions shall submit temporary operating plans for the 2021-22 school year, including any 2022 Summer sessions, to the Department of City Planning's Case Management Unit to confirm that the temporary conditions fall within listed categories; and, other related actions.
Supplemental Paid Sick Leave Due to COVID-19	4/7/2020; Revised 6/24/2021	"An Employee who has been employed for 60 days with the same Employer, is entitled to supplemental paid sick leave, if an Employee is unable to work or telework" and related provisions; ... "this order shall be in effect until two calendar weeks after the expiration of the COVID19 local emergency period."
Worker Protection Order	4/7/2020; Revised 5/7/2020	"...ordering further protections for our non-medical essential workers, requiring them to wear non-medical grade face coverings while performing their work" and other safety provisions "until the end of the local emergency period"
Use of Temporary Acute Care Facilities During COVID-19 Emergency	2/11/2021	"The construction, emergency installation, use, and operation of temporary acute care facilities shall be exempt for the duration of this order from any applicable permitting requirements and zoning standards that would otherwise be required" pursuant to various LAMC Chapters for work "performed by the Army Corps of Engineers and their designated contractors" "until the expiration of the City's declared emergency"
Required COVID-19 Testing at Skilled Nursing Facilities	4/24/2020; Revised 5/4/2020	"All Skilled Nursing Facilities located within the City of Los Angeles must offer their residents, employees and contractors diagnostic testing for the COVID-19 virus, free of charge and administered by trained personnel at least once every month" and related provisions "until the end of the emergency period"
Tolling HCIDLA Deadlines and Revising Expiration of Emergency Orders	4/17/2020	"All deadlines prescribed by HCIDLA related to the financing and predevelopment activities necessary to develop or rehabilitate affordable and supportive housing shall be tolled and suspended" for listed circumstances "until the end of the emergency period"
Grocery, Drug Retail and Food Delivery Worker Protection	4/7/2020	"Until the expiration of the local emergency period, that Sections 200.12 and 200.13 of Article 3-72MM of Chapter XX" of the LAMC (see CF 20-0147-S44) "be suspended and replaced and superseded with...provisions" regarding the right to schedule changes and offering additional work hours to current employees before hiring new workers
Rent Stabilization Ordinance	3/30/2020	"Property owners shall not increase rents on occupied rental units subject to the Los Angeles Rent Stabilization Ordinance beginning on the date of this Order through sixty days after the expiration of the local emergency period."
COVID-19 CITY EMERGENCY GUIDELINES Relaxing Contracting & Vehicle Restrictions	3/25/2020	Direct DOT "parking officers refrain from ticketing or towing any vehicles for expired registration during this emergency period" and LAPD "police officers to refrain, during this emergency period, from issuing citations for driver's licenses or vehicle registrations that have expired in the last six months."