

CITY OF OXNARD

DIRECTOR ORDER NO. 20-06

ORDER OF THE DIRECTOR OF EMERGENCY SERVICES OF THE CITY OF OXNARD ESTABLISHING COVID-19 GUIDELINES ON CONSTRUCTION ACTIVITIES AND RELATED CONSTRUCTION INCLUDING HOME REPAIR BUSINESSES FOR THE DURATION OF THE LOCAL EMERGENCY

WHEREAS, Government Code section 8630 and Chapter 6 of the Oxnard City Code empower the City Manager of the City of Oxnard (“City”), acting in the capacity of the Director of Emergency Services (the “Director”), to proclaim the existence or threatened existence of a local emergency when the City is affected or likely to be affected by a public calamity and the City Council is not in session; and

WHEREAS, on March 4, 2020, the Governor of the State of California declared a state of emergency in response to the spread of the COVID-19 respiratory disease; and

WHEREAS, on March 13, 2020, in response to the rapidly evolving public health crisis resulting from the COVID-19 pandemic, the Director proclaimed the existence of a local emergency (the “Local Emergency”); and

WHEREAS, on March 17, 2020, the City Council adopted Resolution No. 15,304, proclaiming the Local Emergency and ratifying the Director’s March 13, 2020 proclamation; and

WHEREAS, on March 19, 2020, the Governor issued Executive Order N-33-20, ordering all individuals in the State of California to stay home or at their place of residence except as needed to maintain continuity of operations of sixteen critical infrastructure sectors; and

WHEREAS, on March 20, 2020, the Ventura County Public Health Officer issued a “Stay Well at Home” emergency order (“County Order”) – ordering all residents of the County of Ventura to stay inside their residences, and limiting all movement outside of their homes beyond what is absolutely necessary to take care of essential needs, maintain essential infrastructure, and operate essential businesses; and

WHEREAS, the County Order specifically designates public works construction as essential infrastructure, and commercial construction as an essential business; and

WHEREAS, the City must establish required protocols for construction sites, construction workers, and home repair businesses on how to prepare for and prevent the spread of COVID-19 to the maximum extent possible; and

WHEREAS, the guidelines included in this Order are based on the Centers for Disease Control & Prevention’s Interim Guidance for Businesses and Employers to Plan and Respond to Coronavirus Disease 2019 (COVID-19), and the Occupational Safety and Health Administration’s Guidance on Preparing Workplaces for COVID-19.

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NOW, THEREFORE, THE DIRECTOR OF EMERGENCY SERVICES OF THE CITY OF OXNARD DOES HEREBY ORDER AS FOLLOWS:

SECTION 1. The guidelines and limitations, attached hereto and incorporated by this reference as EXHIBIT A, shall be issued and shall be adhered to as set forth therein.

SECTION 2. This Order may be modified or rescinded by further Order by the Director or by the City Council.

SECTION 3. This Order shall remain in effect during the period this Local Emergency exists and shall terminate upon City Council's determination that the Local Emergency no longer exists.

SECTION 4. This Order shall become effective immediately.

SECTION 5. This order shall be given publicity and notice as required by Government Code section 8634.

SECTION 6. The City Clerk shall certify to the adoption of this Order and shall cause a certified Order to be filed in the Office of the City Clerk.

Dated: April 09, 2020

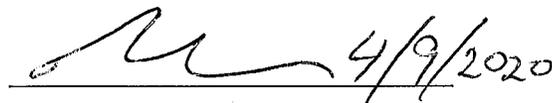
By: 
Alexander Nguyen
City Manager/Director of Emergency Services
City of Oxnard

ATTEST:



Michelle Ascencion, City Clerk

APPROVED AS TO FORM:

 4/9/2020

Stephen M. Fischer, City Attorney



EXHIBIT A

COVID-19 GUIDELINES ON CONSTRUCTION ACTIVITIES AND RELATED CONSTRUCTION INCLUDING HOME REPAIR BUSINESSES

Please read these guidelines and limitations on the activities of persons and entities performing and/or involved in public works construction, building construction and related businesses including all home repair businesses. Failure to adhere to COVID-19 guidelines for construction activities could lead to more prohibitive orders and possible enforcement from federal, state, or local agencies.

1. Intent. The intent of these guidelines and limitations are to establish required protocols for construction sites, construction workers, and home repair businesses on how to prepare for and prevent the spread of COVID-19 to the maximum extent possible. These guidelines are based on CDC's Interim Guidance for Businesses and Employers to Plan and Respond to Coronavirus Disease 2019 (COVID-19), OSHA's Guidance on Preparing Workplaces for COVID-19, the Infectious Disease Jobsite Safety Protocols established by the California Building Industry Association, and other publications.
2. Construction Site COVID-19 Exposure Control Plans. All construction industry employers should develop a comprehensive COVID-19 exposure control plan, which includes control measures such as social distancing; symptom checking; hygiene; decontamination procedures, and training. An exposure control plan and the following practices must be followed to prevent any onsite worker from spreading or contracting COVID-19, as many people with COVID-19 are asymptomatic and can potentially spread the disease:
 - a. Practice social distancing by maintaining a minimum 6-foot distance from others.
 - b. Preclude gatherings of any size, and anytime two or more people must meet, ensure minimum 6-foot separation.
 - c. When minimum 6-foot separation cannot be reasonably achieved due to the physical conditions, those workers must be provided with and must wear personal protective equipment (PPE) such as gloves, goggles, face shields and face masks as appropriate for the activity being performed.
 - d. The owner/contractor shall designate a site specific COVID-19 Supervisor to enforce this guidance. A designated COVID-19 Supervisor must be physically present at the construction site, AT ALL TIMES, during construction activities. The COVID-19 Supervisor can be an on-site worker who is designated to carry out this role.

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- e. Identify “choke points” and “high-risk areas” where workers are forced to stand together, such as hallways, hoists and elevators, break areas, construction trailers, and buses, and control them so social distancing is maintained.
- f. Discontinue the use of community water, coffee, or food. Refrain from sharing cups, pens, pencils, plan-sets, tablets, laptops, tools, or any other items that may carry germs.
- g. Minimize interactions when picking up or delivering equipment or materials, ensure minimum 6-foot separation is maintained.
- h. Stagger the trades as necessary to reduce density and maintain minimum 6-foot separation on social distancing.
- i. Discourage workers from using other workers’ phones, desks, offices, work tools and equipment. If shared use is necessary, clean and disinfect them before and after each use.
- j. Post, in areas visible to all workers, required hygienic practices including not touching face with unwashed hands or with gloves; washing hands often with soap and water for at least 20 seconds; use of hand sanitizer with at least 60% alcohol, cleaning and disinfecting frequently touched objects and surfaces such as workstations, keyboards, telephones, handrails, machines, shared tools, elevator control buttons, and doorknobs; covering the mouth and nose when coughing or sneezing as well as other hygienic recommendations by the CDC.
- k. Place wash stations or hand sanitizers in multiple locations to encourage hand hygiene.
- l. Require anyone on the project to stay home if they are sick, except to get medical care.
- m. Require anyone on the project to stay home if they have a sick family member at home with COVID-19.
- n. Maintain a daily attendance log of all workers and visitors.
- o. Make disinfectants available to workers throughout the worksite and ensure supplies are frequently replenished.
- p. Require workers to wipe down tools, equipment and, if reasonable, worksite surfaces they come in contact with using disinfectant, including mandatory cleaning of tools and equipment at the end of work shift.
- q. Require workers to wash clothing after each use and other reflective gear regularly.

3. COVID-19 Exposure. Employees and subcontractors shall be required to leave the jobsite if they are displaying COVID-19 symptoms. Furthermore, employees and subcontractors must not enter the jobsite if they have knowingly come into contact with anyone who has exhibited symptoms of the virus or have tested positive for the virus in the previous 2 weeks. COVID-19 symptoms include: fever; cough; shortness of breath; body aches; sore throat.
4. COVID-19 Supervisor. The owner/contractor must designate a site specific COVID-19 Supervisor to enforce this guidance. The COVID-19 Supervisor must be present on the construction site at all times during construction activities. The COVID-19 Supervisor can be an on-site worker who is designated to carry out this role. The COVID-19 Supervisor is encouraged to frequently conduct site walks or visits to ensure workers are complying with guidelines and, if any workers are exhibiting symptoms of illness, to instruct the worker to leave immediately. Supervisor or designee must also provide a copy of these written guidelines to any subcontractor working on site.
5. Subcontractor Compliance. Provide subcontractors an electronic copy of these guidelines. Limit the amount of paperwork or materials exchanged between contractor and subcontractor to the extent reasonably possible. Subcontractors must agree not to enter the worksite if they have tested positive for the virus in the previous 2 weeks or knowingly come into contact with anyone who has exhibited symptoms of the virus in the previous 2 weeks.
6. Occupied In-Home Repairs. All employees and subcontractors performing in-home repairs and/or remodels of occupied residences, including but not limited to appliance repairs, should be provided and should wear, at all times, personal protective equipment (PPE) such as gloves, goggles, face shields and face masks as appropriate for the activity being performed. Such repairs and/or remodels should be limited to emergency repairs and/or remodels.
7. Jobsite Cleaning Supplies. Attempt to make sure hand soap, hand sanitizer, paper towels and disinfectant spray are available for all workers and maintain stock of such supplies at all times during working hours.
8. Definition of construction businesses. The terms “business” and “businesses” shall include all construction related businesses and trades and includes all in-home construction, HVAC, appliance repair businesses.
9. Continuing assessment. Federal, State, and Local Agencies will continue to assess the quickly evolving situation regarding the spread of COVID-19. These guidelines may be refined or superseded by additional executive orders related to the COVID-19 pandemic.
10. Copies of Guidelines. Copies of these guidelines shall promptly be displayed at the worksite and also made available to workers if requested.

SOURCES:

Centers for Disease Control and Prevention (CDC) - Interim Guidance for Businesses and Employers to Plan and Respond to Coronavirus Disease 2019 (COVID-19) - <https://www.cdc.gov/coronavirus/2019-ncov/community/guidance-business-response.html>

Occupational Safety and Health Administration (OSHA) - Guidance on Preparing Workplaces for COVID-19 - <https://www.osha.gov/Publications/OSHA3990.pdf>

California Building Industry Association (CBIA) - Infectious Disease Jobsite Safety Protocol - <https://files.constantcontact.com/978801f4201/080fd751-48ae-4802-ac33-eb5a491e1aae.pdf>