

**CITY COUNCIL OF THE CITY OF OXNARD**

**RESOLUTION NO. 15,371**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OXNARD  
RATIFYING ORDERS ISSUED BY THE DIRECTOR OF EMERGENCY SERVICES**

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 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, pursuant to Government Code section 8634, Resolution No. 15,304 and Chapter 6 of the City Code, the Director may promulgate orders and regulations necessary to provide for the protection of life and property and shall request the City Council to ratify such orders and regulations; and

WHEREAS, the Director has issued Order No. 20-12, attached as an exhibit hereto in response to the Local Emergency.

NOW, THEREFORE, the City Council of the City of Oxnard resolves that Order No. 20-12 issued by the Director and attached as Exhibit A hereto is hereby ratified.

PASSED AND ADOPTED THIS 29<sup>th</sup> day of July, 2020, by the following vote:

AYES: Councilmembers Basua, Flynn, Lopez, MacDonald, Madrigal, Perello and Ramirez.

NOES: None.

ABSENT: None.

ABSTAIN: None.

 7/30/20  
\_\_\_\_\_  
Tim Flynn, Mayor

ATTEST:

  
\_\_\_\_\_  
Michelle Ascencion, City Clerk

APPROVED AS TO FORM:

 7/27/2020  
\_\_\_\_\_  
Stephen M. Fischer, City Attorney

**CITY OF OXNARD**

**DIRECTOR ORDER NO. 20-12**

**ORDER OF THE DIRECTOR OF EMERGENCY SERVICES OF THE CITY OF OXNARD PROVIDING FLEXIBILITY FOR BUSINESSES TO OPERATE OUTSIDE CONSISTENT WITH STATE AND COUNTY GUIDANCE AND ORDERS**

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 (the “Governor”) 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 Health Officer issued an Order directing persons living in the County of Ventura to stay at their places of residence and restricting non-essential activities in response to COVID-19, imposing stay-at-home directives and further operational restrictions on businesses within the County in an effort to stop the spread of COVID-19; and

WHEREAS, on April 9, 2020, the Ventura County Health Officer issued an Order prohibiting all gatherings, adding to the list of essential businesses and requiring implementation of social distancing protocols; and

WHEREAS, on April 20, 2020, the Ventura County Health Officer issued an order closing certain non-essential businesses and prohibiting non-essential activities to combat COVID-19; and

WHEREAS, on May 7, 2020, the Ventura County Health Officer issued an Order requiring all businesses to establish, implement and enforce COVID-19 prevention plans, and has also issued worksite specific COVID-19 prevention plans for particular business sectors; and

*DES Order No. 20-12  
July 23, 2020*

WHEREAS, by Order dated July 13, 2020, the Ventura County Health Officer ordered specific industries or activities close or cease unless they can be modified to operate outside or by pick-up; and

WHEREAS, the California Department of Public Health has issued guidance for specific types of businesses, such as faith based organizations, gyms/fitness centers, nail and hair salons, and other personal services, to operate outdoors during the Local Emergency; and

WHEREAS, the City wishes to allow businesses to operate to the extent permitted by, and consistent with orders, guidance and standards issued by, the State and the County Health Officer.

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

SECTION 1. A business permitted to operate in an outdoor setting by the State and the County Health Officer during the Local Emergency may do so upon issuance of an Outdoor Business Approval by the Community Development Director. Such operation shall be in compliance with applicable orders, guidance and standards issued by the State, the County Health Officer, the Director, and conditions set forth in the Outdoor Business Approval.

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: 7/23/2020

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

ATTEST:

  
Michelle Ascencion, City Clerk

APPROVED AS TO FORM:

  
Stephen M. Fischer, City Attorney