



City of Hidden Hills

6165 Spring Valley Road * Hidden Hills, California 91302
(818) 888-9281 * Fax (818) 719-0083
staff@hiddenhillscity.org * www.hiddenhillscity.org

EMERGENCY SERVICES ORDER NO. 3

ORDER REQUIRING COVID-19 MEASURES AT CONSTRUCTION SITES EFFECTIVE JANUARY 12, 2021

Date of Order: January 11, 2021

WHEREAS, international, national, state, and local health and governmental authorities are responding to an outbreak of respiratory disease caused by a novel coronavirus named “SARS-CoV-2,” and the disease it causes has been named “coronavirus disease 2019,” abbreviated COVID-19, (“COVID-19”);

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;

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;

WHEREAS, the City Manager is the Director Emergency Services in the City of Hidden Hills. Pursuant to Hidden Hills Municipal Section 4-2-4.B.1(a), the Hidden Hills Municipal Code empowers the City Manager as the Director of Emergency Services to proclaim the existence or threatened existence of a local emergency when said city is affected or likely affected by a public calamity and the City Council is not in session, subject to ratification by the City Council within 7 days;

WHEREAS, the Director of Emergency Services of the City of Hidden Hills did proclaim the existence of a local emergency within the City on March 15, 2020;

WHEREAS, on March 16, 2020, the Hidden Hills City Council adopted Resolution No. 950, A Resolution of the City Council of the City of Hidden Hills Ratifying the Director of Emergency Services’ Proclamation of the Existence of a Local Emergency;

WHEREAS, almost ten months after the declaration of a federal, state and local emergency, the State and in particular Los Angeles County, is undergoing a surge of COVID-19 cases;

WHEREAS, the Governor and the California Department of Public Health (“CDPH”) has promulgated the “Blueprint for a Safer Economy” available at: <https://covid19.ca.gov/safer-economy> (“Blueprint”). The Blueprint assigns every county in the State of California to a “tier” which lists the activities and businesses that may operate in that tier. In general, the tier is based on the county’s test positivity and adjusted case rate. The City of Hidden Hills is located in the County of Los Angeles, which is currently in “Tier 1” (the “Purple Tier”) which indicates that COVID-19 is widespread in the county and is the most restrictive tier with regard to the operation of businesses and activity.



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WHEREAS, On November 21, 2020, the CDPH issued a "Limited Stay at Home Order" effective in counties in the Purple Tier which prohibits engaging in non-essential business activities and personal gatherings between the hours of 10:00 p.m. and 5:00 a.m. of the next day. This Limited Stay at Home Order was extended on December 22, 2020.

WHEREAS, because of the continued rise in the rate of COVID-19 cases, positivity rates and hospitalizations, on December 3, 2020, CDPH issued a "Regional Stay at Home Order," which goes into effect when a region has less than 15% intensive care unit (ICU) availability. The Regional Stay at Home Order was triggered for the County of Los Angeles and went into effect on December 6, 2020. In general, the Regional Stay Home Order instructs all individuals living in the region to "stay home or at their place of residence except as necessary to conduct activities associated with the operation, maintenance, or usage of critical infrastructure, as required by law, or as specifically permitted in [the] order." On December 29, 2020, the CDPH announced the extension of the Regional Stay at Home Order for the Southern California region including the City of Hidden Hills.

WHEREAS, the Regional Stay at Home Order allows for the continued operation of critical infrastructure activities, which includes the operation of construction sites and construction projects (including housing construction);

WHEREAS, the most recent Los Angeles County Department of Public Health Order entitled Temporary Targeted Safer at Home Health Officer Order dated December 30, 2020, continues to allow the operation of construction sites as an essential business subject to adhering with the applicable County guidance document;

WHEREAS, both the State and the County have adopted specific guidance for construction businesses to allow such work to continue as safely as possible;

WHEREAS, as of January 8, 2021, Los Angeles County of Public Health has confirmed 871,404 cases of COVID-19 in Los Angeles County and that number is expected to continue to rise during the surge that is occurring in the County;

WHEREAS, to ensure that construction workers at construction sites and projects are provided with the means to comply, and comply, to the maximum extent possible, with the State and County Orders and Guidance documents, it is necessary to put in place additional measures at construction sites to ensure compliance;

WHEREAS, in the interest of the public health and safety, as affected by the emergency caused by the spread of COVID-19, it is necessary to exercise my authority pursuant to Chapter 4-2-4 of the Hidden Hills Municipal Code, City of Hidden Hills Resolution No. 950 and the California Emergency Services Act, Chapter 7 (commencing with Section 8550) of Title 2 of the Government Code, to issue this order;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF HIDDEN HILLS HEREBY ORDERS AS FOLLOWS:



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Section 1. The recitals set forth above are true and correct and are incorporated into this Order by reference.

Section 2. The property owner and contractor (collectively the "Contractor") at any property within the City of Hidden Hills at which construction work is occurring ("Construction Site") shall develop a comprehensive COVID-19 exposure control plan, which includes control measures such as social distancing, symptom checking, hygiene, decontamination procedures, and training ("Exposure Control Plan"). The Exposure Control Plan shall contain at a minimum the measures detailed in this Order and such measures must be followed to prevent any onsite worker from contracting COVID-19 as many people with COVID-19 are asymptomatic and can potentially spread disease. Any required State plan that contains the same requirements as the Exposure Control Plan, can be substituted for the requirement herein. Failure to comply with this Order shall be deemed as creating unsafe conditions and may result in withheld inspections or the closure of the Construction Site until corrected.

Section 3. The Contractor shall institute the following measures which shall be included in the Exposure Control Plan.

A. The Contractor shall post at the Construction Site, 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; and covering the mouth and nose when coughing or sneezing as well as other hygienic recommendations by the Centers for Disease Control ("CDC").

B. The Contractor shall install hand washing facilities with soap and water or hand sanitizer that contains at least 60 percent alcohol in multiple locations at the Construction Site including at each entrance to the Construction Site and shall ensure that the facilities remain adequately stocked during all times of construction activity.

C. The Contractor shall discourage workers from using other workers' phones, desks, offices, work tools and equipment. The Contractor shall ensure that shared equipment or tools are cleaned and disinfected before and after each use as well as cleaned sanitized at the beginning and the end of each shift. The Contractor shall also establish a schedule for cleaning and disinfecting frequently touched objects and surfaces such as workstations, keyboards, telephones, restroom facilities, handrails, control buttons, doorknobs and the like. The Contractor shall maintain a log of the established cleaning schedule which shall be made available to the City upon request.

D. The Contractor shall instruct its workers and other members of the public at the Construction Site to maintain a minimum 6-foot distance from one another at all times, unless specific work assignments require less distancing; in such situations, the Contractor shall implement strategies to allow for maximum distancing. The Contractor shall post a sign in a conspicuous place at each pedestrian entrance to the Construction Site as well as throughout the site instructing workers and other members of the public of this requirement.



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E. The Contractor shall instruct its workers and other members of the public at the Construction Site of the prohibition regarding the gathering in groups of any size, including gathering on site for lunch and other breaks, and anytime two or more people must meet, the Contractor shall ensure that such persons maintain a distance of six feet from one another at all times.

F. The Contractor shall: (i) identify "choke points" and "high-risk areas" where workers are forced to stand together, such as hallways, hoists and elevators, break areas, and buses, and control them so that social distancing of six feet from one another is maintained; (ii) minimize interactions when picking up or delivering equipment or materials so that social distancing of six feet from one another is maintained; and (iii) stagger the trades as necessary to reduce density so that social distancing of six feet from one another is maintained.

G. The Contractor and/or the owner, manager, or operator of any business that, as its primary operation, is engaged in construction work at the Construction Site shall ensure that its employees or independent contractors are provided personal protective equipment ("PPE") such as gloves, goggles, face shields and face masks to comply with the provisions of this Order and as is appropriate for the activity being performed at the Construction Site. A face mask or other cloth face covering is required to be worn at all times by every person while at the Construction Site, except for when eating or drinking.

H. The Contractor shall designate a person as the Construction Site COVID-19 Supervisor to enforce this Order. The designated COVID-19 Supervisor shall 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 this role.

I. The Contractor shall require anyone working or visiting the Construction Site to not enter the Construction Site if experiencing signs of illness, including respiratory illness, fever or cough or if such person has been in recent close contact with someone with laboratory confirmed COVID-19. The Contractor shall also require anyone working or visiting the Construction Site to return home if such person is experiencing signs of illness, including respiratory illness, fever or cough. The Contractor shall post a sign in a conspicuous place at each pedestrian entrance to the Construction Site instructing workers and other members of the public of these requirements.

J. The Contractor shall require anyone working at the Construction Site to stay home if they are sick.

K. The Contractor shall require anyone working at the Construction Site to inform their supervisor if they have a sick family member or other person at home with COVID-19 and Contractor shall comply with all applicable notice requirements regarding the exposure of COVID-19 as required by State law, regulation, guidance or orders.

L. The Contractor shall take all appropriate steps, if individuals are residing at the Construction Site, to ensure that workers minimize their contact with areas within the building but not within the actual construction project, including limiting workers' path of travel in and out of the project site, and, for all such areas with which contact is unavoidable, regularly clean and sanitize those areas at least twice daily, including following completion of work each day, and maintain a log of the cleaning schedule to be made available to the City upon request.



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M. The Contractor shall maintain a daily attendance log of all workers and visitors.

Section 4. The property owner of the Construction Site and their contractor(s) are legally responsible for compliance with this Order. City of Hidden Hills staff will verify compliance with this Order during regular scheduled inspections for projects under construction as well as during investigations associated with complaints that may be submitted to the City of Hidden Hills by email to construction@hiddenhillscity.org. This Order authorizes the City's building official or designee to issue a stop work order at a Construction Site at which workers are in violation of Sections 2 and 3 of this Order by giving notice in writing to the COVID-19 Supervisor, the Contractor or to persons engaged in the doing or causing such work to be done at the Construction Site. No person shall fail to comply with such a stop work order if issued by the City.

Section 5. The Contractor is required to adhere to the guidance documents promulgated by the Los Angeles County Department of Public Health and the State of California regarding construction in addition to the requirements herein. The intent of this order is to supplement the requirements already imposed on Contractors by the State, including Cal-OSHA, and the County of Los Angeles.

Section 6. Any violation of this Order may be determined to be a misdemeanor and punishable by a fine or imprisonment, or both, pursuant to Government Code Section 8665 and Section 4-2-8 of the Hidden Hills Municipal Code, and any other state or city law as may be applicable.

Section 7. This Order shall take effect on January 12, 2021 at 12:00 a.m.

Executed on this 11th day of January, 2021, at Hidden Hills, California.

Mayor Stuart E. Siegel