



# **MINUTES**

## **SPECIAL MEETING**

### **CITY COUNCIL CITY OF SOUTH SAN FRANCISCO**

**WEDNESDAY JUNE 3, 2020  
5:00 p.m.**

#### **Teleconference via GoToMeeting**

*City Council conducted this meeting in accordance with  
California Governor Newsom's Executive Orders N-25-20  
and N-29-20 and COVID-19 pandemic protocols.*

#### **CALL TO ORDER**

5:00 p.m.

#### **ROLL CALL**

Participating Remotely: Councilmembers Matsumoto, Nagales, and Nicolas, Vice Mayor Addiego and Mayor Garbarino.

**PUBLIC COMMENTS** – comments are limited to items on the Special Meeting Agenda.

None.

#### **ANNOUNCEMENTS FROM STAFF**

Police Chief Azzopardi apprised Council and the community of a planned peaceful demonstration scheduled on Thursday, June 4, 2020, at 11:00 a.m. in front of City Hall ending at the Municipal Services Building, 33 Arroyo Drive. He joins police chiefs across the state in denouncing the actions of the Minneapolis Police Department officers during the arrest and tragic death of Mr. George Floyd. Police Chief Azzopardi acknowledged the community's desire for change and indicated he would be participating in the march. He informed the community that there would be a strong police presence to ensure that everyone involved was safe.

Council engaged in discussions about street closures, bus routes, social distancing, and police presence. Police Chief Azzopardi responded to the Council's concerns and indicated that the South San Francisco Chamber of Commerce informed downtown merchants of the planned demonstration, and officers notified businesses on Chestnut Avenue.

#### **LEGISLATIVE BUSINESS**

1. Report regarding an urgency ordinance of the City of South San Francisco further enacting a temporary moratorium on small business and nonprofit entity evictions due to nonpayment of rent where the failure to pay rent results from income loss resulting from the Novel Coronavirus (COVID-19) (*Sky Woodruff, City Attorney*)

City Attorney Woodruff presented the report and indicated that on April 8, 2020, the City Council adopted an urgency ordinance that prohibited the eviction of small businesses and non-profits that are unable to pay all of the rent due because of a demonstrated loss of income resulting from COVID-19 pandemic. At the time that the City Council adopted the urgency ordinance, the County

of San Mateo implemented a similar prohibition on the eviction of residential tenants as part of its efforts to protect public health. Both the county's order and the city's ordinance expired on May 31, 2020. Governor Newsom issued an order that suspended some of the state laws that conflicted with local enactments, which prohibited evictions because of non-payment of rent initially set to expire May 29, 2020, extended through July 28, 2020. San Mateo County has extended its moratorium on residential evictions through June 2020. The proposed urgency ordinance extends the current moratorium on evictions for nonpayment of rent by small business and nonprofit entities impacted by COVID-19 through June 2020 to match the County. If the county further extends its order because of local conditions related to public health, the city's ordinance would be extended to match the county. Once the ordinance expires, small business or nonprofit entities must repay any back due rent no later than 90 days following the expiration of the ordinance. Additionally, the small business or nonprofit entity could use the ordinance as an affirmative defense in an unlawful detainer action.

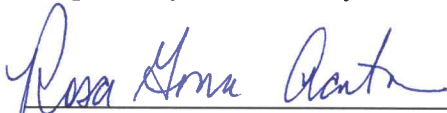
Motion—Councilmember Nicolas/Second—Councilmember Matsumoto: to approve Urgency Ordinance No. 1600-2020, by roll call vote: AYES: Councilmembers Matsumoto, Nagales and Nicolas, Vice Mayor Addiego and Mayor Garbarino; NAYS: None; ABSENT: None; ABSTAIN: None.

#### ADJOURNMENT

Being no further business Mayor Garbarino adjourned the meeting at 5:16 p.m.

Respectfully submitted by:

Approved by:



Rosa Govea Acosta, CMC, CPMC  
City Clerk

Richard Garbarino  
Mayor

Approved by the City Council: \_\_\_\_ / \_\_\_\_ / \_\_\_\_