



# COUNTY OF NEVADA HEALTH & HUMAN SERVICES AGENCY

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## NEVADA COUNTY BOARD OF SUPERVISORS Board Agenda Memo

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**MEETING DATE:** July 28, 2020

**TO:** Board of Supervisors

**FROM:** **Ryan Gruver**

**SUBJECT:** Resolution Rescinding Resolution 20-101 and Amending Resolution 20-189 to Extend the County's Police Power to Impose Substantive Limitations on Residential and Commercial Evictions and Judicial Foreclosures to September 30, 2020.

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**RECOMMENDATION:** Approve the attached Resolution.

**FUNDING:** N/A

**BACKGROUND:** The global COVID-19 pandemic and efforts to mitigate its spread have created unprecedented job loss and economic hardship. On March 4, 2020, the Governor of the State of California issued a Proclamation of a State of Emergency due to the current and potential impacts caused by COVID-19 and to combat the spread of COVID-19 broadly.

The economic impacts of COVID-19 on Nevada County residents remain significant. Many residents of Nevada County are experiencing substantial losses of income as a result of business closures, the loss of hours or wages, or layoffs related to COVID-19, hindering their ability to keep up with rents and mortgages. Taking measures to promote the stability of residential and commercial tenants in Nevada County economically impacted by COVID-19 furthers the public health interests of Nevada County residents by reducing vulnerability to COVID-19.

On March 16, 2020, the Governor of California issued Executive Order N-28-20, suspending any provision of state law that would preempt or otherwise restrict a local government from exercising its police power to impose substantive limitations on residential or commercial evictions.

On March 24, 2020 this Board adopted Resolution 20-101, limiting commercial and residential evictions and foreclosures caused by the impacts of the COVID-19 Pandemic through May 31, 2020. On May 26, 2020, this Board adopted Resolution 20-189 to amend and extend Resolution 20-101 to July 31, 2020.

On May 29, 2020, per Executive Order N-66-20, and June 30, 2020, per Executive Order N-71-20, the Governor extended the suspensions of any provision of state law that would preempt or otherwise restrict a local government from exercising its police power to impose substantive limitations on residential or commercial evictions, while also suspending certain statutory actions for judicial foreclosure, through July 29, 2020, and again through September 30, 2020, respectively.

There remains an urgent and compelling need for the County of Nevada to exercise its police power to impose such substantive limitations on residential or commercial evictions in the unincorporated areas of Nevada County to protect the health, safety and welfare of its citizens in light of the ongoing impacts associated with the COVID-19 pandemic. If approved, this Resolution will extend the limitations on residential or commercial evictions in the unincorporated areas of Nevada County to September 30, 2020, consistent with the Governor's executive order N-71-20, while also continuing to incorporate the Judicial Council's Administration/Emergency Rules pertaining to certain limitations on evictions and judicial foreclosures, which the Judicial Council will keep in effect until 90 days after the Governor declares the state of emergency related to the COVID-19 pandemic is either lifted or has expired, or until amended or repealed by the Judicial Council. Further this Resolution will rescind Resolution 20-101, as it is being superseded by the Resolution before you.

**Item Initiated and Approved by:** Ryan Gruver, Director of Health and Human Services Agency