



COUNCIL AGENDA: 5/19/20
FILE: 20-568
ITEM: 8.3

Memorandum

TO: HONORABLE MAYOR
AND CITY COUNCIL

FROM: Jacky Morales-Ferrand

SUBJECT: SEE BELOW

DATE: May 14, 2020

Approved

Date

5/14/2020

SUPPLEMENTAL

**SUBJECT: AMENDMENTS TO THE EVICTION MORATORIUM ORDINANCE
AND EXTENSION OF MORATORIUM**

The purpose of this supplemental is to provide an update on recent actions taken by the County of Santa Clara Board of Supervisors regarding the potential extension of the County's Eviction Moratorium for those impacted by COVID-19.

BACKGROUND

On March 24, 2020, the Santa Clara County Board of Supervisors (the Board) passed an Urgency Ordinance establishing a temporary moratorium on "COVID-19 Evictions" countywide, including both incorporated and unincorporated areas. The countywide moratorium for residential and small business commercial rentals began on March 24 and is effective through May 31, 2020, unless extended. The Ordinance applies to all cities located in the County including cities who have passed their own moratoriums, with the condition that the more protective moratorium term will apply. [A copy of the Santa Clara County Eviction Moratorium can be viewed here¹.](http://sccgov.iqm2.com/Citizens/Detail_LegiFile.aspx?Frame=&MeetingID=12191&MediaPosition=&ID=100945&CssClass=)

On May 12, 2020², the Board of Supervisors considered whether to extend the eviction moratorium now or defer consideration until the Board's special meeting on May 26, 2020. The Board of Supervisors considered: A) adopting an urgency ordinance to extend the temporary moratorium, or B) referring to County Counsel to report to the Board at the next scheduled

¹ http://sccgov.iqm2.com/Citizens/Detail_LegiFile.aspx?Frame=&MeetingID=12191&MediaPosition=&ID=100945&CssClass=

² <https://sccgov.iqm2.com/Citizens/FileOpen.aspx?Type=14&ID=11477&Inline=True>

HONORABLE MAYOR AND CITY COUNCIL

May 14, 2020

Subject: Amendments to the Eviction Moratorium Ordinance and Extension of Moratorium

Page 2

meeting with options to extend the county-wide moratorium beyond May 31, 2020. The Santa Clara County Board of Supervisors approved option B to refer to County Counsel for extension options beyond May 31, 2020 at the special Board meeting that will be held on May 26, 2020.

ANALYSIS

From the discussion of the Board, the Board expressed that the extension of the countywide moratorium is contingent on direction provided by the Governor's Office related to the continuation of local eviction moratoria. The Board is awaiting an update from the Governor's Office on whether the State will extend Executive Order N-28-20 set to expire May 31, 2020. The Executive Order was originally the basis for the County implementing a moratorium. Further, discussion by the Board will be heard at the next scheduled special meeting set for May 26, 2020, at which point the State may have taken further actions related to eviction moratoria.

COORDINATION

Preparation of this report has been coordinated with the City Attorney's Office.

/s/

JACKY MORALES-FERRAND
Director, Housing Department

For questions, please contact Deputy Director, Rachel VanderVeen at (408) 535-8231.