



TO: Mayor and Councilmembers

FROM: Vyto Adomaitis, Neighborhood Services and Public Safety Director

CONTACT: JoAnne Plummer, Parks and Recreation Manager

SUBJECT: Resolution to Re-Open the Tennis and Pickleball Courts within the City

RECOMMENDATION:

Adopt Resolution 20-___ entitled, "A Resolution of the City Council of the City of Goleta, California, to Suspend Part of Resolution 20-18 to Allow for the Opening of Tennis And Pickleball Courts Within City Limits."

BACKGROUND:

On March 17, 2020, the City Council adopted Resolution 20-18, which ratified the City Manager's emergency declaration and imposed attendant orders to close restaurants, gyms, movie theaters and the like; to prohibit the use of City play structures and exercise equipment in its parks; and to prohibit residential and commercial evictions based on nonpayment of rent due to loss of income from the COVID-19 pandemic.

On March 19, 2020, the Governor issued Executive Order 33-20, which ordered all residents to immediately heed current State public health directives to stay home, except as needed to maintain continuity of operations of essential critical infrastructure sectors and additional sectors that the State Public Health Officer may designate as critical to protect the health and well-being of all Californians.

On April 24, 2020, the Public Health Officer of Santa Barbara County (Health Officer) issued health order (Order Nos. 2020-8), which, among other things, provided guidelines for Essential Businesses, Recreation, and Faith-Based Gatherings Within Santa Barbara County to open with modified operations and social distancing protocols.

On May 7, 2020, an emergency order of the Director of Emergency Services of the City of Goleta, California was executed, to suspend part of Resolution 20-18 to allow for the opening of tennis and pickleball courts within city limits and safety precautions to apply.

On May 8, 2020 the Public Health Officer of Santa Barbara County issued health order (Order Nos. 2020-08.1), which, among other things provided guidelines for low-risk businesses to reopen, Pool Use, graduations and more.

DISCUSSION:

Resolution 20-18 required closure of all City playground structures and exercise equipment, which included basketball courts, tennis courts, pickleball courts, skatepark, and group picnic areas.

The Health Order issued on April 24, 2020 outlined guidelines for opening some businesses and provided opportunity to resume tennis and pickleball play. The guidelines required for these recreational opportunities were not differentiated from the business community and therefore, created challenges for opening. The City of Santa Barbara was able to open their Municipal Courts almost immediately, because they were able to utilize a reservation only system and have employees on-site to ensure compliance with the Health Order guidelines. When staff last checked, prior to the re-opening of the Goleta Courts, the City of Santa Barbara had not opened any of their courts that were not supervised but were hoping to do so before May 15, 2020.

To open the tennis and pickleball courts in Goleta, staff established requirements that were emailed to users, placed on the City's website and posted at each of the courts. Through the City's franchise agreement with Marborg, portable restrooms with hand washing stations were added to parks where hand washing stations did not exist. Public Works staff posted signs and placed social distancing markings, to assist the public with compliance. Enforcement is primarily self-regulated, and complaint driven. To date, there have not been any complaints from staff, the Sherriff's office, residents or users.

If the City Council supports keeping the tennis and pickleball courts in Goleta open, then Emergency Order 20-04 must be ratified by adoption of the proposed resolution.

FISCAL IMPACTS:

All efforts described in this report have been completed by staff, except for the daily cleaning of the portable restrooms which is performed under a contract with Big Green. It is estimated that the daily cost to the City to service and sanitize these two facilities will be \$35/day. The Park Maintenance account, 101-50-5400-51065, will be utilized to pay for these services. These expenditures are anticipated to be submitted for reimbursement from FEMA related to COVID-19 response.

ALTERNATIVES:

The City Council could choose to not ratify the order, at which point the City Manager's order would become have no further effect.

Reviewed By:

Legal Review By:

Approved By:



Kristine Schmidt
Assistant City Manager



Michael Jenkins
City Attorney



Michelle Greene
City Manager

ATTACHMENTS:

1. Resolution 20-__ entitled, " A Resolution of the City Council of the City of Goleta, California, to Suspend Part Of Resolution 20-18 to Allow for the Opening of Tennis And Pickleball Courts Within City Limits"

2. Emergency Order No. 20-04, entitled "An Emergency Order of The Director of Emergency Services of The City of Goleta, California, To Suspend Part of Resolution 20-18 To Allow for The Opening of Tennis and Pickleball Courts Within City Limits"

ATTACHMENT 1

Resolution 20-__ entitled, "A Resolution of the City Council of the City of Goleta, California, to Suspend Part Of Resolution 20-18 to Allow for the Opening of Tennis And Pickleball Courts Within City Limits"

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RESOLUTION NO. 20-__

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GOLETA,
CALIFORNIA, TO SUSPEND PART OF RESOLUTION 20-18 TO
ALLOW FOR THE OPENING OF TENNIS AND PICKLEBALL
COURTS WITHIN CITY LIMITS**

The City Council of the City of Goleta does hereby find, order and resolve as follows:

SECTION 1. For the reasons set forth in the order, Emergency Order 20-04 dated May 7, 2020 issued by the Director of Emergency Services suspending Section 5(A)(3) of Resolution No. 20-18 to allow for public access to the City's tennis and pickleball courts with safety requirements is ratified.

SECTION 2.

The City Clerk shall certify to the adoption of this Resolution and enter it into the book of original resolutions.

PASSED, APPROVED AND ADOPTED this ____ day of May 2020.

PAULA PEROTTE
MAYOR

ATTEST:

APPROVED AS TO FORM:

DEBORAH S. LOPEZ
CITY CLERK

MICHAEL JENKINS
CITY ATTORNEY

STATE OF CALIFORNIA)
COUNTY OF SANTA BARBARA) ss.
CITY OF GOLETA)

I, DEBORAH S. LOPEZ, City Clerk of the City of Goleta, California, DO
HEREBY CERTIFY that the foregoing Resolution No. 20-__ was duly adopted by
the City Council of the City of Goleta at a regular meeting held on the ____ day of
May 2020, by the following roll call vote of the City Council:

AYES:

NOES:

ABSENT:

ABSTENTIONS:

(SEAL)

DEBORAH S. LOPEZ
CITY CLERK

ATTACHMENT 2

EMERGENCY ORDER NO. 20-04

AN EMERGENCY ORDER OF THE DIRECTOR OF
EMERGENCY SERVICES OF THE CITY OF GOLETA,
CALIFORNIA, TO SUSPEND PART OF RESOLUTION 20-18
TO ALLOW FOR THE OPENING OF TENNIS AND
PICKLEBALL COURTS WITHIN CITY LIMITS

EMERGENCY ORDER NO. 20-04

AN EMERGENCY ORDER OF THE DIRECTOR OF EMERGENCY SERVICES OF THE CITY OF GOLETA, CALIFORNIA, TO SUSPEND PART OF RESOLUTION 20- 18 TO ALLOW FOR THE OPENING OF TENNIS AND PICKLEBALL COURTS WITHIN CITY LIMITS

The Director of Emergency Services of the City of Goleta does hereby find as follows:

SECTION 1. Recitals.

- A. 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 which has been named "coronavirus disease 2019," abbreviated COVID-19, ("COVID-19").
- B. 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 a broader spread of COVID-19.
- C. 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.
- D. On March 17, 2020, the City Council adopted Resolution 20-18 which ratified the City Manager's emergency declaration and imposed attendant orders to close restaurants, gyms, movie theaters and the like; to prohibit the use of City play structures and exercise equipment in its parks; and to prohibit residential and commercial evictions based on nonpayment of rent due to loss of income from the COVID-19 pandemic.
- E. On March 12, 2020, the Santa Barbara County Public Health Officer declared a local and public health emergency in response to increased COVID-19 spread across the country and Santa Barbara County.
- F. The Centers for Disease Control and Prevention, the California Department of Health, and the Santa Barbara County Department of Public Health have all issued recommendations including but not limited to strict adherence to social distancing guidelines, canceling or postponing group events, working from home, and other precautions to protect public health and prevent transmission of this communicable virus. Other counties throughout the state have similar directives.

- G. On April 5, 2020 the Santa Barbara County Public Health Officer issued a second countywide order, the Stay Well at Home Order. This public health order prohibits all public and private group gatherings and events and requires people to stay in their homes with limited exceptions; and requires closure of all non-essential retail businesses, shopping centers, playgrounds for children, bars, nightclubs, movie theaters and all similar gathering places. The purpose of the order is to further restrict, and limit gathering of persons and require closures of non-essential retail businesses in an effort to stem or slow the spread of the virus.
- H. On March 19, 2020, the Governor of the State of California, also issued Executive Order N-33-20, an Order of the State Public Health Officer ordering all individuals living in California to stay home or at their place of residence except as needed to maintain continuity of operations of outlined federal critical infrastructure sectors.
- I. On April 24, 2020, the Santa Barbara County Public Health Officer issued Health Officer Order No. 2020-8, which among other things, allowed for the outdoor activities of tennis and pickleball to occur so long as social distancing requirements are observed.
- J. Subsequent to Health Officer Order No. 2020-8, the City of Santa Barbara and the County of Santa Barbara have reopened tennis and pickleball courts in their respective jurisdictions and have experienced no incidents of social gathering among users of tennis and pickleball courts.
- K. This Order is an exercise of the Director of Emergency Services' emergency powers as provided for under State law and Chapter 2.10 of the Goleta Municipal Code, is temporary in nature and intended to protect the peace, health, and safety of the public, and to protect life and property as affected by the emergency, in that this Order allows for the opening of tennis and pickleball courts within City limits with strict social distancing requirements so that safe practices are still observed at these playground facilities to slow the spread of COVID-19.
- L. The City Council of the City of Goleta is not in session (and cannot immediately be called into session).

SECTION 2. The Director of Emergency Services hereby suspends Section 5(A)(3) of Resolution 20-18, which prohibited public access to the City's playground structures and exercise equipment, as it relates to tennis and pickleball courts within City limits. Access to the City's tennis and pickleball courts is allowed so long as members of the public comply with the operating and safety requirements, attached as Exhibit A and incorporated herein by reference, and posted at each tennis and pickleball court. The operating and safety requirements in Exhibit A may be amended from time to time by the Director of Emergency Services to respond to new situations as they arise and to comply with new orders from the Governor or County Public Health Officer.


SECTION 3. Severability. If any section, subsection, sentence, clause, phrase or word of this order is found to be unconstitutional or otherwise invalid by any court of competent jurisdiction, such decision shall not affect the remaining provisions of this order.

SECTION 4. Effective Date and Termination. This Order shall become effective immediately and shall continue until the earlier to occur of: (1) the conclusion of the local emergency; (2) its termination is ordered by the City Manager/Director of Emergency Services; or (3) it is duly terminated by the City Council. The Order may also be superseded by a duly enacted ordinance or order of the City Council expressly superseding this Order.

May 7, 2020 at 12:15pm
Date and Time


Michelle Greene
City Manager & Director of Emergency Services

APPROVED AS TO FORM:



Michael Jenkins
City Attorney

EXHIBIT A

Operating and Safety Requirements for Tennis and Pickleball Courts

OPERATING AND SAFETY REQUIREMENTS FOR PUBLIC USE OF TENNIS/PICKLEBALL COURTS

Please carefully read the operating and safety requirements below.

In order to keep the courts open and available to the public, it is important that all users comply by these requirements and follow the posted rules.

Please follow all Santa Barbara County Health Orders.

Adhering to these requirements is important and the failure to support them violates our facility operating policy. Numerous factors have been considered, but please remember the safety of all visitors is a priority.

All players and staff must remain vigilant to adhering to the orders on social distancing and those for public gatherings. **DO NOT** come to the tennis/pickleball facility if any of the following apply.

- You exhibit or experience symptoms of COVID-19. See Attachment D of Health Officer Order 2020-08.
- You received a positive test result for COVID-19.
- You are under medical orders to be in self isolation.
- You had contact with someone who has received a positive test result for COVID-19.
- You had contact with someone believed to be infected with COVID-19.

Hygiene Protocol for Players:

- Players shall bring and use their own hand sanitizer immediately before and after each play session.
- Players shall clean and wipe down their own equipment, including racquets, balls, and water bottles immediately before and after play.
- Each player shall have their own tennis/pickleball balls clearly marked with their own initials and ensure that they are the only person to touch a tennis/pickleball ball with their hands.
- Do not share racquets or water bottles.
- Avoid touching your face.
- Players who cough and/or sneeze, must do so into their elbow.
- Players must not shake hands or engage in any unnecessary physical contact.

Safety Considerations:

- All court entrance gates will remain locked open for safety.
- Rain or Inclement Weather: courts may be closed for any weather event to prevent congregating at the courtside or facility.
- Pickleball Courts will remain up and are not to be modified or removed.

Social Play Considerations:

- Players must always comply with social distancing requirements (6 feet social distancing), including when arriving at and departing from a court.
- No more than 4 players permitted on each court.
- When waiting for a court, players must remain on the outside of the facility and adhere to the social distancing requirements, until a court becomes available.
- If players are waiting to use the court, the current play must conclude after 45 minutes.
- Drop in days/times are prohibited under the current order, Set Play or coordinated games only.

Singles Play Considerations:

- Use requirements above regarding the 6 ft social distancing rule.
- Each player shall furnish tennis/pickleball balls and use their own balls while serving or starting a practice rally with the goal of each player only touching the tennis/pickleball balls he or she brought.
- Players changing ends should do so from opposite sides of court.
- Ensure no physical contact during games – don't shake hands or high five.
- No extra-curricular or social activity should take place. No congregation.
- If a ball from another court enters your court, send it back with a kick or with your racquet.

Any concerns/questions, please report immediately to JoAnne Plummer, Parks and Recreation Manager, by leaving a voicemail at 805-562-5505 or email to jplummer@cityofgoleta.org.

**WELCOME TO THE CITY OF GOLETA'S
TENNIS & PICKLEBALL COURTS**

REQUIREMENTS FOR A SAFE PLAYER EXPERIENCE:

1. City employees will manage the courts.
2. Court hours are 8:00 a.m. – Sunset. Monday – Sunday.
3. Courts are on a first come first served basis, for a maximum play of 45 minutes to accommodate other users.
4. If the courts are in use, remain on the outside of the facility to avoid violating social distancing requirements.
5. Court gates shall be secured open during facility hours.
6. Youth 17 or under must be accompanied by a parent.
7. No congregating at the courts or facility. No spectators permitted.
8. Bring your own equipment including hand sanitizer, towel, racquet, balls, water and water bottle.
9. Remove your personal items when leaving. Leftover items will be discarded.
10. Public drinking fountains are CLOSED.

Please help us by practicing these requirements and other efforts to keep our Goleta residents safe. If users violate the above listed requirements, or the County of Santa Barbara's Public Health Order, the courts may be closed, without notice, for an undetermined length of time.

ATTACHMENT D

**HEALTH OFFICER ORDER NO. 2020-08
COUNTY OF SANTA BARBARA**

**FOR THE CONTROL OF COVID-19
STAY WELL AT HOME ORDER
ESSENTIAL BUSINESSES WITHIN SANTA BARBARA COUNTY**

COVID-19 SELF-EVALUATION

The County Health Officer has defined COVID-19 symptoms as follows:

Mild to Moderate Symptoms Related to or
Other Respiratory Illness such as:

Sore Throat

Runny Nose

Fever

Chills

Not Feeling Well

Sneezing

Coughing

Gastro-Intestinal symptoms such as:

Soft Stool

Stomach Cramps

New Loss of smell and/or taste