

RESOLUTION NO. RE-3659-20**CONTINUATION OF NINTH AMENDED DECLARATION
OF PUBLIC HEALTH EMERGENCY
CITY OF MANSFIELD, TEXAS**

WHEREAS, in December 2019 a novel coronavirus, now designated COVID-19, was detected in Wuhan City, Hubei Province, China, with symptoms including fever, cough, and shortness of breath and with outcomes ranging from mild to severe illness and in some cases, death;

WHEREAS, on March 11, 2020, the World Health Organization declared COVID-19 a worldwide pandemic;

WHEREAS, County Judge Glen Whitley issued multiple Declarations of Disaster due to Public Health Emergency for Tarrant County for COVID-19;

WHEREAS, Governor Greg Abbott issued a State of Disaster for all Texas counties for COVID-19 and has issued at least 29 Executive Orders and 3 Proclamations for COVID-19;

WHEREAS, President Donald Trump declared a State of National Emergency for the United States of America on March 13, 2020;

WHEREAS, the Mayor of Mansfield, Texas has been notified by the Texas Department of State Health Services and, Tarrant County, Johnson County and Ellis County health officials of numerous positive cases of COVID-19 and thus the Mayor of Mansfield has issued multiple Declarations of Public Health Emergency for COVID-19;

WHEREAS, pursuant to the Texas Disaster Act of 1975, the Mayor is designated as the Emergency Management Director of the City of Mansfield, and may exercise the powers granted to the governor on an appropriate local scale;

WHEREAS, by this Declaration of Local Disaster and Public Health Emergency, the Mayor hereby declares all rules and regulations that may inhibit or prevent prompt response to this threat suspended for the duration of the incident;

WHEREAS, pursuant to the authority granted to the Mayor under the Texas Disaster Act of 1975, the Mayor hereby authorizes the use of all available resources of state government and political subdivisions to assist in the City's response to this situation;

WHEREAS, the Mayor of the City of Mansfield, Texas, has previously issued a Declaration of Public Health Emergency on March 18, 2020, a First Amended Declaration of Public Health Emergency on March 20, 2020, a Second Amended Declaration of Public Health Emergency on March 24, 2020, a Third Amended Declaration of Public Health Emergency on March 31, 2020, a Fourth Amended Declaration of Public Health Emergency on April 13, 2020, and a Fifth, Sixth, Seventh, Eighth, and Ninth Amended Declaration of Public Health Emergency on May 1, 2020, May 8, 2020, May 20, 2020, June 4, 2020, and July 2, 2020, respectively, in order to implement additional measures consistent with Governor Greg Abbott's Executive Orders and Proclamations, and in order to ensure the protection of the general public in the City of Mansfield; and

WHEREAS, in accordance §418.108(b), the declaration by the Mayor can only be in effect for a period of not more than seven days, unless the same is continued with the consent of the City Council of the City of Mansfield, Texas; and,

WHEREAS, the current situation with COVID-19 leads the City Council to believe that the mitigation efforts and emergency response to COVID-19 must continue for more than seven days.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MANSFIELD, TEXAS:

SECTION 1.

That the City Council hereby consents to the continuation of the Ninth Amended Declaration of the Public Health Emergency for the City of Mansfield; and it be further resolved that the City of Mansfield hereby adopts the provisions of all Executive Orders and Proclamations regarding COVID-19 that have been previously issued by Governor Greg Abbott and that all such Orders and Proclamations shall remain in effect during the pendency of this Resolution. The provisions of Governor Abbott’s Executive Orders and Proclamations regarding COVID-19 that remain in effect during the pendency of this Resolution, are incorporated herein by reference as if written word for word, and for clarity nothing in this Resolution is intended to conflict with Governor Abbott’s Executive Orders and Proclamations regarding COVID-19, however, in the event of a conflict of this Resolution and Governor Abbott’s Executive Orders and Proclamations regarding COVID-19, Governor Abbott’s Orders and/or Proclamations shall control. Maximum fine amount shall be the sum of \$250.

The Ninth Amended Declaration of Public Health Emergency supersedes prior Declarations, and shall remain in full force and effect until it is modified, amended, rescinded, or superseded by the City Council.

SECTION 2.

That the City’s Emergency Operations Plan shall continue to be implemented. Any violation of rules, regulations or directives adopted pursuant to the Emergency Operations Plan or ANY Declaration of Public Health Emergency shall be subject to the penalties set forth in the Emergency Operations Plan and Section 418.173, Texas Government Code, but in no event shall include jail confinement.

SECTION 3.

That this resolution shall take effect immediately from and after its passage.

PASSED AND APPROVED THIS THE 6th DAY OF JULY, 2020.



David L. Cook, Mayor

ATTEST:



Susana Marin, City Secretary