

RESOLUTION NO. 2020-04-13-A

A RESOLUTION OF THE BOARD OF ALDERMEN OF THE CITY OF TEAGUE, TEXAS, EXTENDING THE SHELTER IN PLACE ORDER UNTIL 11:59 P.M. ON APRIL 20, 2020; OTHER RELATED MATERS; AND PROVIDING AN EFFECTIVE DATE, PUBLICITY AND FILING.

WHEREAS, the Mayor of the City of Teague, Texas (the “City”) has declared a local state of disaster for the City; and

WHEREAS, the Board of Aldermen (the “Board of Aldermen”) of the City of Teague, Texas has the authority under Texas Government Code Section 418.108(b) to continue or renew a declaration of a local state of disaster for a period of more than seven (7) days; and

WHEREAS, the Mayor of the City ordered a Shelter in Place; and

WHEREAS, the Board of Aldermen has the authority under Texas Government Code Section 418.108(b) to continue or renew a declaration of a local state of disaster for a period of more than seven (7) days; and

WHEREAS, on March 31, 2020, the Governor of Texas Greg Abbott issued Executive Order GA-14 (the “Order”), ordering people or entities to provide all services through remote telework from home, unless they are essential services as defined by that Order; and

WHEREAS, the Board of Aldermen wishes to continue the Shelter in Place Order indefinitely to abate the effects of the spread of the coronavirus; and

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF TEAGUE, TEXAS:

SECTION ONE. Intent of this Order. The intent of this Order is to ensure that the maximum number of people self-isolate in their places of residence to the maximum extent feasible, while enabling essential services to continue, to slow the spread of COVID-19 to the maximum extent possible. When people need to leave their places of residences, whether to obtain or perform essential functions or activities, or to otherwise facilitate herein authorized activities, they should at all times reasonably possible comply with Social Distancing Requirements as defined in Section IV herein. All provisions of this Order should be interpreted to effectuate this intent and the City Administrator, or her designee is given authority to interpret and implement as necessary to effectuate said intent. Failure to comply with any provisions of this Order constitutes an imminent threat to the public health.

SECTION TWO. Ratification. The Board of Aldermen hereby extends the Mayor’s Shelter in Place order indefinitely. Incorporated into this Resolution are the provisions of Governor Greg Abbott’s Executive Order GA-14, which supersede any conflicting order issued by local officials in response to the disaster, but only to the extent that such local order restricts essential services allowed by the Order or allows gatherings prohibited by the Order.

SECTION THREE. Shelter and Stay in Place.

- (a) Except as otherwise provided herein, all individuals currently living within the City of Teague (hereinafter the City) are ordered to shelter at their place of residence or where they currently reside.
- (b) People who are sick, are urged to stay in their residence to the extent possible except as necessary to seek medical care.
- (c) All persons may leave their residences only for Essential Activities, to provide or perform Essential Governmental Functions, to operate Essential Businesses, or for Essential Travel as defined in the Attached "Exhibit A".
- (d) All businesses operating within the City, except Essential Businesses as defined in Exhibit "A", are required to cease all activities at facilities located within the City except Minimum Basic Operations as defined in Exhibit "A".
- (e) To the greatest extent possible, all Essential Businesses shall comply with the Social Distancing Guidelines herein, including maintaining six-foot social distancing for both employees and the general public.
- (f) All public or private gatherings of any number of people occurring outside a single household or living unit are prohibited, except as otherwise specifically provided herein. Nothing in this Order prohibits the gathering of members of a household or living unit at their residence.
- (g) To the extent individuals are using shared or outdoor spaces, they must at all times as reasonably possible maintain social distancing of at least six feet from any other person when they are outside their residence.

SECTION FOUR. Social Distancing Requirements. Social Distancing Requirements includes maintaining at least six-foot social distancing from other individuals, washing hands with soap and water for at least twenty seconds as frequently as possible or using hand sanitizer, covering coughs or sneezes (into the sleeve or elbow, not hands), regularly cleaning high-touch surfaces, and not shaking hands. Social distancing requirements shall be complied with, to the extent possible, by persons engaging in Essential Business operations, Essential Government Functions, Essential Activities, and Essential Travel.

SECTION FIVE. Criminal Penalty. Pursuant to Section 418.173 of the Texas Government Code, Peace officers, City of Teague Code Department inspectors, and the Office of the Teague Fire Marshall, are hereby authorized to enforce this order. A person who violates any emergency plan, order (including this order), rule or ordinance enacted or adopted as part of the emergency management of this event shall be guilty of a misdemeanor violation punishable by a fine not to exceed \$1,000 or confinement in jail for a term not to exceed 180 days.

SECTION SIX. Enforcement Activity. The City Administrator or her designee shall have authority to enforce this Proclamation.

SECTION SEVEN. Prompt Filing. Pursuant to §418.018 (c) of the Government Code, the declaration shall be given prompt and general publicity and shall be filed promptly with the City Secretary.

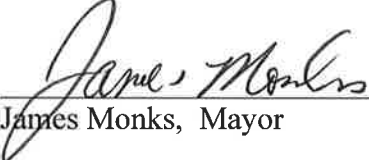
SECTION EIGHT. Ending Date. This Resolution shall remain in effect until 11:59 P.M. on April 20, 2020.

SECTION NINE. Savings/Repealing. All resolutions, or parts thereof, which are in conflict or inconsistent with any provision of this Resolution are hereby repealed to the extent of such conflict, and the provision of this Resolution shall be and remain controlling as to the matters resolved herein.

SECTION FIVE. Effective Dates. This Resolution shall be in force and effect immediately upon final passage until the ending date, and it is so resolved.

PASSED AND APPROVED BY THE BOARD OF ALDERMEN OF THE CITY OF TEAGUE, TEXAS on this the 13th day of April 2020.

CITY OF TEAGUE


James Monks, Mayor

ATTEST:

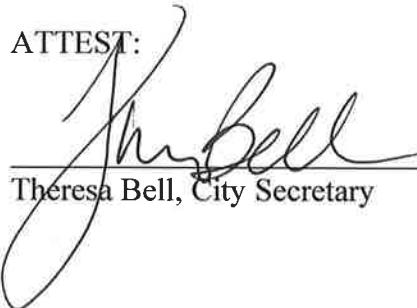

Theresa Bell, City Secretary



EXHIBIT "A"

DEFINITIONS FOR SHELTER IN PLACE ORDER

1. Essential Activities includes the following:
 - a. **Essential Tasks Health and Safety.** tasks essential to a person's health and safety, or to the health and safety of their family or household members (for example, obtaining essential medical supplies or medication, visiting a health care professional for essential treatment, or obtaining supplies that are essential to work from home).
 - b. **Essential Services and Supply.** To obtain necessary services or supplies for persons and their family or household members, or to deliver those services or supplies to others (for example, food, pet supply, and any other household consumer products, and products necessary to maintain the safety, sanitation, and essential operations of residences to include lawncare.)
 - c. **Outdoor Activity with Social Distancing.** To engage in outdoor activity, provided the individuals comply with social distancing requirements of six feet (for example, walking, biking, hiking, or running).
 - d. **Actions Necessary to Carry Out Essential Functions.** To perform work, provide products and/or services or take other actions necessary for Essential Government Functions and/or for an Essential Business or to otherwise carry out activities specifically permitted in this Order.
 - e. **Provide Care to Family and Pets.** To care for a family member, pet in a person's home or in another person's household, and/or to care for livestock or other animals.

2. Essential Businesses includes the following:
 - a. **Essential Healthcare Operations.** Healthcare operations, including hospitals, clinics, dentists, pharmacies, pharmaceutical and biotechnology companies, other healthcare facilities, healthcare suppliers, mental health providers, substance abuse service providers, blood banks, medical research, laboratory services, or any related and/or ancillary healthcare services. Home-based and residential-based care for seniors, adults, or children are also considered healthcare operations. Healthcare operations also includes veterinary care and all health and welfare services provided to animals. This exemption shall be viewed broadly to avoid any impacts to the delivery of healthcare. Healthcare operations do not include fitness and exercise gyms and similar facilities. Healthcare operations do not include elective medical, surgical, and dental procedures. Hospitals, ambulatory surgery centers, dental offices, and other medical facilities are directed to identify procedures that are deemed "elective" by assessing which procedures can be postponed or cancelled based on patient risk considering the emergency need for redirection of resources to COVID-19 response.
 - b. **Religious Facilities.** Religious Facilities, including religious and worship services are essential but services should be limited to video, teleconference and/or online services, to the extent possible.

- c. **Essential Government Functions.** All services provided by federal, state, and local governments needed to ensure the continuing operation of the government agencies to provide for the health, safety and welfare of the public. Further, nothing in this order shall prohibit any individual from performing or accessing “Essential Government Functions.” Government agencies are authorized to deem which services are essential to their operations.
- d. **Essential Critical Infrastructure.** Work necessary to the operations and maintenance of the 16 critical infrastructure sectors as identified by the National Cybersecurity and Infrastructure Agency (CISA) including public works construction, residential and commercial construction, airport operations, water, sewer, gas, electrical, oil refining, roads and highways, public transportation, solid waste collection and removal, internet, and telecommunications systems (including the provision of essential global, national, and local infrastructure for computing services, business infrastructure, communications, and web-based services), banks and financial institutions, defense and national security-related operations, and related essential manufacturing operations. Essential Infrastructure shall be construed broadly to avoid any impacts to essential infrastructure.
- e. **Essential Retail.** Food service providers, including grocery stores, warehouse stores, big-box stores, liquor stores, gas stations and convenience stores, farmers’ markets that sell food products and household staples. Food cultivation, including farming, fishing, and livestock. Businesses that ship or deliver groceries, food, goods or services directly to residences. Restaurants and other facilities that prepare and serve food, but only for delivery or carry out. Schools and other entities that typically provide free services to students or members of the public on a pick-up and take-away basis only. The restriction of delivery or carry out does not apply to cafes and restaurants located within hospital and medical facilities. Laundromats, dry cleaners, and laundry service providers. Gas stations, auto-supply, auto and bicycle repair, hardware stores, and related facilities. Businesses that supply products needed for people to work from home.
- f. **Providers of Basic Necessities to Economically Disadvantaged Populations.** Businesses that provide food, shelter, and social services, and other necessities of life for economically disadvantaged or otherwise needy individuals.
- g. **Essential Services Necessary to Maintain Essential Operations of Residences or Other Essential Businesses.** Trash and recycling collection, processing and disposal, mail and shipping services, building cleaning and maintenance, warehouse/distribution and fulfillment, storage for essential businesses, funeral homes, crematoriums and cemeteries. Plumbers, electricians, exterminators, and other service providers who provide services that are necessary to maintaining the safety, sanitation, and essential operations of residences and Essential Businesses. Professional services, such as legal or accounting services, when necessary to assist in compliance with legally mandated activities. Businesses that supply other essential businesses with the support of supplies needed to operate.
- h. **News Media.** Newspapers, television, radio, and other media services.
- i. **Childcare Services.** Childcare facilities providing services that enable employees exempted in this Order to work as permitted.
- j. **Manufacture, distribution, and supply chain for critical products and industries.** Manufacturing companies, distributors, and supply chain companies producing and

supplying essential products and services in and for industries such as pharmaceutical, technology, biotechnology, healthcare, chemicals and sanitization, waste pickup and disposal, agriculture, food and beverage, transportation, energy, steel and steel products, petroleum and fuel, mining, construction, national defense, communications, as well as products used by other Essential Businesses and Operations.

- k. **Transportation.** Airlines, taxis, transportation network providers (such as Uber and Lyft), vehicle rental services, paratransit, and other private, public, and commercial transportation and logistics providers necessary for Essential Activities and other purposes expressly authorized herein.
- l. **Home-based care and services.** Home-based care for adults, seniors, children, and/or people with developmental disabilities, intellectual disabilities, substance use disorders, and/or mental illness, including caregivers such as nannies who may travel to the child's home to provide care, and other in-home services including meal delivery as long as they otherwise comply with federal, state and local regulations.
- m. **Hotels and motels.** Hotels and motels, to the extent used for lodging.

3. Essential Travel includes the following:

- a. Any travel related to the provision of or access to Essential Activities, Essential Governmental Functions, Essential Businesses and Operations, or Minimum Basic Operations.
- b. Travel to care for elderly, minors, dependents, persons with disabilities, or other vulnerable persons.
- c. Travel to or from educational, non-profit or similar institutions for purposes of receiving materials for distance learning, for receiving meals, supplies and any other related services.
- d. Travel to return to a place of residence from outside the jurisdiction.
- e. Travel related to a court order, including to transport children pursuant to a custody agreement.

4. Minimum Basic Operations includes the following:

- a. The minimum necessary activities to maintain the value of the business's inventory, ensure security, process payroll and employee benefits, or for related functions.
- b. The minimum necessary activities to facilitate employees of the business being able to continue to work remotely from their residences.
- c. Businesses may continue operations consisting exclusively of employees or contractors performing activities at their own residences (i.e. working from home and/or remote working).




GOVERNOR GREG ABBOTT

March 31, 2020

FILED IN THE OFFICE OF THE
SECRETARY OF STATE

2 PM O'CLOCK

MAR 31 2020


Secretary of State

The Honorable Ruth R. Hughs
Secretary of State
State Capitol Room 1E.8
Austin, Texas 78701


Dear Secretary Hughs:

Pursuant to his powers as Governor of the State of Texas, Greg Abbott has issued the following:

Executive Order No. GA-14 relating to statewide continuity of essential services
and activities during the COVID-19 disaster.

The original executive order is attached to this letter of transmittal.

Respectfully submitted,


Gregory S. Davidson
Executive Clerk to the Governor
GSD/gsd

Attachment

WHEREAS, all government entities and businesses should be allowed to continue providing essential services during the COVID-19 disaster, and all critical infrastructure should be allowed to remain operational; and

WHEREAS, the “governor is responsible for meeting ... the dangers to the state and people presented by disasters” under Section 418.011 of the Texas Government Code, and the legislature has given the governor broad authority to fulfill that responsibility; and

WHEREAS, under Section 418.012, the “governor may issue executive orders ... hav[ing] the force and effect of law;” and

WHEREAS, under Section 418.016(a), the “governor may suspend the provisions of any regulatory statute prescribing the procedures for conduct of state business ... if strict compliance with the provisions ... would in any way prevent, hinder, or delay necessary action in coping with a disaster;” and

WHEREAS, under Section 418.017(a), the “governor may use all available resources of state government and of political subdivisions that are reasonably necessary to cope with a disaster;” and

WHEREAS, under Section 418.018(c), the “governor may control ingress and egress to and from a disaster area and the movement of persons and the occupancy of premises in the area;” and

WHEREAS, under Section 418.173, failure to comply with any executive order issued during the COVID-19 disaster is an offense punishable by a fine not to exceed \$1,000, confinement in jail for a term not to exceed 180 days, or both fine and confinement.

NOW, THEREFORE, I, Greg Abbott, Governor of Texas, by virtue of the power and authority vested in me by the Constitution and laws of the State of Texas, do hereby order the following on a statewide basis effective 12:01 a.m. on April 2, 2020, and continuing through April 30, 2020, subject to extension based on the status of COVID-19 in Texas and the recommendations of the CDC and the White House Coronavirus Task Force:

In accordance with guidance from DSHS Commissioner Dr. Hellerstedt, and to achieve the goals established by the President to reduce the spread of COVID-19, every person in Texas shall, except where necessary to provide or obtain essential services, minimize social gatherings and minimize in-person contact with people who are not in the same household.

“Essential services” shall consist of everything listed by the U.S. Department of Homeland Security in its Guidance on the Essential Critical Infrastructure Workforce, Version 2.0, plus religious services conducted in churches, congregations, and houses of worship. Other essential services may be added to this list with the approval of the Texas Division of Emergency Management (TDEM). TDEM shall maintain an online list of essential services, as specified in this executive order and in any approved additions. Requests for additions should be directed to TDEM at EssentialServices@tdem.texas.gov or by visiting www.tdem.texas.gov/essentialservices.

In providing or obtaining essential services, people and businesses should follow the Guidelines from the President and the CDC by practicing good hygiene, environmental cleanliness, and sanitation, implementing social distancing, and working from home if possible. In particular, all services should be provided through remote telework from

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
2 PM O'CLOCK

MAR 31 2020

ATTESTED BY:



RUTH R. HUGHS
Secretary of State

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2 PM O'CLOCK

MAR 31 2020