

**FIRST AMENDED DISASTER DECLARATION FOR
CITY OF CLARENDON, TEXAS**

DATE ISSUED: April 2, 2020

WHEREAS, pursuant to Texas Government Code Section 418.108, City of Clarendon, Mayor Sandy Skelton issued a Disaster Declaration for public health emergency purposes on March 19, 2020 due to the novel coronavirus, designated as COVID-19; and

WHEREAS, symptoms of COVID-19 include fever, cough and shortness of breath, and can range from mild to severe illness, including death; and

WHEREAS, COVID-19 spreads between people who are in close contact with one another through respiratory droplets produced when an infected person coughs or sneezes; and

WHEREAS, on March 13, 2020, the President of the United States declared a state of emergency related to the outbreak of COVID-19; and

WHEREAS, on March 13, 2020, Texas Governor Greg Abbot declared a state of emergency related to the outbreak of COVID-19, certifying that COVID-19 poses an imminent threat of disaster in the state, suspended multiple state statutes and rules to promote social distancing protocols; and

WHEREAS, on March 30, 2020, the Donley County Judge and City of Clarendon Mayor received confirmation of cases of COVID-19 in the City of Clarendon.

WHEREAS, on March 16, 2020, Donley County Judge, John Howard, declared a local state of disaster in Donley County related to COVID-19; and

WHEREAS, on March 19, 2020, the Mayor of the City of Clarendon, Donley County, Texas declared a local state of disaster related to COVID-19 and the City Council adopted a resolution continuing the local state of disaster on March 26, 2020; and

WHEREAS, many of the citizens of the City of Clarendon are in close contact with persons located within Donley County; and

WHEREAS, on March 19, 2020, Texas Governor Greg Abbot declared a second state of emergency related to the outbreak of COVID-19 and ordered: (1) that every person in Texas shall avoid social gatherings in groups of more than 10 people; (2) that people are prohibited from eating or drinking at bars, restaurants and food courts (except by drive-thru, pickup or delivery); (3) that people shall not visit nursing homes or retirement or long-term care facilities unless to provide critical assistance; and (4) that all schools in Texas shall be closed until April 3, 2020; and

WHEREAS, gatherings of unidentifiable individuals without necessary mitigation for the spread of the virus may pose a risk for the spread of infectious disease; and

WHEREAS, the continued worldwide spread of the COVID-19 presents an imminent threat of widespread illness, which requires emergency action; and

WHEREAS, the City of Clarendon, Texas is taking extraordinary measures to prevent the spread of this potentially devastating disease in our community, and;

WHEREAS, on March 26, 2020, the City Council of the City of Clarendon, Texas confirmed extending the Declaration of Local Disaster that affirmed the activation of applicable emergency management plans and extends the Declaration of Local Disaster until rescinded by action of the City Council; and

WHEREAS, the Mayor of the City of Clarendon, Texas has determined from the statements and information provided by the Office of the Texas Governor, Donley County Judge, health professionals, and other emergency service agencies serving Donley County and the municipalities located within Donley County, and other health agencies serving the State of Texas, that extraordinary measures must be taken to limit the development, contraction, and spread of COVID-19 and to promote and protect the public health, safety, and welfare of citizens.

NOW, THEREFORE, IT IS DELCARED AND ORDERED BY THE MAYOR OF THE CITY OF CLARENDON, TEXAS, UNDER THE AUTHORITY OF TEXAS GOVERNMENT CODE SECTION 418.108 AND HEALTH AND SAFETY CODE SECTION 122.005:

1. The foregoing recitals are incorporated herein and made findings of fact; and
2. Effective as of 11:59 p.m. on April 2, 2020, and continuing until 11:59 p.m. on April 30, 2020:
 - a. All individuals currently living within the City of Clarendon are ordered to stay at their place of residence. For the purpose of this Order, residences include hotels, motels, shared rentals, and similar facilities. To the extent individuals are using shared or outdoor spaces, they must at all times as reasonably as possible maintain social distancing of at least six feet from any other person when they are outside their residence. All persons may leave their residences only for Essential Activities, or to provide or perform Essential Governmental Functions, or to operate Essential Businesses, all as defined in Section 3.
 - b. All businesses operating within the City of Clarendon, except Essential Businesses as defined below in Section 3, are required to cease all activities at facilities located within the City. For clarity, businesses may continue operations consisting

exclusively of employees or contractors performing activities at their own residences (i.e. working from home). To the greatest extent possible, all Essential Businesses shall comply with the Social Distancing Guidelines attached, including maintaining six-foot social distancing for both employees and the general public.

- c. All public or private gatherings of any number of people occurring outside a single household or living unit are prohibited, except as otherwise provided herein. Nothing in this Order prohibits the gathering of members of a household or living unit.
- d. Restaurants with or without drive-in or drive-through services may only provide take out, delivery, or drive-through services allowed by law.
- e. Religious and worship services are encouraged to be provided by video and teleconference. If a house of worship doesn't have the technological or financial ability to provide remote service the White House guidelines shall apply; telling staff, volunteers, and attendees to stay home if they are sick, maintaining appropriate distance between people (6 feet per Centers for Disease Control and Prevention), washing hands frequently, using hand sanitizer, coughing and sneezing into an elbow and not touching one's face, cleaning and disinfecting spaces frequently. Religious institutions must limit in-person staff to ten (10) people or less when preparing for or conducting video or teleconference services, and all individuals must follow the Social Distancing Guidelines, including the six-foot social distancing.

3. Definitions:

- a. For purposes of this Order, individuals may leave their residence only to perform any of the following ***"Essential Activities"***:
 - i. To engage in activities or perform tasks essential to their health and safety, or to the health and safety of their family or household members (for example, obtaining medical supplies or medication, visiting a health care professional, or obtaining supplies needed to work from home).
 - ii. To obtain necessary services or supplies for themselves 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 operation of the residence.

- iii. To engage in outdoor activity, provided the individuals comply with social distancing requirements of six feet (for example, walking, biking, hiking, golfing, or running).
- iv. To perform work providing essential products and services at an Essential Business or to otherwise carry out activities specifically permitted in this Order.
- v. To care for a family member or pet in another household.

b. For purposes of this Order, “***Essential Businesses***” means:

- i. **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.
- ii. **Essential Government Function** – All services provided by 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.” All Essential Government Functions shall be performed in compliance with Social Distancing requirements of six feet. to the extent possible.
- iii. **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), financial institutions, defense and national security-related operations, funeral and mortuary services, essential manufacturing operations provided that they carry out those services or that work in compliance with social distancing requirements of six feet, to the extent possible. Essential Businesses providing essential infrastructure should implement screening precautions to protect employees and all activity shall be performed in compliance with social distancing guidelines attached.


- iv. **Essential Retail** - Food service providers, including grocery stores, gas stations and convenience stores, liquor and package 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. 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.
- v. **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.
- vi. **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, maintenance and security, storage for essential businesses.. 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 support or supplies needed to operate.

vii. News Media - Newspapers, television, radio, and other media services.

viii. Childcare Services - Childcare facilities providing services that enable employees exempted in this Order to work as permitted.

4. Any manufacturer who retools so that a substantial part of their business is for the purpose of manufacturing and producing ventilators may apply for an "essential business" exemption under this Order.
5. If someone in a household has tested positive for coronavirus, the household is ordered to isolate at home. Members of the household cannot go to work, school or any other community function.
6. Nursing homes, retirement, and long-term care facilities are instructed by this order to prohibit non-essential visitors from accessing their facilities unless to provide critical assistance or for end-of-life visitation.
7. The City of Clarendon must promptly provide copies of this Order by posting/publishing in the same manner that the previous Disaster Declaration was published. In addition, the owner, manager, or operator of any facility that is likely to be impacted by this Order is strongly encouraged to post a copy of this Order onsite and to provide a copy to any member of the public asking for a copy. If any subsection, sentence, clause, phrase, or word of this Order or any application of it to any person, structure, gathering, or circumstance is held to be invalid or unconstitutional by a decision of a court of competent jurisdiction, then such decision will not affect the validity of the remaining portions or applications of this Order.
8. That this Declaration shall take effect immediately from and after its issuance.

IT IS HEREBY ORDERED on this day of April 2, 2020, at 11:59 p.m.


Sandy Skelton, Mayor
City of Clarendon, Texas

ATTEST:


City Secretary