

An Ordinance of the City of Plano, Texas, extending and amending in its entirety the City Council declaration of disaster due to the novel coronavirus (COVID-19) community transmission within the North Texas Region through June 8, 2020; providing authority for the Mayor or City Council to terminate the disaster declaration; and providing an effective date.

WHEREAS, in December 2019, a novel coronavirus, now designated COVID-19, was detected in Wuhan, China; and

WHEREAS, on March 11, 2020, the World Health Organization declared COVID-19 a worldwide pandemic; 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, the identification of "community spread" cases of COVID-19 in the region could potentially signal that transmission of the virus may no longer be limited to travel to outbreak areas or contact with travelers who have visited outbreak areas; and

WHEREAS, on March 13, 2020, Texas Governor Greg Abbott declared a statewide public health disaster; and

WHEREAS, on March 16, 2020, Collin County declared a local disaster for public health emergency and issued an accompanying order; and

WHEREAS, on March 16, 2020, Mayor Harry LaRosiliere issued a declaration of disaster for public health emergency for the City of Plano for a period of seven (7) days; and

WHEREAS, on March 17, 2020 the City Council passed Ordinance No. 2020-3-4 extending the declaration of disaster until April 27, 2020; and

WHEREAS, the City Council has determined that the declaration of disaster should be further extended through June 8, 2020 to abate the public health threat.

NOW THEREFORE, BE IT ORDERED, BY THE CITY COUNCIL OF THE CITY OF PLANO, TEXAS THAT THE DISASTER DECLARATION IS EXTENDED AND AMENDED IN ITS ENTIRETY AS FOLLOWS:

SECTION I. Pursuant to §418.018 (b) of the Government Code, the state of disaster will be extended and the orders specified in Exhibit "A" shall be in effect on and from the date of this order and through June 8, 2020, provided however that this declaration may be terminated before June 8, 2020 by subsequent order of the Mayor or City Council, and may be continued or renewed beyond June 8, 2020 from its date of issuance only with the consent of the City Council of the City of Plano.

SECTION II. The City Council hereby finds that while in a state of disaster, there is a public purpose in maintaining the City workforce and ensuring continuity in staffing while continuing the City's services but recognizing that certain facilities and/or operations may need to be temporarily closed or suspended and/or certain personnel may encounter disaster related events that prevent them from working at full capacity intermittently during the public health emergency. The City Council hereby authorizes the City Manager to make any staffing and compensation related decisions necessary to adapt to the rapidly changing environment created by the public health emergency to meet the objectives stated herein and authorizes the expenditure of City funds to accommodate same. Any expenditure of funds beyond that

approved in the FY19-20 budget will come to the City Council for ratification at a City Council meeting, though the expenditure may be made prior to City Council ratification due to the public health emergency.

SECTION III. The City Council hereby finds that for the duration of this disaster declaration, immediate procurement may be necessary to preserve and protect public health and safety, and authorizes the City Manager to purchase goods or services as necessary for ratification by the City Council at a later date as long as the procurement is in compliance with state law requirements.

SECTION IV. The City Council hereby finds that a public necessity exists to authorize the City Manager during the duration of this disaster to determine whether it is difficult for a quorum of the members of boards and/or committees of the City to meet in person based on public health and safety concerns related to the pandemic. If such a determination is made, boards and/or committees will be authorized to conduct their public meetings via telephone or video conference if allowed by law. The City Manager is hereby authorized, at his discretion, to exclude the public from in person attendance at board and/or committee meetings to preserve the public health if allowed by law.

SECTION V. The City Council hereby authorizes the City Manager to temporarily waive any City Code regulations or City policies that are difficult or impossible to comply with during the term of this declaration of disaster as long as it is not inconsistent with state law.

SECTION VI. 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 VII. All provisions of the Code of Ordinances of the City of Plano, codified or uncodified, in conflict with the provisions of this Ordinance are hereby temporarily superseded by this ordinance for the duration of the emergency declaration.

This Ordinance shall be and become effective immediately upon its adoption and approval.

DULY PASSED AND APPROVED THE 27th DAY OF APRIL 2020.

Harry LaRosiliere, MAYOR

ATTEST:

Lisa C. Henderson, CITY SECRETARY

APPROVED AS TO FORM:

Paige Mims, CITY ATTORNEY

EXHIBIT “A”
COVID-19 EMERGENCY PUBLIC HEALTH DECLARATION ORDERS
FOR THE CITY OF PLANO

The following orders shall apply throughout the City of Plano:

1. Pursuant to Government Code §418.108(d), the City of Plano Emergency Management Plan shall remain active through the duration of this disaster declaration.
2. Pursuant to Government Code §418.020(d), the City of Plano is authorized to: (1) temporarily or permanently acquire by lease, purchase, or other means sites required for installation of temporary housing units, emergency shelters or public health facilities for disaster victims; and (2) enter into arrangements necessary to prepare or equip the sites to use the housing units, emergency shelters or public health facilities, including arrangements for the purchase of temporary housing units, emergency shelters or public health facilities and the payment of transportation charges.
3. Pursuant to Section 122.006 of the Texas Health and Safety Code, the City of Plano is authorized to adopt rules to protect the health of persons in the City of Plano, including quarantine rules to protect its residents against communicable disease and provide for the establishment of quarantine stations, emergency hospitals, and other hospitals.
4. All public, private, and commercial labs within the City of Plano are encouraged to report the number of COVID-19 tests conducted on a daily basis to the City of Plano.
5. It is recommended that large gatherings be restricted throughout the City of Plano in accordance with guidance issued by the Centers for Disease Control and Prevention (CDC).
6. The City of Plano will activate the Emergency Operations Center and will operate during normal business hours or as determined necessary by the City Manager.
7. All Parks and Recreation facilities are currently closed and the continued closure is at the discretion of the City Manager for the duration of this order.
8. All Library facilities are currently closed and the continued closure is at the discretion of the City Manager for the duration of this order.

9. All youth sports leagues are currently suspended for practice and play and the continued suspension is at the discretion of the City Manager for the duration of this order.
10. All meetings at the Plano Event Center, Special Events, and Facility rentals have been cancelled during the term of the disaster declaration and offered refunds of deposit and/or fees for events and cancellations/refunds may be extended at the discretion of the City Manager for the duration of this order.