

A Resolution of the City of Plano, Texas, providing the City Manager authority related to personnel, procurement, public meetings and City Code and policy decisions necessary for issues that arise during the state and federal emergency declarations related to the novel coronavirus (COVID-19); and providing an effective date.

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

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

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

WHEREAS, the City Council has determined that during the pendency of the federal and statewide public health disaster, the City Manager is authorized to make decisions related to personnel, procurement, public meetings and City Code and policies to address issues that arise related to the COVID-19 emergency as set out herein.

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

SECTION I. 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 II. The City Council hereby finds that while in a state of disaster, 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 III. The City Council hereby finds that a public necessity exists to authorize the City Manager, while in a state of 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 IV. 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 state of disaster as long as it is not inconsistent with state law.

SECTION V. For purposes of this resolution, the state of disaster referenced herein shall refer to any time period for which a disaster declaration is operative for the City of Plano, the State of Texas, and/or the United States of America for the emergency related to COVID-19.

SECTION VI. This resolution shall terminate at the end of the day on October 26, 2020 or upon the expiration of the State of Texas and the United States of America disaster declarations, whichever occurs first. The resolution may be extended by a majority vote of City Council.

This Resolution shall become effective on September 29, 2020.

DULY PASSED AND APPROVED THE 28th DAY OF SEPTEMBER 2020.

Harry LaRosiliere, MAYOR

ATTEST:

Lisa C. Henderson, CITY SECRETARY

APPROVED AS TO FORM:

Paige Mims, CITY ATTORNEY