

CITY OF BOERNE

SECOND DECLARATION OF LOCAL DISASTER

PUBLIC HEALTH EMERGENCY

WHEREAS, in December 2019 a novel coronavirus, now designated COVID-19, has been recognized globally as a contagious respiratory virus; and

WHEREAS, on March 13, 2020, Greg Abbott, the Governor of the State of Texas, issued a proclamation that declared COVID-19 as an imminent threat of disaster; and

WHEREAS, I, Tim Handren, Mayor of the City of Boerne, Texas, issued a Declaration of Health Emergency effective on March 17, 2020, declaring that COVID-19 poses an imminent threat of public health disaster for the City of Boerne, Texas; and

WHEREAS, COVID-19 continues to spread and to pose an increasing, imminent threat of disaster throughout the City of Boerne, Kendall County, Texas, the United States, and the World; and

WHEREAS, the Centers for Disease Control and Prevention (CDC) has advised that person-to-person; and contact heightens the risk of COVID-19 transmission, and

WHEREAS, the President's Coronavirus Guidelines for America, as promulgated by President Donald J. Trump and the CDC on March 16, 2020, call upon Americans to slow the spread of COVID-19 by avoiding social gatherings in groups of more than ten (10) people, using drive-thru, pickup, or delivery options in restaurants and bars, and avoiding visitation at nursing homes, among other steps; and

WHEREAS, the Texas Department of State Health Services has now determined that, as of March 19, 2020, COVID-19 represents a public health disaster within the meaning of Chapter 81 of the Texas Health and Safety Code; and

WHEREAS, the City acknowledges and supports the decisions and efforts made by Public Works and Utilities to not disconnect services to persons during the time of this emergency; and

WHEREAS, pursuant to the Texas Disaster Act of 1975, the Mayor of the City may declare a local state of disaster in and for the City and may exercise the powers granted therein on an appropriate local scale; and

NOW THEREFORE, I, Tim Handren, the Mayor of the City of Boerne, 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 city-wide basis, effective 11:59 p.m. on March 20, 2020, and continuing until 11:59 p.m. on April 3rd, 2020, subject to extension thereafter based on the status of COVID-19 in the City of Boerne and the recommendations of the CDC;

- Order No. 1 In accordance with the Guidelines from the President and the CDC, every person in the City of Boerne, shall avoid social gatherings in groups of more than ten (10) people. At all times and locations everyone shall follow the CDC distancing guidelines between individuals.
- Order No. 2 In accordance with the Guidelines from the President and the CDC, people shall avoid eating or drinking in bars, restaurants, and food courts, having garage sales, or visiting gyms or massage parlors; provided, however, that the use of drive-thru, pickup, or delivery options is allowed and highly encouraged throughout the limited duration of this executive order.
- Order No. 3 In accordance with the Guidelines from the President and the CDC, people shall not visit nursing homes or retirement or long-term care facilities unless to provide critical assistance.
- Order No. 4 In accordance with the Guidelines from the President and the CDC, schools in the City of Boerne shall temporarily close.
- Order No. 5 My previous directive that the City of Boerne utility personnel suspend disconnection of utility services for non-payment during the term of my Declaration shall remain for the duration of this Order and any extension hereof;
- Order No. 6 Child care facilities shall strictly adhere to CDC guidelines found at [CDC.gov](https://www.cdc.gov) for daycare facilities.
- Order No. 7 Penalties from Government Code Sec 418.173 are invoked for violation of these provisions, which include \$1.00 to \$1000 fines or up to 180 days in jail. Persons observing violations of these provisions shall report same to the City at 830-249-8645.

This Declaration does not prohibit people from visiting a variety of places, including grocery stores, gas stations, parks, and banks, so long as the necessary precautions are maintained to reduce the transmission of COVID-19. This Declaration does not mandate sheltering in place. All critical infrastructure will remain operational, domestic travel will remain unrestricted, and government entities and businesses will continue providing essential services. For offices and workplaces that remain open, employees should practice good hygiene, and, where feasible, work from home in order to achieve optimum isolation from COVID-19. The more that people reduce their public contact, the sooner COVID-19 will be contained and the sooner this executive order will expire.

This Declaration supersedes all previous declarations and orders on this matter that are in conflict or inconsistent with the terms, and this Declaration shall remain in effect and in full force until 11:59 p.m. on April 3, 2020, subject to being extended, modified, amended, rescinded, or superseded.

Given under my hand this the 20th day of March 2020.

Tim Handren

MAYOR TIM HANDREN

City of Boerne, Texas

ATTEST:

Lori Carroll

Lori Carroll, City Secretary

