

CITY COUNCIL AGENDA

A Special Meeting of the City Council of the City of Pearsall, Texas will be held on March 23, 2020, at 6:30 PM at the Pearsall City Hall, 215 S. Ash Street, Pearsall, Texas.

COUNCIL MEMBERS

Mary Moore, Mayor
Julian Hernandez, Mayor Pro Tem
Richard Gandara, Council Member
Sonia Hernandez, Council Member
Brenda Treviño, Council Member
Robert Villarreal, Council Member
Roland Segovia, Council Member
Davina Rodriguez, Council Member

1. Call To Order
2. Roll Call and Announcement of a Quorum
3. Invocation and Pledge of Allegiance
4. Public Hearing

A. Open Public Hearing

On a request for a Conditional Use Permit by Isaias Martinez to place a 2020 28' X 56' manufactured home. Property's legal description being Lots 13-14, Block 2, Davis Addition. Located at N. Willow St. Property is currently zoned as an R-1; Single and Two Family Dwelling District.

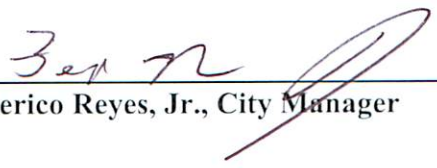
B. Close Public Hearing

5. New Business

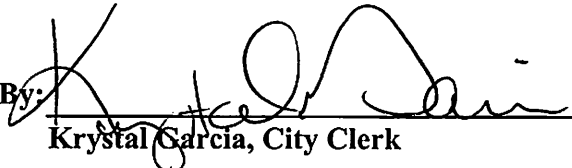
- A. Discuss and Consider Ordinance No. 2020-03-02 allowing for the placement of a 2020 28' x 56' manufactured home. Property's legal description being Lots 13-14, Block 2, Davis Addition. Property located at North Willow St. Property is currently zoned as an R-1; Single or Two Family Dwelling District. - **Action Item**
- B. Discuss the proclamation issued on March 18, 2020 by Governor Abbott authorizing all political subdivisions holding a general or special election on May 2, 2020 to postpone their election to the November 3, 2020 uniform date due to the health and safety of voters, election workers, and local election officials.
- C. Discuss and consider adopting Ordinance No. 2020-03-01 postponing the May 2, 2020 general or special election to the November 3, 2020 uniform date due to the health and safety of voters, election workers, and local election officials. - **Action Item**

- D. Discuss and Consider the ratification of the City of Pearsall Emergency Pandemic Leave Policy. - **Action Item**
 - E. Discuss and Consider Appointing individuals to the Frio County COVID-19 Readiness and Response Committee. - **Action Item**
 - F. Discuss and Consider extension to Declaration of Public Health Emergency dated March 19, 2020, by Mayor Mary Moore, in accordance with state law. - **Action Item**
 - G. Discuss and Consider ordering the full or partial closure of City Facilities and limit public access to City facilities. - **Action Item**
 - H. Update on COVID-19 Preparedness Plan.
6. Executive Session - In Accordance with Texas Government Code Chapter 551, Subchapter D:551.071, 551.074
- The City Council of the City of Pearsall may at any time during the meeting close the meeting and hold an executive session pursuant to the Texas Open Meetings Act codified as Chapter 551, Texas Government Code which permits closed meetings pursuant to Section 551.071 for purpose of consulting with its attorneys; Section 551.072, deliberating about real property; Section 551.073, deliberating about gifts, and donations; Section 551.074, deliberating about personnel matters; Section 551.076, deliberating about security devices; Section 551.084, regarding exclusion of witness from witness in connection with an investigation; Section 551.086, deliberating, voting, and taking action as a power utility on a competitive matter; Section 551.087 deliberating about economic development negotiations; and Section 551.088, deliberating about test items to discuss and/or deliberate any of the posted matters to be considered during the open meeting. If it does go into Executive Session, the City Council may deliberate in executive session, then reconvene in open session, vote on the matter in open session, and announce it for the City Council minutes.
- A. Review applications for vacant Council Member Place No. 5.
7. Open Session
- A. Discuss and Consider Resolution No. 2020-03-04 Appointing a qualified individual to serve the unexpired term of Place Five (5) for the City of Pearsall City Council in accordance with Section 3.09 of the Pearsall Home Rule Charter. - **Action Item**
8. City Council Inquiries For Staff And/Or Items For Future Agendas – NO DISCUSSION OR ACTION ON ANY OF THESE ITEMS AT THIS TIME
9. General Announcements
10. Adjournment

Posted for Public Inspection on this Friday, March 20, 2020, at 4:30 P.M.

By: 
Federico Reyes, Jr., City Manager

I certify that the above notice of meeting was posted on the bulletin board of the Pearsall City Hall, 215 S. Ash Street, Pearsall, Texas, on Friday, March 20, 2020, at 4:30 P.M.

By: 
Krystal Garcia, City Clerk

This meeting location is wheelchair-accessible. Parking for mobility-impaired persons is available. Any request for sign interpretive services must be made forty-eight hours in advance of the meeting. To make arrangements, call the City Clerk at (830) 334-3676.



GOVERNOR GREG ABBOTT

March 18, 2020

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

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
10:00 AM 'CLOCK
MAR 18 2020
Secretary of State

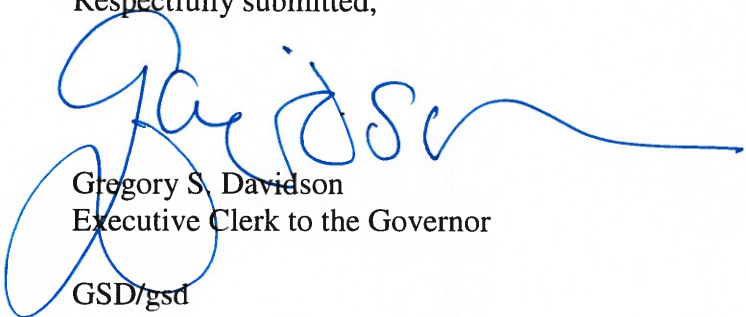
Dear Secretary Hughs:

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

A proclamation suspending Sections 41.0052(a) and (b) of the Texas Election Code and Section 49.103 of the Texas Water Code to the extent necessary to allow political subdivisions that would otherwise hold elections on May 2, 2020, to move their general and special elections for 2020 only to the next uniform election date, occurring on November 3, 2020, without otherwise adjusting the term of office, and suspending Sections 31.093 and 42.0621(c) of the Texas Election Code to the extent necessary to require all county election officers, if requested by an affected political subdivision, to enter into a contract to furnish election services with any political subdivision who postponed their election to November 3, 2020, under the authority of this proclamation.

The original of this proclamation is attached to this letter of transmittal.

Respectfully submitted,


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

Attachment

POST OFFICE BOX 12428 AUSTIN, TEXAS 78711 512-463-2000 (VOICE) DIAL 7-1-1 FOR RELAY SERVICES

PROCLAMATION

BY THE

Governor of the State of Texas

TO ALL TO WHOM THESE PRESENTS SHALL COME:

WHEREAS, Section 41.001(a)(2) of the Texas Election Code provides that a general or special election in this state shall be held on a uniform election date, and the next uniform election date is occurring on May 2, 2020; and

WHEREAS, Section 49.103 of the Texas Water Code provides that certain districts governed by this provision are required to hold director elections in May of each even-numbered year; and

WHEREAS, Section 41.0052 of the Texas Election Code prescribes a procedure for a political subdivision to change a general election date, but the time for making such a change has expired; and

WHEREAS, Section 31.093 of the Texas Election Code requires a county elections administrator to enter into a contract to furnish election services upon request of a political subdivision; and

WHEREAS, Section 42.0621(c) of the Texas Election Code does not require a political subdivision to enter into a contract with a county or hold a joint election with a county on the November uniform election date; and

WHEREAS, on March 13, 2020, the Governor of Texas certified that the novel coronavirus (COVID-19) poses an imminent threat of disaster and, under the authority vested in the Governor by Section 418.014 of the Texas Government Code, declared a state of disaster for all counties in Texas; and

WHEREAS, pursuant to Section 418.016 of the Texas Government Code, the Governor has the express authority to suspend the provisions of any regulatory statute prescribing the procedures for conduct of state business or the orders or rules of a state agency if strict compliance with the provisions, orders, or rules would in any way prevent, hinder, or delay necessary action in coping with a disaster.

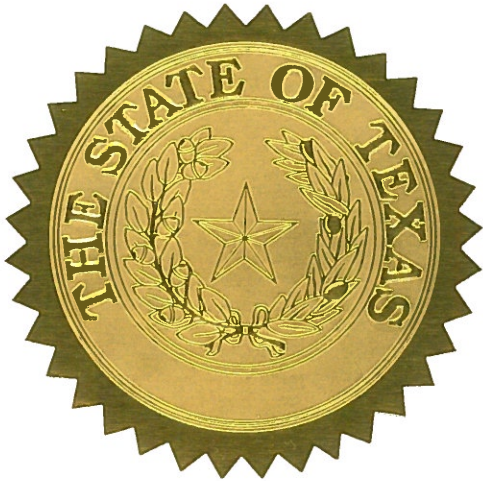
NOW, THEREFORE, I, GREG ABBOTT, Governor of Texas, under the authority vested in me by the Constitution and Laws of the State of Texas, do hereby suspend Sections 41.0052(a) and (b) of the Texas Election Code and Section 49.103 of the Texas Water Code to the extent necessary to allow political subdivisions that would otherwise hold elections on May 2, 2020, to move their general and special elections for 2020 only to the next uniform election date, occurring on November 3, 2020, without otherwise adjusting the term of office. I further suspend Sections 31.093 and 42.0621(c) of the Texas Election Code to the extent necessary to require all county election officers, if requested by an affected political subdivision, to enter into a contract to furnish election services with any political subdivision who postponed their election to November 3, 2020, under the authority of this proclamation.

The authority ordering the election under Section 3.004 of the Texas Election Code is the authority authorized to make the decision to postpone its election in accordance with this proclamation.

Current office holders will hold over to the extent authorized by Article XVI, Section 17 of the Texas Constitution.

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
10:00AM O'CLOCK

MAR 18 2020



IN TESTIMONY WHEREOF, I
have hereto signed my name and
have officially caused the Seal of
State to be affixed at my office in the
City of Austin, Texas, this the 18th
day of March, 2020.

A handwritten signature in black ink that reads "Greg Abbott".

GREG ABBOTT
Governor of Texas

ATTESTED BY:

A handwritten signature in black ink that reads "Ruth R. Hughs".

RUTH R. HUGHS
Secretary of State

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
10:00am O'CLOCK

MAR 18 2020

The State of Texas

Elections Division
P.O. Box 12060
Austin, Texas 78711-2060
www.sos.texas.gov



Phone: 512-463-5650
Fax: 512-475-2811
Dial 7-1-1 For Relay Services
(800) 252-VOTE (8683)

Ruth R. Hughes
Secretary of State

ELECTION ADVISORY

N0. 2020-12

TO: Election Officials

FROM: Keith Ingram, Director of Elections

DATE: March 18, 2020

RE: Actions for May 2, 2020 Uniform Election Date

A handwritten signature in blue ink, appearing to read "Keith", is placed next to the "FROM:" line.

The purpose of this advisory is to provide guidance to local political subdivisions regarding their options for any general or special elections that have been ordered for the May 2, 2020 uniform election date. Pursuant to Section 418.016 of the Texas Government Code, the Governor has issued a proclamation suspending certain provisions of the Texas Election Code and the Texas Water Code to allow all local political subdivisions that are utilizing the May 2, 2020 uniform election date to postpone their election to the November 3, 2020 uniform election date. Pursuant to Texas Election Code 31.003 and 31.004, our office has issued the following guidelines for entities that choose to exercise this authority and postpone their election to the November uniform election date.

Effect of Postponement of Election

- **Candidate Filings:** By postponing their election date, the political subdivision is preserving all candidate filings and ballot order actions that have already been taken. The postponement does **not** have the effect of reopening candidate filings.
 - **Deadlines related to Candidate Filings, Declarations of Ineligibility, Withdrawals or Death:** The deadlines that apply to the November 3, 2020 election would apply to all candidates who are currently on the ballot for the May 2, 2020 election.
- **Ballot By Mail Requests:** All applications for a ballot by mail (ABBM) that were filed for the May 2, 2020 election that are marked annual would apply for the November 3, 2020 election. All single use ABBMs that were submitted for reasons of age or disability would still be valid for the November 3, 2020 election. If a single use ABBM was submitted and indicated the reason for voting by mail was due to absence from the county, this ABBM would not be valid as the applicable election date has changed. However, we would recommend that the political subdivision send a letter to these voters along with a new ABBM in case the circumstances

surrounding their absence from the county are still valid or the voter is otherwise eligible to vote by mail.

- **Ballots by Mail:** If a political subdivision has already sent out mail ballots, those mail ballots that are returned would still be valid for the November 3, 2020 postponed election date.
- **Election Records:** All records, including candidate filings, applications to vote by mail, ballot proofs, and printed ballots shall be retained and preserved.
 - **Printed Ballots:** If your ballots have already been printed up, you may be able to reuse them for November. However, if you must change your ballot to reflect any corrections or changes that occur between now and November, you would treat the original ballots as you would in a traditional ballot correction and those ballots should be destroyed in accordance with Section 52.0064 of the Texas Election Code.
- **Requirement to use County Election Precincts in November 2020:** Per Section 42.002 of the Texas Election Code, county election precincts are required for all elections occurring in November 2020. You will need to work with your county election officer to determine whether you need to make any modifications to your ballot in light of this requirement.
- **Requirement for County Election Officer to contract with Local Political Subdivisions:** All county election officers are required to contract with local political subdivisions that postponed their May 2, 2020 election and that request a contract for election services or a joint election agreement with their county election officer pursuant to the Governor's suspension of certain Texas Election Code provisions.
- **Office Hours:** The relevant dates for maintaining office hours for election purposes will be based on the November uniform election date rather than the May election date. Under Section 31.122 of the Texas Election Code, those office hours will need to be maintained for at least three hours each day, during regular office hours, on regular business days between September 14, 2020 and December 13, 2020. However, these entities should post contact information for individuals to contact their office about election-related issues during the timeframe that those offices may be closed over the coming months.
- **Holdovers in Public Office:** Under Art. XVI, Sec. 17 of the Texas Constitution, the individuals who currently hold public offices that are scheduled to be on the ballot on the May uniform election date will continue to exercise the duties of those offices until the new officers take their oaths of office, following the November uniform election date.
- **Campaign Finance Filings:** Please contact the Texas Ethics Commission for further guidance on how these modified timelines will affect any campaign finance reporting requirements. Their office can be reached at (512) 463-5800.
- **Candidates on the ballot in both May and November:** For candidates that may be running for two offices (one normally occurring in May and one normally occurring in November), these candidates will not be removed from the ballot as they are separate elections that are normally not occurring on the same date.

Required Action by Governing Body to Move Election Date

In order to utilize this move, the governing body of the political subdivisions holding the elections must **order** the postponement of their election to the November 3, 2020 uniform election date. The order for this official action should contain the following items:

1. A reference to the proclamation that authorizes the entity to postpone their election date, and the fact that the political subdivision is exercising this authority.
2. Confirmation that the candidate filings for the election will remain valid for the election held on the November date and that the filing period will not be re-opened for the November election date.
3. Confirmation that all ABBMs for voters that are voting by mail due to being over the age of 65 or due to disability will still be valid for the postponed election, and that ABBMs for voters who submitted ABBMs based on expected absence from the county would not be valid for the postponed election.
4. The major relevant dates for the November election, including the voter registration deadline (October 5, 2020), the deadline to submit an ABBM (October 23, 2020), and the dates for early voting (October 19, 2020 – October 30, 2020).

Necessary Revisions to Order of Election

In addition, the entity will need to meet by August 17, 2020 to make any necessary revisions to the entity's original order of election. Those revisions may include:

1. The change to the date of the election;
2. Any change in location of the main early voting location;
3. Any changes to early voting dates and hours, including weekend early voting;
4. Any changes to the identity of the early voting clerk and their contact information; or
5. Any changes to branch early voting locations.

If you are holding a bond election, you may need to make additional revisions to your order of election for that bond election. If this is the case, we recommend reaching out to your bond counsel for additional guidance.

Securing Election Records

All election records should be stored and secured during the postponement period. This may require your entity to use preservation methods that are similar to the methods you would use during the preservation period after the election has occurred. This includes:

- Storing returned ballots by mail in locked, sealed ballot boxes.
- Securely storing any unused ballots.
- Securely retaining any relevant election records, including candidate applications and ABBMs.

Voting System Equipment

If you are leasing voting system equipment from the county or directly from the vendor, then you may need to contact your vendor or your county regarding any necessary modifications to those lease agreements or to modify your procedures and timelines for receiving that equipment.

Open Meeting Requirements

The Governor has suspended and modified certain open meeting requirements pursuant to his disaster declaration. These changes include allowing the entity to establish procedures for telephonic or videoconferenced meetings of governmental bodies that are accessible to the public.

These procedures must include a process for members of the public to participate and address the governmental body in those meetings, notice to the public on the means of participating remotely, and access to the public for recordings of those meetings.

For more information, please review the applicable [documentation](#) from the Governor's Office or contact the Office of the Attorney General.

Update Official Websites and Notify Media

Any entities that are exercising this authority to postpone their election date must post notice on the entity's website and should alert any local media organizations regarding this change to their election date.

The entity must also provide notice to their county election officer regarding this change, as the county is required to post the entity's notice of election on the county's website no later than the 60th day before the date of the election under Election Code 4.008. If that election date will be changing due to the entity's decision to postpone the election then the entity must provide a revised notice to the county for posting on the county's website.

If you have any questions regarding this advisory, please contact the Elections Division at 1-800-252-2216.

KI:CA:CP

ORDINANCE
No. 2020-03-01

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PEARSALL TEXAS, POSTPONING THE MAY 2, 2020 GENERAL OR SPECIAL ELECTION TO THE NOVEMBER 3, 2020 UNIFORM DATE DUE TO THE HEALTH AND SAFETY OF VOTERS, ELECTION WORKERS, AND LOCAL ELECTION OFFICIALS; PROVIDING FOR RELATED MATTERS; REPEALING ORDINANCES IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, due to the imminent threat to public health and safety from the Coronavirus, and pursuant to a Proclamation from the Governor of Texas dated March 18, 2020, suspending, in part, Section 41.0052 (a) and (b) of the Texas Election Code;

WHEREAS, such Proclamation desires to discuss and take action on the such Proclamation issued by Governor Abbot authorizing all political subdivisions holding a general or special election on May 2, 2020 to postpone their election to the November 3, 2020 uniform date due to the health and safety of voters, election workers, and local election officials, and consideration of an Ordinance regarding same;

WHEREAS, if the City Council of the City of Pearsall, Texas desires to postpone their May 2, 2020 election to the November 3, 2020 uniform date, it must take certain required actions to move the election date in accordance with the requirements of Governor Abbot's Proclamation;

WHEREAS, such required actions would include the following:

1. A reference to the proclamation that authorizes the City of Pearsall to postpone their election date, and the fact that the City of Pearsall is exercising this authority;
2. Confirmation that the candidate filings for the election will remain valid for the election held on the November date and that the filing period will not be re-opened for the November election date;
3. Confirmation that all applications for a ballot by mail (ABBM) for voters that are voting by mail due to being over the age of 65 or due to disability will still be valid for the postponed election, and that ABBMs for voters who submitted ABBMs based on expected absence from the county would not be valid for the postponed election; and
4. The major relevant dates for the November election, including the voter registration deadline (October 5, 2020), the deadline to submit an ABBM (October 23, 2020), and the dates for early voting (October 19, 2020 – October 30, 2020).

WHEREAS, by postponing the election date, the City of Pearsall would be preserving all candidate filings and ballot order actions that have already been taken and does not have the effect of reopening candidate filings; and

WHEREAS, Under Art. XVI, Sec. 17 of the Texas Constitution, the individuals who currently serve as council members that are scheduled to be on the ballot on the May uniform election date will continue to exercise the duties of those offices until the new officers take their oaths of office, following the November uniform election date.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PEARSALL, TEXAS:

Section 1. That the City Council of the City of Pearsall, Texas hereby adopts all of the above recitations in their entirety as true and correct.

Section 2. The general or special election scheduled on May 2, 2020 is hereby postponed to the November 3, 2020 uniform date due to the health and safety of voters, election workers, and local election officials.

Section 3. That in postponing such election, the City Council is specifically acting under the authority and pursuant to a Proclamation from the Governor of Texas dated March 18, 2020, suspending, in part, Section 41.0052 (a) and (b) of the Texas Election Code.

Section 4. That the City Council concurs that an imminent threat to public health and safety from the Coronavirus exists, and pursuant to a Proclamation from the Governor of Texas dated March 18, 2020, suspending, in part, Section 41.0052 (a) and (b) of the Texas Election Code, it is advisable to take immediate action consistent with such Proclamation.

Section 5. That such Proclamation issued by Governor Abbot authorizes the City Council to postpone its general or special election scheduled on May 2, 2020 to the November 3, 2020 uniform date due to the health and safety of voters, election workers, and local election officials.

Section 6. That in postponing the May 2, 2020 election to the November 3, 2020 uniform date, the City Council must take certain required actions to move the election date in accordance with the requirements of Governor Abbot's Proclamation.

Section 7. The City of Pearsall hereby confirms that the candidate filings for the election will remain valid for the election held on the November date and that the filing period will not be re-opened for the November election date.

Section 8. The City of Pearsall hereby confirms that all applications for a ballot by mail (ABBM) for voters that are voting by mail due to being over the age of 65 or due to disability will still be valid for the postponed election, and that ABBMs for voters who submitted ABBMs based on expected absence from the county would not be valid for the postponed election.

Section 9. The City of Pearsall hereby confirms the major relevant dates for the November election, including the voter registration deadline (October 5, 2020), the deadline to submit

an ABBM (October 23, 2020), and the dates for early voting (October 19, 2020 – October 30, 2020).

Section 10. The City of Pearsall is preserving all candidate filings and ballot order actions that have already been taken and does not have the effect of reopening candidate filings.

Section 11. That under Art. XVI, Sec. 17 of the Texas Constitution, the individuals who currently serve as council members that are scheduled to be on the ballot on the May uniform election date will continue to exercise the duties of those offices until the new officers take their oaths of office, following the November uniform election date.

Section 12. Any ordinances or parts of ordinances in conflict herewith are hereby expressly repealed to the extent of such conflict.

Section 13. This ordinance is effective immediately upon passage and publication, if required.

PASSED, ADOPTED AND APPROVED this 23rd day of March, 2020.

Mary Moore, Mayor

ATTEST:

Krystal Garcia, City Clerk

APPROVED AS TO FORM:

City Attorney



CITY OF PEARSALL INTERDEPARTMENTAL POLICY AND PROCEDURE

EMERGENCY PANDEMIC LEAVE POLICY

PURPOSE

The purpose of this policy is to provide guidance and instruction to employees on how to manage time away from work if a leave of absence is needed during a declared pandemic emergency event.

In the event of a wide scale pandemic emergency, and when declared by the World Health Organization (WHO) or authorized by the City Manager or designee, the City of Pearsall must balance a variety of objectives when determining how best to ensure the continuity of operations and reduce the impact on the workplace. When a pandemic emergency rises to the level resulting in school dismissals, child care program closures, quarantine, and the like, this policy addresses time away from work for employees to provide care for their children, themselves and/or other immediate family members in a manner allowing for the continuity of the required City operations and service delivery.

DEFINITIONS

- FMLA (Family Medical Leave Act) – As authorized by the Family and Medical Leave Act Interdepartmental Policy and Procedure, a leave designation that applies to qualified employees experiencing serious health conditions themselves or by their immediate family members and which runs concurrently with other types of leave, such as sick leave, vacation leave, compensatory time and worker's compensation leave, as well as leave without pay.
- Quarantine/Isolation – a requirement set forth by local, state or Federal Government requiring an individual to seclude themselves from contact with others by remaining in their home for a specified period of time.
- Family member – as defined by the Family Medical Leave Act an employee's spouse, child, step-child, parent or step-parent or dependent as defined by IRS regulations.

SCOPE

This policy applies to all full-time employees within the City of Pearsall. No part of this policy will be effective to the extent it conflicts with state or federal law.

POLICY

This policy will take immediate effect when a pandemic emergency or a potential pandemic emergency is eminent and is declared, as such, by the World Health Organization (WHO) or by the City Manager or authorized designee. This policy will remain in effect until the City determines the pandemic emergency or potential pandemic emergency is no longer a threat to the organization or employees. The City Manager has the authority to revise this policy at any time.

COORDINATION OF EMERGENCY PANDEMIC LEAVE AND SICK LEAVE

When activated, this policy supersedes portions of Sick Leave, which relates to usage of sick leave and sick leave to care for a family member. When this policy is activated, employees are *not limited* to using a

maximum of eighty (80) hours of accrued sick leave to care for a family member. For the purposes of this policy, all accrued sick leave may be used for the following reasons:

- Employee's own pandemic illness or quarantine
- To care for a family member who is ill or quarantined
- To care for a child whose school or daycare is closed as a result of a pandemic

ALLOWANCE OF A NEGATIVE SICK LEAVE BALANCE

In the event an employee has exhausted all sick leave and continues to be off work due to his/her own pandemic illness or quarantine, to care for a family member who is ill or quarantined or to care for a child whose school or daycare is closed as a result of a pandemic, the City will allow employees to deplete sick leave into a negative balance. Employees will be required to use future sick leave accruals to replenish negative sick leave balances. The city manager reserves the right to waive negative sick leave balances on a case by case basis.

EMPLOYEES RESPONSIBILITIES

Employees who test positive for a pandemic virus or have a household member who tests positive for a pandemic virus must notify their supervisor and/or Human Resources as soon as possible. This notification allows the City to take appropriate workplace precautions to protect other employees. Any medical information provided to the City is confidential. Only appropriate "need to know" information will be provided to City management, Human Resources as required for implementing appropriate workplace precautions to maintain a safe work environment. Employees are required to provide appropriate documentation for any school or day care closures. Supervisors will exercise flexibility regarding timeliness of when appropriate documentation is submitted by employees. The Family Medical Leave Act will be implemented for those eligible.

Employees who are off work due to a pandemic, must contact their supervisor on a daily basis, or as soon as practical, to provide updated work status information.

In the event of a wide scale emergency or pandemic, where the employee is not ill, the employee may not take leave, or refuse to work, to simply avoid possible exposure to a causative agent in the workplace. Employees who may have a disability that creates an increased risk associated with the emergency are encouraged to notify Human Resources to discuss possible accommodations in accordance with the Americans with Disabilities Act.

Violation of any part of this policy, failure to follow the requirements of this policy and/or falsification of any information or documentation related to this policy, will be subject to disciplinary action up to and including termination.

Once the pandemic period has ended and if the employee's sick leave accrual is in the negative, there may be times when an employee becomes ill or injured. During this situation, the employee must use other leave accruals, when the employee has a non-pandemic related illness or injury. Sick leave cannot continue to be drawn further in the negative after the pandemic period has ended.

Date: _____



CITY OF PEARSALL

**EMERGENCY PANDEMIC LEAVE
POLICY ACKNOWLEDGEMENT FORM**

I, _____ an employee of the City of Pearsall, do hereby affirm I have read and understand Emergency Pandemic Leave Interdepartmental Policy and do hereby confirm I understand that in the event I choose to utilize the provisions of the policy I am bound by all sick leave accrual repayment requirements as outlined in the policy.

Employee's Signature

Date



CITY OF PEARSALL

DECLARATION OF DISASTER AND PUBLIC EMERGENCY

WHEREAS, in December 2019, a novel coronavirus, now designated COVID-19, was detected in Wuhan City, Hubel Province, China. Symptoms of COVID-19 include fever, cough, and shortness of breath. Outcomes have ranged from mild to severe illness, and in some cases death; and

WHEREAS, on January 30, 2020, the World Health Organization Director General declared the outbreak of COVID-19 as a Public Health Emergency of International Concern (PHEIC), advising countries to prepare for the containment, detection, isolation and case management, contact tracing and prevention of onward spread of the disease; and

WHEREAS, to date, there have been numerous positive cases in Texas; and

WHEREAS, on Wednesday March 11, 2020, the World Health Organization (WHO) declared the crisis is now a pandemic after it has infected roughly 189,000 people around the world and killed 7,511. 4,752 cases have been confirmed in the United States according to WHO; and

WHEREAS, the virus is characterized by mild symptoms including a runny nose, sore throat, cough, and fever, similar to the influenza where in severe cases it can lead to pneumonia or breathing difficulties according to WHO; and

WHEREAS, those with symptoms who have traveled to or been in contact with an individual who has traveled to a country that has coronavirus in the last two weeks are urged to see their physician; and

WHEREAS, the disease can be fatal but only in older individuals and those with other medical conditions such as asthma, diabetes, or heart disease may be more vulnerable in becoming severely ill; and

WHEREAS, due to pandemic, President Donald J. Trump announced a month-long travel restriction to several countries confirmed to have cases of the coronavirus that has gone into effect; and

WHEREAS, on March 13, 2020, President Trump declared a state of emergency due to COVID-19; and

WHEREAS, President Trump is expected to invoke the Stafford Act, which will allow state and local governments to access federal disaster relief funds; and

WHEREAS, pursuant to the Texas Disaster Act of 1975, the Mayor is designated as the Emergency Management Director of the City of Pearsall, and may exercise the powers granted to the governor on an appropriate local scale; and

WHEREAS, Section 418.108(a) of the Texas Government Code provides that the presiding officer of the governing body of a political subdivision may declare a state of local disaster; and

WHEREAS, a declaration of local disaster and public health emergency includes the ability to reduce the possibility of exposure to disease, control the risk, promote health, compel persons to undergo additional health measures that prevent or control the spread of disease, including the provision of temporary housing or emergency shelters for persons misplaced or evacuated and request assistance from the governor of state resources; and

WHEREAS, by this Declaration of Disaster and Public Health Emergency, I declare all rules and regulations that may inhibit or prevent prompt response to this threat suspended for the duration of the incident; and

WHEREAS, pursuant to the authority granted to the Mayor under Texas Disaster Act of 1975, I authorize the use of all available resources of state government and political subdivisions to assist in the City's response to this situation; 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, on March 15, 2020, the CDC issued further revised guidance regarding social distancing and mass gatherings of 50 or more people; and

WHEREAS, on March 16, 2020, the CDC issued further revised guidance that persons should avoid social gatherings in groups of more than 10 people; and

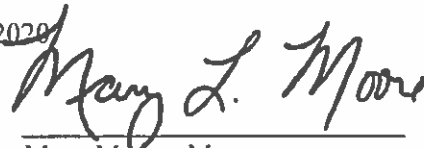
WHEREAS, I, Mary Moore, Mayor of the City of Pearsall, Texas, have determined that extraordinary and immediate measures must be taken to respond quickly, prevent and alleviate the suffering of people exposed to and those infected with the virus, as well as those that could potentially be impacted by COVID-19.

NOW, THEREFORE, BE IT PROCLAIMED BY THE MAYOR OF PEARSALL:

1. That a local state of disaster and public health emergency is hereby declared for the City of Pearsall pursuant to the Texas Disaster Act of 1975 and Texas Government Code §418.108(a).
2. Pursuant to §418.108(b) of the Government Code, the state of disaster and public health emergency shall continue for a period of not more than thirty (30) days from the date of this declaration unless continued or renewed by the City Council.

3. Pursuant to §418.108(c) of the Government Code, the state of disaster and public health emergency shall be given prompt and general publicity and shall be filed promptly with the City Secretary.
4. Pursuant to §418.108(d) of the Government Code, this declaration activates the City of Pearsall's Emergency Management Plan including adoption of Pandemic/Influenza/Coronavirus response.
5. Pursuant to § 122.006 of the Health and Safety Code, this declaration authorizes the City to take any actions necessary to promote health and suppress disease, including quarantine, and regulating hospitals, regulating ingress and egress for the City, and fining those who do not comply with the City's rules.
6. By this declaration, I declare all rules and regulations that may inhibit or prevent prompt response to this threat are suspended for the duration of the incident, and authorize the City Manager to exercise all emergency powers as are available to address this emergency.
7. Pursuant to the Texas Disaster Act of 1975, I, Mayor Mary Moore as Mayor of the City of Pearsall, issue further guidance and restrictions set out within the Declaration Regarding Public and Private Gatherings attached hereto as **Exhibit 1**, and incorporated herein.
8. This declaration shall take effect immediately from and after its issuance.

ORDERED this the __19th__ day of March, 2020



Mary Moore, Mayor

ATTEST:



Krystal Garcia, City Clerk

EXHIBIT 1

PURSUANT TO THE TEXAS DISASTER ACT OF 1975, MAYOR MARY MOORE HEREBY ISSUES THIS EXECUTIVE ORDER AS FOLLOWS:

1. Effective as of 11:59 p.m. on Thursday, March 19, 2020, and continuing until 11:00 a.m. Sunday, April 19, 2020:
 - (a) That all indoor public and private gatherings and outdoor gatherings (*“Mass Gatherings”*) within an enclosed space of 50 persons or more anywhere in the incorporated and unincorporated territory of the City of Pearsall is hereafter prohibited beginning 11:59 p.m. on Thursday, March 19, 2020 and continuing for 30 days thereafter, unless extended consistent with requirements of state law;
 - (b) That constituents and residents of the City of Pearsall are encouraged to conduct essential business online or via regular mail to avoid visiting any City of Pearsall facilities unless absolutely necessary;
 - (c) That no temporary health permit for activities that are known to attract more than the established maximum of 50 persons as defined in “Mass Gathering” in 2(a) be approved for at least the next 30 days and would encourage meetings of 10 or less;
 - (d) Direct local restaurants and bars to follow all Center for Disease Control guidelines to include:
 - i. Disinfect and sanitize commonly touched surfaces and non-food contact surfaces at least once every hour;
 - ii. Not allow parties of more than six (6) people at one table;
 - iii. Encourage curbside food-to-go programs or deliveries;
 - iv. Adopt and implement a screening policy for food handlers and all employees, and establish protocols for employee’s exclusion if they develop the following symptoms
 - a. Fever greater than 100.3 degree Fahrenheit
 - b. Cough and shortness of breath
 - v. Encourage visible COVID-19 prevention print materials within the restaurant; and
2. Definitions and further guidance:
 - (a) For purposes of this Executive Order, a “Mass Gathering” is any event or convening, subject to the exceptions and clarifications below, that brings together or is likely to bring together fifty (50) or more persons at the same time in a single room or other single confined or enclosed space, such as,

by way of example and without limitation, an auditorium, theater, stadium (indoor or outdoor), arena or event center, meeting hall, conference center, large cafeteria or any other confined indoor or confined outdoor space.

- (b) A “Mass Gathering” includes events in confined outdoor spaces which means an outdoor space that (i) is enclosed by a fence, physical barrier, or other structure and (ii) where people are present and they are within arm’s length of one another for extended periods.
- (c) This Executive Order does not prohibit gatherings of people in multiple, separate enclosed spaces in a single building such as multiplex movie theater, so long as 50 people are not present in any single space at the same time.
- (d) For purposes of clarity, a “Mass Gathering” does not include the following:
 - (i) public or private schools and places of worship;
 - (ii) museums (so long as visitors are generally not within arm’s length of one another for extended periods);
 - (iii) spaces where 50 or more persons may be in transit or waiting for transit such as bus stops;
 - (iv) office space, hotels, or residential buildings;
 - (v) grocery stores, shopping malls, outdoor markets, or other retail establishments where large numbers of people are present but it is unusual for them to be within arm’s length of one another for extended periods;
 - (vi) hospitals, medical facilities and shelters;
 - (vii) funeral homes; and
 - (viii) jails and detention centers.

In all such settings, it is recommended that the public follow social distancing recommendations, and harm reduction measures, such as the use of hand washing and hand sanitizer whenever possible. People that are members of high-risk populations should be especially careful venturing outside of their homes. “High-risk populations include people who are:

- 60 years old or older;
- People with certain health conditions such as heart disease, lung disease, diabetes, kidney disease, and weakened or compromised immune systems;
- and
- People experiencing homelessness.

- 3. The sections, paragraphs, sentences, clauses and phrases of this Executive Order are severable and if any phrase, clause, sentence, paragraph or section of this Executive Order should be declared invalid by the final judgment or decree of any court or competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections that can be given effect without the invalid provision, and to this end, the provisions of this Executive Order are severable.



Commissioner John W. Hellerstedt, M.D.

DECLARATION OF A PUBLIC HEALTH DISASTER IN THE STATE OF TEXAS

March 19, 2020

TO ALL TO WHOM THESE PRESENTS SHALL COME:

I, John W. Hellerstedt, M.D., Commissioner of the Department of State Health Services, do hereby certify that the introduction and spread of the communicable disease known as COVID-19 in the State of Texas has created an immediate threat, poses a high risk of death to a large number of people and creates a substantial risk of public exposure because of the disease's method of transmission and evidence that there is community spread in Texas.

THEREFORE, in accordance with the authority vested in me by Section 81.082(d) of the Texas Health and Safety Code, I do hereby declare a state of public health disaster for the entire State of Texas.

Pursuant to Section 81.002 of the code, each person shall act responsibly to prevent and control communicable disease. The following actions, taken immediately, will reduce and delay the spread of COVID-19:

- People, businesses and communities should immediately undertake hygiene, cleanliness and sanitation practices that are accessible, affordable and known to be effective against COVID-19.
 - Wash hands often for 20 seconds and encourage others to do the same.
 - If no soap and water are available, use hand sanitizer with at least 60% alcohol.
 - Cover coughs and sneezes with a tissue, then throw the tissue away.
 - Avoid touching your eyes, nose, and mouth with unwashed hands.
 - Disinfect surfaces, buttons, handles, knobs, and other places touched often.
 - Avoid close contact with people who are sick.
- People who are known to have, or are under investigation or monitoring, for COVID-19, should adhere to the direction provided to them by duly authorized persons, including public health officials. Failure to abide by such direction may result in involuntary quarantine or isolation for the purposes of preventing further community spread of COVID-19.

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
11:45am O'CLOCK

- People who are ill, especially those with symptoms consistent with influenza or COVID-19, should isolate themselves at home until they recover. Such persons should only present for medical evaluation and treatment if their symptoms are such that they cannot continue to be cared for in their home. And, when seeking medical care should call their doctor or health care facility before arriving to allow them to prepare.
- Limit trips into the public to essential outings. Traveling to work, the grocery store, the pharmacy or to seek medical care would be considered essential trips.
- Limit as much as possible close contact with other people. Stay six feet away.
- Do not gather in social groups of more than ten (10) individuals.
- Employers should allow work at home alternatives to the greatest extent possible.
- Restaurants should not allow dine-in options, either inside or outside. Take-out and curbside options with minimal contact are permitted and highly encouraged.

The Texas Department of State Health Services will continue to provide the most current and practical advice on how to control the spread of COVID-19 and encourages all Texans to seek additional information from a trusted source such as <https://www.dshs.texas.gov/coronavirus/> or from the Centers for Disease Control and Prevention at <https://www.cdc.gov/coronavirus/>.

Adherence to these rules and the sound public health principles that support them will provide optimal protection for the people of Texas. These measures are necessary to advance the health and safety of all Texans.

Copies of this proclamation will be filed with applicable authorities.

Given under my hand this the

19 day of March, 2020.



JOHN W. HELLERSTEDT, M.D.
Commissioner of Public Health

ATTESTED BY:



Ruth Hughes
Secretary of State

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
11:45 AM O'CLOCK

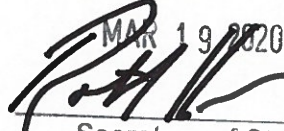


GOVERNOR GREG ABBOTT

March 19, 2020

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
11:59 AM O'CLOCK

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

MAR 19 2020

Secretary of State

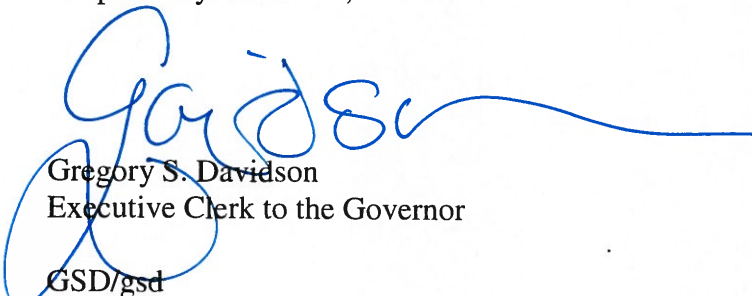
Dear Secretary Hughs:

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

Executive Order No. GA-08 relating to COVID-19 preparedness and mitigation.

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

Respectfully submitted,


Gregory S. Davidson
Executive Clerk to the Governor

GSD/gsd

Attachment

POST OFFICE BOX 12428 AUSTIN, TEXAS 78711 512-463-2000 (VOICE) DIAL 7-1-1 FOR RELAY SERVICES

Executive Order

BY THE
GOVERNOR OF THE STATE OF TEXAS

Executive Department
Austin, Texas
March 19, 2020

EXECUTIVE ORDER
GA 08

Relating to COVID-19 preparedness and mitigation.

WHEREAS, the novel coronavirus (COVID-19) has been recognized globally as a contagious respiratory virus; and

WHEREAS, I, Greg Abbott, Governor of Texas, issued a disaster proclamation on March 13, 2020, certifying that COVID-19 poses an imminent threat of disaster for all counties in the state of Texas; and

WHEREAS, COVID-19 continues to spread and to pose an increasing, imminent threat of disaster throughout Texas; and

WHEREAS, the Centers for Disease Control and Prevention (CDC) has advised that person-to-person 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 10 people, using drive-thru, pickup, or delivery options at 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, under the Texas Disaster Act of 1975, "[t]he governor is responsible for meeting . . . the dangers to the state and people presented by disasters" (Section 418.001 of the Texas Government Code), and the legislature has given the governor broad authority to fulfill that responsibility.

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 11:59 p.m. on March 20, 2020, and continuing until 11:59 p.m. on April 3, 2020, subject to extension thereafter based on the status of COVID-19 in Texas and the recommendations of the CDC:

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
11:59 AM O'CLOCK

MAR 19 2020

- Order No. 1 In accordance with the Guidelines from the President and the CDC, every person in Texas shall avoid social gatherings in groups of more than 10 people.
- Order No. 2 In accordance with the Guidelines from the President and the CDC, people shall avoid eating or drinking at bars, restaurants, and food courts, 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 shall temporarily close.

This executive order 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 executive order 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 executive order supersedes all previous orders on this matter that are in conflict or inconsistent with its terms, and this order 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 by me or by a succeeding governor.



Given under my hand this the
19th day of March, 2020.

A handwritten signature in black ink, appearing to read "Greg Abbott".

GREG ABBOTT
Governor

ATTESTED BY:

A handwritten signature in black ink, appearing to read "Ruth R. Hughes".

RUTH R. HUGHES
Secretary of State

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
11:59 AM O'CLOCK

MAR 19 2020

FRIO COUNTY



EXECUTIVE ORDER OF COUNTY JUDGE ARNULFO C. LUNA ISSUED March 19, 2020

WHEREAS, in December, 2019, a novel coronavirus, now designated COVID-19, was detected in Wuhan City, Hubel Province, China. Symptoms of COVID-19 include fever, cough, and shortness of breath. Outcomes have ranged from mild to severe illness, and in some cases death;

WHEREAS, on January 20, 2020, the World Health Organization (WHO) Director General declared the outbreak of COVID-19 as a Public Health Emergency of International Concern (PHEIC), advising countries to prepare for the containment, detection, isolation and case management, contact tracing and prevention of onward spread of the disease;

WHEREAS, to date, there have been numerous positive cases in Texas;

WHEREAS, on Wednesday, March 11, 2020, the WHO declared that the crisis is now a pandemic after it has infected roughly 189,000 people around the world and killed 7,511 people. Over 10,442 cases have been confirmed in the United States according to the Center for Disease Control (CDC);

WHEREAS, according to the WHO, the virus is characterized by mild symptoms including a runny nose, sore throat, cough and fever, similar to the influenza where in sever cases can lead to pneumonia or difficulty breathing;

WHEREAS, those with symptoms who have traveled or been in contact with an individual who has traveled to a country that has the COVID-19 Virus in the last two weeks is urged to see their physician;

WHEREAS, the disease can be fatal and especially dangerous to older individuals and high-risk populations, such as those with asthma, diabetes or heart disease;

WHEREAS, President Donald J. Trump has declared a state of emergency due to the COVID-19 outbreak in the United States;

WHEREAS, pursuant to the Texas Disaster Act of 1975, the County Judge may declare a local state of disaster in and for the County, and may exercise the powers granted therein on an

appropriate local scale;

WHEREAS, a declaration of local disaster and public health emergency includes the ability to reduce the possibility of exposure to disease, control the risk, promote health, compel persons to undergo additional health measures that prevent or control the spread of disease, including isolation, surveillance, quarantine, or placement of persons under public health observation, including the provision of temporary housing or emergency shelters for persons misplaced or evacuated and request assistance from the governor of state resources;

WHEREAS, by this declaration, I declare all rules and regulations that may inhibit or prevent prompt response to this threat suspended for the duration of the incident;

WHEREAS, pursuant to the authority granted to the County Judge under the Texas Disaster Act of 1975, I authorize the use of all available resources of state government and political subdivisions to assist in the County's response to this situation; and

WHEREAS, I, Arnulfo C. Luna, the County Judge and presiding officer of Frio County, have determined that in order to remain consistent with the Declaration of Public Health Emergency to be issued by the City of Pearsall and issued by the City of Dilley, extraordinary and immediate measures must be taken to respond quickly, prevent and alleviate the suffering of people exposed to and those infected with the virus, as well as those that could potentially be infected or impacted by COVID-19 throughout Frio County.

NOW, THEREFORE, BE IT DECLARED BY THE COUNTY JUDGE OF THE COUNTY OF FRIO:

1. That a local state of disaster and public health emergency is hereby declared throughout Frio County pursuant to §418.108(a) of the Texas Government Code.
2. Pursuant to §418.108(b) of the Government Code, the state of disaster and public health emergency shall continue for a period of not more than seven days from the date of this declaration unless continued or renewed by the Frio County Commissioners Court.
3. Pursuant to §418.108(c) of the Government Code, this declaration of a local state of disaster and public health emergency shall be given prompt and general publicity and shall be filed promptly with the County Clerk.
4. Pursuant to §418.108(d) of the Texas Government Code, this declaration of a local state of disaster and public health emergency activates Frio County's Emergency Management Plan as well as all appropriate recovery and rehabilitation aspects of the emergency management plan and authorizes the furnishing of aid and assistance as necessary or appropriate.
5. Pursuant to the authority granted under the laws of the State of Texas, this declaration authorizes Frio County to take any actions necessary to promote health and suppress

disease throughout Frio County, including quarantine, examining and regulating hospitals, regulating ingress and egress throughout Frio County and any impacted areas.

6. Pursuant to the statutory authority vested in me as the presiding officer of the County of Frio, in coordination and consultation with the Local Health Authority and the City of Pearsall further issue additional guidance and restrictions as set out within the Declaration Regarding Public and Private Gatherings and Related Matters effective until further notice for the duration of this Declaration, attached hereto and incorporated herein as Exhibit "1."
7. As the County Judge and presiding officer of the County of Frio, I further reserve all other authority and powers conferred by state law to respond as necessary to the situation which is the subject of this Declaration.

This Declaration shall take effect immediately from and after its issuance.
Declared this 19th of March, 2020.

ARNULFO C. LUNA
Frio County Judge

EXHIBIT 1

PURSUANT TO THE TEXAS DISASTER ACT OF 1975, FRIO COUNTY JUDGE ARNULFO C. LUNA HEREBY ISSUES THIS EXECUTIVE ORDER AS FOLLOWS:

1. Effective as of 11:59 p.m. on Thursday, March 19, 2020, and continuing until 11:00 a.m. Sunday, April 19, 2020:
 - (a) That all indoor public and private gatherings and outdoor gatherings (***“Mass Gatherings”***) within an enclosed space of 50 persons or more anywhere in the incorporated and unincorporated territory of Frio County is hereafter prohibited beginning 11:59 p.m. on Thursday, March 19, 2020 and continuing for 30 days thereafter, unless extended consistent with requirements of state law;
 - (b) That constituents and residents of Frio County are encouraged to conduct essential business online or via regular mail to avoid visiting any Frio County facilities unless absolutely necessary;
 - (c) That no temporary health permit for activities that are known to attract more than the established maximum of 50 persons as defined in “Mass Gathering” in 2(a) be approved for at least the next 30 days and would encourage meetings of 10 or less;
 - (d) Direct local restaurants and bars to follow all Center for Disease Control guidelines to include;
 - i. Disinfect and sanitize commonly touched surface and non-food contact surfaces at least once every hour;
 - ii. Not allow parties of more than six (6) people at one table;
 - iii. Encourage curbside food-to-go programs or deliveries;
 - iv. Adopt and implement a screening policy for food handlers and all employees, and establish protocols for employee’s exclusion if they develop the following symptoms
 - a. Fever greater than 100.3 degree Fahrenheit
 - b. Cough and shortness of breath
 - v. Encourage visible COVID-19 prevent print materials within the restaurant; and
2. Definitions and further guidance:
 - (a) For purposes of this Executive Order, a “Mass Gathering” is any event or convening, subject to the exceptions and clarifications below, that brings together or is likely to bring together fifty (50) or more persons at the same time in a single room or other single confined or enclosed space, such as, by way of example and without limitation, an auditorium, theater, stadium

- (indoor or outdoor), arena or event center, meeting hall, conference center, large cafeteria or any other confined indoor or confined outdoor space.
- (b) A “Mass Gathering” includes events in confined outdoor spaces which means an outdoor space that (I) is enclosed by a fence, physical barrier, or other structure and (ii) where people are present and they are within arm’s length of one another for extended periods.
 - (c) This Executive Order does not prohibit gatherings of people in multiple, separate enclosed spaces in a single building such as multiplex movie theater, so long as 50 people are not present in any single space at the same time.
 - (d) For purposes of clarity, a “Mass Gathering” does not include the following:
 - (i) public or private schools and places of worship;
 - (ii) museums (so long as visitors are generally not within arm’s length of one another for extended periods);
 - (iii) spaces where 50 or more persons may be in transit or waiting for transit such as bus stops;
 - (iv) office space, hotels, or residential buildings;
 - (v) grocery stores, shopping malls, outdoor markets, or other retail establishments where large numbers of people are present but it is unusual for them to be within arm’s length of one another for extended periods;
 - (vi) hospitals, medical facilities and shelters;
 - (vii) funeral homes; and
 - (viii) jails and detention centers.

In all such settings, it is recommended that the public follow social distancing recommendations, and harm reduction measures, such as the use of hand washing and hand sanitizer whenever possible. People that are members of high-risk populations should be especially careful venturing outside of their homes. “High-risk populations include people who are:

- 60 years old or older;
- People with certain health conditions such as heart disease, lung disease, diabetes, kidney disease, and weakened or compromised immune systems; and
- People experiencing homelessness.

3. The sections, paragraphs, sentences, clauses and phrases of this Executive Order are severable and if any phrase, clause, sentence, paragraph or section of this Executive Order should be declared invalid by the final judgment or decree of any court or competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections that can be given effect without the invalid provision, and to this end, the provisions of this Executive Order are severable.



CITY OF PEARSALL

March 17, 2019

Mayor and City Council for the City of Pearsall
215 South Ash
Pearsall, Texas 78061

Mayor and City Council,

As you are aware, federal and state officials have recommended that communities take the necessary steps to ensure that people are safe and that local governments do our part to help stop the spread of the Coronavirus. As such, the City of Pearsall will be taking the following precautions:

- We are cancelling all events and activities at the Pearsall Sports Complex, Community Center and Civic Center until further notice
- The Pearsall Public Library and city parks will be closed beginning March 23
- Utility customers are encouraged to pay utility bills online or thru the city drive thru at city hall. The city will pay the convenience fee for online payments.
- Municipal court is also cancelling truancy court and open courts. Residents are encouraged to pay citations online
- The city transfer station will not be accepting any brush until further notice
- City solid waste and utility customers are encouraged to dispose of rags, newspapers, towels and wipes in the trash
- Curfew will be enforced

Please keep in mind that these are precautions the city is implementing to help fight the spread of this virus. We are optimistic that we will succeed in our efforts.

Respectfully,

Federico Reyes, City Manager

RESOLUTION
No. 2020-03-04

ACCEPTING NOMINATIONS FOR A QUALIFIED INDIVIDUAL TO SERVE THE UNEXPIRED TERM OF PLACE FIVE (5) FOR THE CITY OF PEARSALL CITY COUNCIL IN ACCORDANCE WITH SECTION 3.09 OF THE PEARSALL CITY CHARTER. UPON RECEIVING NOMINATIONS FOR THIS POSITION, APPOINTING A QUALIFIED INDIVIDUAL BY THE REQUIRED VOTES TO SERVE THE UNEXPIRED TERM OF PLACE FIVE (5) FOR THE CITY OF PEARSALL CITY COUNCIL.

WHEREAS, Section 2.01 of the Pearsall City Charter states the powers of the City Council. Section 2.01 reads as follows, “The City shall have all powers possible for a City to have under the Constitution and laws of the State as fully and completely as though they were specifically enumerated in this charter.”

WHEREAS, given the power to select officers by the City Charter, the Pearsall City Council wishes to nominate an individual for the City Council. Section 3.09 of the Pearsall City Charter addresses how vacancies in the City Council will be handled: “Vacancies in the City Council and the position of Mayor, where the same do not exceed two at any one time, shall be filled by a majority vote of the remaining Councilmembers and shall serve only until the next general City Council election.”

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

Section 1. In accordance with Section 3.09 of the Pearsall City Charter, the members of the City Council appoint _____, a qualified individual with the required votes to serve the unexpired term for Place Three (3) of the Pearsall City Council.

PASSED, APPROVED, and ADOPTED this 23rd day of March, 2020.

Mary Moore, Mayor

ATTEST:

Krystal Garcia, City Clerk