

**RESOLUTION NO. 21-069R**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RED OAK, TEXAS, SUPPLEMENTING RESOLUTION NO. 21-064R, EXTENDING AND AMENDING A STATE OF EMERGENCY AS A RESULT OF THE COVID-19 VIRUS; PROVIDING FOR INTERIM PUBLIC SAFETY MEASURES; PROVIDING FOR A MORATORIUM FOR ENFORCEMENT OF MOBILE FOOD VENDING; PROVIDING FOR REPUBLISHING OF RESOLUTION; PROVIDING A SEVERABILITY CLAUSE; AND, PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the Mayor of Red Oak on Friday, March 13, 2020 signed a Declaration Declaring a State of Emergency in response to the COVID-19 Virus and issued an Order with Restrictions for community gatherings and assemblies; and

**WHEREAS**, the circumstances surrounding the COVID-19 Virus have increased the need for social distancing and precautionary public safety response; and.

**WHEREAS**, the COVID-19 Virus continues to necessitate an extensive and prompt public safety response; and, the regulations set forth in the Mayoral Declaration may need to be extended and/or modified in order to continue to protect the general public; and

**WHEREAS**, the Ellis County Commissioners Court issued an Order of Continuance of Declaration of Local Disaster for Public Health Emergency that affirmed the activation of the Ellis County Emergency Management Plan and extended the Declaration of Local Disaster.

**WHEREAS**, on March 2, 2021, the Governor issued Executive Order GA-34 which increased capacity of all business and facilities to their normal operating capacity and rescinded the statewide face covering mandate and most prior executive orders relating to COVID-19; and

**WHEREAS**, Executive Order GA-34 strongly encourages every person to use good-faith efforts and available resources to follow the Texas Department of State Health Services (“DSHS”) health recommendations in providing or obtaining services; and

**WHEREAS**, Executive Order GA-36 does not preclude businesses or other establishments, including local government facilities, to require employees and customers to follow additional hygiene measures, excluding the use of face coverings; and

**WHEREAS**, health care and infectious disease experts have determined that despite the limitations of use of face coverings, that limiting indoor activity, social distancing and other health protocols reduce the spread of COVID-19; and

**WHEREAS**, this Order is necessary to protect the lives, health, welfare, and safety of residents visiting City buildings and facilities; and,

**WHEREAS**, this Resolution is necessary to protect the lives, health, welfare, and safety of the City’s residents from the devastating impacts of this pandemic;

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

**SECTION 1.** That the City Council of the City of Red Oak hereby approves and adopts the Supplemental Order of Red Oak; and, extend such previous orders, except as amended herein, which is attached hereto as Exhibit "A", as if set forth in full; and, extends the disaster and state of emergency until September 14, 2021.

**SECTION 2.** The Mayor is hereby authorized to amend and execute this Resolution to conform to any additional amendments by the Texas Governor or Ellis County Judge to protect the health, welfare and safety of the citizens of Red Oak.

**SECTION 3.** Any prior resolution of the City Council in conflict with the provisions contained in this Resolution are hereby repealed and revoked.

**SECTION 4.** Should any part of this Resolution be held to be invalid for any reason, the remainder shall not be affected thereby, and such remaining portions are hereby declared to be severable.

**SECTION 5.** This Resolution shall become effective 11:59 p.m. on August 9, 2021 unless it is either rescinded, superseded, or amended pursuant to applicable law or superseded by Governor's orders.

**DULY PASSED** and approved by the City Council of the City of Red Oak, Texas, on this the 9<sup>th</sup> day of August, 2021.

**CITY OF RED OAK, TEXAS**

Mark L. Stanfill, DVM, Mayor

**ATTESTED:**

Caryn Stevens, TRMC, City Secretary

**APPROVED AS TO FORM:**

Robert E. Hager, City Attorney

