



City of Colleyville City Council Special Meeting Agenda

City Hall
100 Main Street
Colleyville, Texas
76034
817.503.1000
www.colleyville.com

Thursday, March 26, 2020
3:00 p.m.

Council Chambers
Third Floor, City Hall

**3:00 PM
CITY COUNCIL CHAMBERS
THIRD FLOOR
CALL TO ORDER**

1. RESOLUTION(S): READING AND PUBLIC HEARING

1a Resolution R-20-4487

Approval of a resolution extending the authority of the Mayor to promulgate the Declaration of Disaster and Proclamation of Emergency Regulations and any changes as necessary or required by the declarations of the Governor of Texas

2. ADJOURNMENT

I hereby certify this agenda was posted on City Hall bulletin boards Monday, March 23, 2020, by 3:00 p.m.

Christine Loven, TRMC
City Secretary

A quorum of any Colleyville board, commission, or committee may be present at this meeting.

Any matter on this agenda may, at the discretion of the governing body, be opened for public comment and discussion.

If you plan to attend this public meeting and have a disability that requires special accommodations, please advise the City Secretary at least 48 hours in advance at 817.503.1133, and reasonable accommodations will be made to assist you.



City of Colleyville City Council Agenda Briefing

City Hall
100 Main Street
Colleyville, Texas 76034
www.colleyville.com

Agenda Number 1a

Agenda Date 3/26/2020

Number Resolution R-20-4487

Type Resolution

Department City Secretary

Title

Approval of a resolution extending the authority of the Mayor to promulgate the Declaration of Disaster and Proclamation of Emergency Regulations and any changes as necessary or required by the declarations of the Governor of Texas

Explanation

Reading and Public Hearing

On Friday, March 20, 2020, Mayor Newton issued a Declaration of Disaster for the City of Colleyville which became effective at 11:59 PM on March 20. The Declaration became effective exactly at the same time Governor Abbott's Executive Order became effective.

Subsequent to issuing the Declaration, the Mayor and City Leadership were involved in ongoing conference calls with County Judge Glen Whitley and area mayors, and those conference calls continue. On Tuesday, March 24, Judge Whitley issued an amended declaration which took effect at 11:59 p.m. March 24. Mayor Newton issued a first amendment to Colleyville's disaster declaration, which also went into effect at 11:59 p.m. March 24. For all intents and purposes, the results of these declarations are the same.

The City's amendment states that all persons residing in Colleyville should remain at home. Leaving home should be kept to a minimum, but may include visits to the grocery store, medical visits, or outdoor exercise. The City also recognized families may wish to visit our parks and this is allowed, as long as families maintain appropriate social distancing from one another.

Non-essential businesses are to remain closed to the public, including entertainment venues, retail stores, and services such as salons and barber shops. Minimum basic operations are allowed for these businesses, in particular to facilitate online sales or curb-side pickup.

Specifically, Colleyville restaurants may remain open to provide food or drinks by delivery, drive thru, or counter carry out. Dining within the restaurant remains prohibited.

Essential businesses are allowed to remain open, however, social distancing is required. This includes grocery stores, pharmacies, medical facilities, and daycare facilities. It also allows office buildings, financial institutions, construction services, and

maintenance and repair services to remain open.

A summary chart with the full details is included in the official declaration, which is posted on the City's website.

The goal of the amendment to the City's disaster declaration, is to further tighten restrictions that provide for the safety of our citizens, while allowing businesses to remain open to the extent deemed safe and reasonable.

Attachments

1. Resolution R-20-4487

RESOLUTION R-20-4487

A RESOLUTION EXTENDING THE AUTHORITY OF THE MAYOR TO PROMULGATE THE DECLARATION OF DISASTER AND PROCLAMATION OF EMERGENCY REGULATIONS AND ANY CHANGES AS NECESSARY OR REQUIRED BY THE DECLARATIONS OF THE GOVERNOR OF TEXAS

- WHEREAS,** in December 2019 a novel coronavirus, now designated COVID-19, was detected in Wuhan City, Hubei Province, China, with symptoms including fever, cough, and shortness of breath and with outcomes ranging from mild to severe illness and in some cases death; and
- WHEREAS,** a succession of events occurred to cause the World Health Organization Director General to declare the outbreak of COVID-19 as a Public Health Emergency of International Concern (PHEIC), and the recommendation of aggressive preparedness and activation of emergency plans to aggressively change the trajectory of this epidemic, and then a declaration of COVID-19 as a worldwide pandemic; and
- WHEREAS,** the Centers for Disease Control and Prevention is closely monitoring the growing number of cases that have spread into the United States and the identification of "community spread" cases of COVID-19 in the United States signals that transmission of the virus is occurring; spreading between people who are in close contact with one another through respiratory droplets produced when an infected person coughs or sneezes, and the continued worldwide spread of COVID-19 presents an imminent threat of widespread illness, which requires emergency action; and
- WHEREAS,** on March 13, 2020, President Donald Trump declared a State of National Emergency for the United States of America, Governor Greg Abbott issued a State of Disaster for all Texas counties for COVID-19, and County Judge Glen Whitley issued a Declaration of Disaster Due to Public Health Emergency for Tarrant County for COVID-19; and
- WHEREAS,** the Tarrant County Commissioners issued a Renewal of Declaration of Local Disaster due to Public Health Emergency on March 17, 2020; and
- WHEREAS,** Governor Greg Abbott issued an Executive Order on March 19,

2020, further clarifying additional measures for public gathering and business operations within the State of Texas; and

WHEREAS, the County Judge issued a First Amended Declaration of Local Disaster due to Public Health Emergency to implement additional measures to ensure the protection of the residents of Tarrant County; and

WHEREAS, the City of Colleyville has enacted the City's Emergency Management Plan and Coronavirus Response Plan; and

WHEREAS, pursuant to the Texas Disaster Act of 1975, the Mayor is designated as the emergency management director of the City of Colleyville, and may exercise the powers granted to the governor on an appropriate local scale; and

WHEREAS, pursuant to the authority granted to the Mayor under the Texas Disaster Act of 1975, and Section 3.06 of the City of Colleyville Charter, which provides that in a time of emergency, the Mayor may govern the City by proclamation and maintain order and enforce all laws; and

WHEREAS, Mayor Richard Newton determined that extraordinary and immediate measures were necessary to respond quickly to 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 and therefore signed a Declaration of Disaster and Proclamation of Emergency Regulations on March 20, 2020, and a First Amended Declaration of Disaster and Proclamation of Emergency Regulations on March 24, 2020, which, among other things, declared 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 Section 418.108 (a) of the Texas Government Code, the Mayor's first amended declaration dated March 24, 2020 will not continue for more than seven days unless the same is extended by the City Council of the City of Colleyville, Texas, pursuant to Section 418.108 (b) of the Texas Government Code.

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

- Sec. 1. THAT all matters stated above are found to be true and correct and are incorporated herein by reference as if copied in their entirety.
- Sec. 2. THAT in order to further the general health, safety, and welfare of the community, the First Amended Declaration of Disaster and Public Health Emergency proclaimed for the City of Colleyville by the Mayor on March 24, 2020 (herein below the "Declaration"), shall continue until terminated by order of the City Council. Such extension shall apply to any enforcement or revision of the declaration necessary to comply with applicable orders, rules, regulations and limitations issued by the State of Texas, or other entities governing the Coronavirus Disease 2019 public health emergency, as applicable to the City of Colleyville.
- Sec. 3. THAT the Declaration will continue until terminated by official action of the Mayor or City Council, unless sooner terminated by operation of applicable law. The Mayor shall be responsible for administering the Declaration, including making all necessary modifications thereto, until the Declaration is terminated. Administration of the Declaration shall include continual review thereof on a weekly basis.
- Sec. 4. THAT the City's Emergency Management Plan and Coronavirus Response Plan shall continue to be implemented.
- Sec. 5. THAT any violation of the orders, rules, regulations, or directives adopted pursuant to the Declaration or the City's Emergency Management Plan shall be subject to the enforcement and penalty provisions set forth therein.

AND IT IS SO RESOLVED.

APPROVED BY A VOTE OF _ AYES, _ NAYS ON THIS THE 26TH DAY OF MARCH 2020.

Mayor Richard Newton	_____	Mayor Pro Tem Bobby Lindamood	_____
Place 1, Tammy Nakamura	_____	Place 3, Kathy Wheat	_____
Place 4, George Dodson	_____	Place 5, Chuck Kelley	_____
Place 6, Callie Rigney	_____		

ATTEST:

CITY OF COLLEYVILLE

Christine Loven, TRMC
City Secretary

Richard Newton
Mayor