

MEMORANDUM

TO: Mayor and City Council

FROM: Shawn Raborn, City Manager

DATE: March 20, 2020

SUBJECT: City Council Meeting

Attached is your information packet for the Monday, March 23, 2020, City Council Meeting. If you have any questions about a particular item, please contact me.

The meeting will be conducted by conference call beginning at 6:00 pm on Monday, March 23rd.

Toll Free Number – 1-888-453-4395
Participant Passcode – 828159

**NOTICE OF REGULAR MEETING
VIA TELEPHONE CONFERENCE
OF THE CITY COUNCIL OF THE
CITY OF LA GRANGE, TEXAS**

In accordance with the provisions of the Texas Open Meetings Act, Chapter 551, Texas Government Code and in accordance with order of the Office of the Governor issued March 16, 2020, the City Council of the City of La Grange will conduct its Regular Meeting scheduled for 6:00 p.m. on the 23rd day of March, located at City Hall Council Chambers, 155 E. Colorado Street, La Grange, Texas, by telephone conference in order to advance the public health goal of limiting face-to-face meetings (also called "social distancing") to slow the spread of the Coronavirus (COVID-19). There will be no public access to the location described above.

This Meeting Agenda, and the Council Packet, are posted online at www.cityoflg.com.

The public toll-free dial-in number to participate in the telephonic meeting is hosted through **TELECONFERENCING SERVICES, LLC. The dial in number is: 1-888-453-4395. When prompted, enter Participant Passcode: 828159.**

For individuals wishing to offer public comments on a non-public hearing item, they may address the Council telephonically during the Petitions portion of the meeting or when the item is considered by the City as provided by the agenda and as permitted by the presiding officer during the meeting.

A recording of the telephonic meeting will be made, and will be available to the public in accordance with the Open Meetings Act upon written request.

INVOCATION – Councilmember Kathy Weishuhn

ROLL CALL

PETITIONS

SUBJECTS TO BE CONSIDERED FOR DISCUSSION AND/OR ADOPTION, APPROVAL, AMENDMENT, RATIFICATION OR OTHER ACTION AT SUCH MEETING INCLUDE:

REGULAR AGENDA

1. Discuss and or Consider a Resolution of the City Council of La Grange, Texas, ratifying, reinstating, continuing and renewing the Declaration of Disaster signed by the Mayor of the City of La Grange, Texas on March 16, 2020 and March 19, 2020, attached hereto, to be effective March 23, 2020 and to continue in effect until the date of a Presidential Declaration of Disaster for the City of La Grange, Texas or the expiration of sixty (60) days from and after March 23, 2020, whichever occurs sooner. **Pg. 1**
2. Report on COVID-19

CHIEF OF POLICE UPDATE

Review of Current issues and projects

CITY MANAGER UPDATE

Review of Current issues and projects

The Council will meet in closed Executive Session as authorized by the listed section(s) of The Open Meetings Act, Section 551, Texas Government Code, to discuss the following matters:

The Council may take final action on any of the before mentioned matters while convened in open session pursuant to Chapter 551 of the Texas Government Code and this notice of meeting by telephone conference pursuant to gubernatorial order; it may also take certain action in executive session on competitive electric matters pursuant to Section 551.086. The Council may also meet in closed Executive Session, pursuant to Section 551.071, to receive advice from legal counsel (consultation with attorney) on any items listed in this notice. All sessions, whether regular or executive, shall be by telephone conference; however, all members of the public who have dialed in to participate in the regular session will be disconnected during any executive session.

Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services such as interpreters for persons who are deaf or hearing impaired, readers, large print or Braille, are requested to contact, Janet Bayer at 979/968-5805 at least two (2) work days prior to the meeting so that appropriate arrangements can be made.

More information on the above listed matters is available from the City of La Grange - Office of the City Manager at 979/968-5805.

Posted at 4:00 P.M. on this the 20th day of March, 2020.



Janet Bayer, City Secretary

MEMORANDUM

TO: Mayor and City Council

FROM: Shawn Raborn, City Manager

DATE: March 20, 2020

SUBJECT: Discuss and or Consider a Resolution of the City Council of La Grange, Texas, ratifying, reinstating, continuing and renewing the Declaration of Disaster signed by the Mayor of the City of La Grange, Texas on March 16, 2020 and March 19, 2020, attached hereto, to be effective March 23, 2020 and to continue in effect until the date of a Presidential Declaration of Disaster for the City of La Grange, Texas or the expiration of sixty (60) days from and after March 23, 2020, whichever occurs sooner.

Staff is requesting council authorization to extend the Mayoral Declaration of Local State of Disaster Due to Public Health Emergency issued on March 19, 2020 for 60 days. A copy of the Disaster Declaration is attached.

Attachments:

1. Resolution Under Consideration
2. Mayoral Declaration of Local State of Disaster Due to Public Health Emergency – March 19, 2020
3. Mayoral Declaration of Local State of Disaster Due to Public Health Emergency – March 16, 2020
4. County Disaster Declaration
5. State of Texas Declaration of Public Health Disaster
6. Executive Order GA-08 by the Governor – Relating to COVID-19

Resolution 20 - 02

A RESOLUTION OF THE CITY COUNCIL OF LA GRANGE, TEXAS, RATIFYING, REINSTATING, CONTINUING AND RENEWING THE DECLARATION OF DISASTER SIGNED BY THE MAYOR OF THE CITY OF LA GRANGE, TEXAS ON MARCH 19, 2020, ATTACHED HERETO, TO BE EFFECTIVE MARCH 23, 2020, AND TO CONTINUE IN EFFECT UNTIL THE DATE OF A PRESIDENTIAL DECLARATION OF DISASTER FOR THE CITY OF LA GRANGE, TEXAS OR THE EXPIRATION OF SIXTY (60) DAYS FROM AND AFTER MARCH 23, 2020, WHICHEVER OCCURS SOONER.

WHEREAS, beginning in December 2019, a novel coronavirus, now designated SARS-CoV2 which causes the disease COVID-19, has been declared a global pandemic by the World Health Organization; and

WHEREAS, the symptoms of COVID-19 can range from mild to severe illness and cause further complications including death; and

WHEREAS, COVID-19 virus mainly spreads between people who are in close contact with one another through respiratory droplets produced when an infected person coughs or sneezes; and

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

WHEREAS, the City of La Grange, Texas, is taking extraordinary measures to prevent the spread of this potentially devastating disease in our community; and

WHEREAS, said state of disaster requires that certain emergency protective measures be taken pursuant to the Texas Disaster Act of 1975 relating to Emergency Management and Public Health, pursuant to Chapter 418 of the Texas Government Code.

WHEREAS, the declaration by the Mayor must be continued or renewed by the City Council of the City of La Grange, Texas.

WHEREAS, the City Council of the City of La Grange, Texas, a municipal corporation in Fayette County, Texas, met at a regular meeting of the City Council of the City of La Grange on March 23, 2020, after proper notice and posting required by the Texas Open Meetings Act, Chapter 551, Texas Government Code; and

WHEREAS, a quorum of the City Council of the City of La Grange, Texas were present at a regular meeting of the City Council held on March 23, 2020; and

WHEREAS, upon motion duly made and seconded, the following resolution was unanimously adopted at said regular meeting:

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

1. That the Declaration of Disaster, attached hereto and incorporated herein for all purposes as if fully set forth verbatim, dated March 19, 2020, be and it is hereby ratified, reinstated, continued and renewed effective March 23, 2020.
2. That said Declaration of Disaster continue in effect for a period of sixty (60) days from March 23, 2020, or until the City of La Grange, Texas is part of a Disaster Declaration by the President of the United States, whichever occurs sooner.

This resolution shall be effective immediately upon passage.

PASSED AND APPROVED this _____ day of March 2020.

CITY OF LA GRANGE, TEXAS

By: _____
Janet Moerbe, Mayor

ATTEST:

Janet Bayer, City Secretary

APPROVED:

Maria Angela Flores Beck
City Attorney

**CITY OF LA GRANGE, TEXAS
MAYORAL DECLARATION OF LOCAL STATE OF DISASTER
DUE TO PUBLIC HEALTH EMERGENCY**

WHEREAS, beginning in December 2019, a novel coronavirus, now designated SARS-CoV2 which causes the disease COVID-19, has been declared a global pandemic by the World Health Organization; and

WHEREAS, the symptoms of COVID-19 can range from mild to severe illness and cause further complications including death; and

WHEREAS, COVID-19 virus mainly spreads between people who are in close contact with one another through respiratory droplets produced when an infected person coughs or sneezes; and

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

WHEREAS, the City of La Grange, Texas, is taking extraordinary measures to prevent the spread of this potentially devastating disease in our community; and

WHEREAS, said state of disaster requires that certain emergency protective measures be taken pursuant to the Texas Disaster Act of 1975 relating to Emergency Management and Public Health, pursuant to Chapter 418 of the Texas Government Code.

NOW THEREFORE, BE IT PROCLAIMED BY THE MAYOR OF THE CITY OF LA GRANGE, TEXAS:

SECTION 1. That a local state of disaster for public health emergency is hereby declared for the City of La Grange, Texas, pursuant to Section 418.108(a) of the Texas Government Code.

SECTION 2. That pursuant to Section 418.108(b) of the Texas Government Code the state of disaster for public health emergency shall continue for a period of not more than seven (7) days from the date of this declaration, unless continued or renewed by the City Council of the City of La Grange, Texas.

SECTION 3. That pursuant to Section 418.108(c) of the Texas Government Code this declaration of a local state of disaster for public health emergency shall be given prompt and general publicity and shall be filed promptly with the City Secretary.

SECTION 4. That pursuant to Section 418.108(d) of the Texas Government Code, this declaration of a local state of disaster activates the City of La Grange, Texas, emergency management plan, and authorizes the furnishing of aid and assistance under the declaration.

SECTION 5. That this declaration authorizes the City to take any actions necessary to promote health and suppress the virus, including the quarantine of persons and occupied structures, examining and regulating hospitals, regulating ingress and egress from the City, regulating ingress and egress to occupied structures, establishment of quarantine stations, emergency hospitals, and other hospitals, and insuring compliance for those who do not comply with the City's rules, pursuant to Section 122.006 of the Health and Safety Code.


SECTION 6. That this declaration hereby limits the size of gatherings to not more than 50 people and mandates the cancellation of all such gatherings until further notice. A "gathering" refers generally to a scheduled event or common endeavor where 50 persons are present in a confined space, room, or area.

SECTION 7. In accordance with Texas Government Code §418.173, a person who knowingly or intentionally violates this declaration commits an offense, punishable by a fine up to \$1,000.00 or confinement in jail for a term that does not exceed 180 days.

SECTION 8. That this declaration hereby authorizes the use of all lawfully available enforcement tools.

SECTION 9. That this declaration shall take effect immediately from and after its issuance.

DECLARED this 19th day of March, 2020.



Janet Moerbe, Mayor
City of La Grange, Texas

DECLARING A LOCAL STATE OF DISASTER

WHEREAS, the City of La Grange on the 16th day of March, 2020
has suffered widespread or severe damage, injury, or loss of life or property (or there
is imminent threat of same) resulting from COVID-19

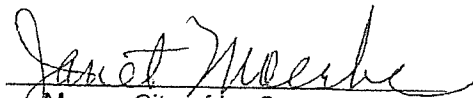
and;

WHEREAS, the judge of the City of La Grange has determined that extraordinary
measures must be taken to alleviate the suffering of people and to protect or rehabilitate
property;

NOW, THEREFORE, BE IT PROCLAIMED BY THE MAYOR OF THE CITY OF
LA GRANGE:

1. That a state of disaster is declared for the City of La Grange.
2. That the City of La Grange's Emergency Management Plan has been implemented.
3. That this state of disaster shall continue for a period of not more than seven days of
the date hereof, unless the same is continued by consent of the City Council of the City
of La Grange, Texas.
4. That this proclamation shall take effect immediately from and after its issuance.


ORDERED this the 16th day of March, 2020



Mayor, City of La Grange
Janet Moerbe

ATTEST:

Janet Bayer, City Secretary



STATE OF TEXAS §
 §
COUNTY OF FAYETTE §

**DECLARATION OF LOCAL DISASTER RELATED TO CORONAVIRUS DISEASE
(COVID-19)**

WHEREAS, on March 13, 2020, the United States Federal Government has declared a national emergency and the State of Texas has declared a statewide public health disaster as a result of the COVID-19 Coronavirus; and

WHEREAS, on March 13, 2020, The Fayette County Judge issued and signed a Declaration of Local Disaster for Fayette County, Texas; and

WHEREAS, on March 16, 2020, the Center for Disease Control and United States Office of the White House, issued recommended guidelines regarding preventative procedures for the spread of COVID-19 titled, “15 Days to Slow the Spread”; and

WHEREAS, according to the Center for Disease Control, the COVID-19 virus spreads between people who are in close contact, and large gatherings of people pose an increased risk of spreading the infectious disease; and

WHEREAS, the potential spread of the COVID-19 Coronavirus poses an imminent threat to the health and safety of the citizens of Fayette County; and

WHEREAS, the magnitude of the potential damage and the rapidity with which potential spread of the COVID-19 Coronavirus could constitute an imminent threat of disaster and a risk to overwhelming local healthcare resources; and

WHEREAS, the Texas Government Code Chapter 418 gives the county judge the power to declare a local disaster within the county “if the threat of disaster is imminent”; and

WHEREAS, the declaration of such a disaster authorizes the imposition of controls on activities which tend to increase the likelihood of injury to the public; and

WHEREAS, other local governments in our immediate area have taken preventative measures, including imposing a limit the size of gatherings in an effort to further address the threat and spread of COVID-19; and

WHEREAS, such controls, once implemented, have the potential of protecting lives and property by mitigating the threat of a potential spread of the COVID-19 Coronavirus; and

WHEREAS, a local disaster declaration expires seven days after its issuance, unless the commissioners court consents to its renewal or continuance;

BE IT THEREFORE PROCLAIMED that I, Joseph Weber, County Judge of Fayette County, hereby extend the local state of disaster issued by Fayette County, Texas on march 13, 2020, based on the threat of spreading of the COVID-19 Coronavirus in Fayette County, Texas for an additional seven (7) days as allowed by Texas Government Code Section 418.108.

BE IT ALSO PROCLAIMED that this order activates the Fayette County Emergency Management Plan and all other statutory and ordinance powers vested in the County Judge and/or other local officials.

BE IT ALSO PROCLAIMED that pursuant to Texas Government Code Section 418.108(g), the County Judge may control ingress to and egress from a disaster area under the jurisdiction and authority of the County Judge to control the movement of persons and the occupancy of premises within that area.

BE IT ALSO PROCLAIMED that in accordance with the Center for Disease Control and United State White House guidelines, this order prohibits social and planned gatherings of groups


of more than 10 people anywhere in Fayette County continuing through the term of this disaster declaration, unless terminated or modified by written order.

BE IT ALSO PROCLAIMED that this state of disaster will continue until rescinded in accordance with the above cited statute, but in no instance will this declaration continue for more than seven days without being authorized by the Fayette County Commissioners Court.

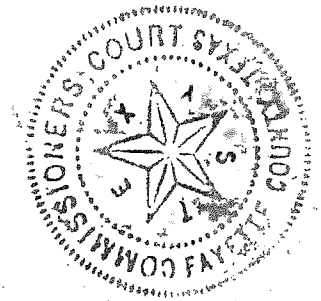
BE IT ALSO PROCLAIMED that this order is enforceable under all applicable provisions of the Fayette County Emergency Management Plan.

This declaration shall be promptly publicized and filed with the County Clerk.

IN WITNESS WHEREOF, I affix my signature this 19th day of March, 2020.



Joe Weber
Fayette County Judge



Filed with the County Clerk of Fayette County on 19th day of March, 2020.

FILED KB
9:15 AM
MAR 19 2020
Brenda Fietsam
BRENDA FIETSAM
CO. CLERK, FAYETTE CO., TEXAS



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
11:45 AM 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 Hughs
Secretary of State

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

MAR 19 2020



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
[Signature]
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,

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

Attachment

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:

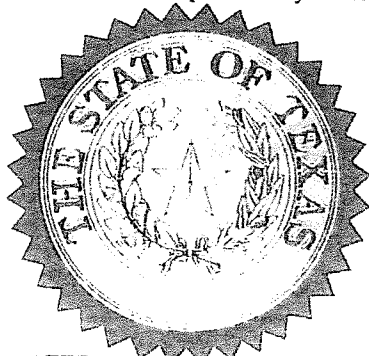
FILED IN THE OFFICE OF THE
SECRETARY OF STATE
11:59 AM O'CLOCK

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 March 31, 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.

Handwritten signature of Greg Abbott in black ink.

GREG ABBOTT
Governor

ATTESTED BY:

Handwritten signature of Ruth R. Hughes in black ink.
RUTH R. HUGHES
Secretary of State

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
11:52 AM O'CLOCK

MAR 19 2020