

**RESOLUTION NO. 2020-28**

**CITY OF LEVELLAND, TEXAS**

**DECLARATION OF LOCAL DISASTER – EXTENSION TO SEPTEMBER 14, 2020**

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

**WHEREAS**, COVID-19 continues to spread and to pose an increasing, imminent threat of disaster throughout City of Levelland and beyond; and

**WHEREAS**, on March 19, 2020, the Mayor of the City of Levelland, Barbra Pinner, declared a local state of disaster for public health emergency pursuant to Section 418.108(a) of the Texas Government Code, based upon the need for extraordinary measures to contain COVID-19 and to prevent its spread throughout the City of Levelland with such declaration being extended by the City Council Resolution Nos. 2020-09, 2020-14, 2020-16, 2020-21, 2020-22, 2020-23 and 2020-24 of the City of Levelland; and

**WHEREAS**, on July 10, 2020, the Governor of the State of Texas renewed his state-wide disaster proclamation for an additional thirty (30) days, certifying that COVID-19 poses an imminent threat of disaster for all counties in the State of Texas; and

**WHEREAS**, the City Council of the City of Levelland, in response to the increased numbers of individuals testing positive for COVID-19 and due to evolving circumstances and the issuance of Executive Order GA-28, as amended, and Executive Order GA-29 and pursuant to Texas Government Code §418.108, the City Council found it necessary to continue the extension of the Declaration of Local Disaster, and adopt certain measures extending the re-opening retail businesses under certain terms and conditions, approved via City Council Resolution No. 2020-24 on July 20, 2020 to help further contain COVID-19 and prevent its spread throughout the City of Levelland; and

**WHEREAS**, the Declaration of Local Disaster extended by resolution of the City Council on July 20, 2020 is set to expire at 11:59 p.m. on August 17, 2020; and

**WHEREAS**, the number of individuals testing positive for COVID-19 continues to increase in the State of Texas, the South Plains region, Hockley County and the City of Levelland and pursuant to Texas Government Code §418.108, the City Council of the City of Levelland believes it to be in the best interest of the City and its citizens, in order to protect and preserve the public health, safety and welfare, to further contain COVID-19 and prevent its spread throughout the City of Levelland, continue the extension of the Declaration of Local Disaster, and adopt the measures outlined herein;

**NOW THEREFORE, BE IT RESOLVED AND ORDERED BY THE CITY COUNCIL OF THE CITY OF LEVELLAND, TEXAS, THAT:**

**SECTION 1.** The recitals outlined above are found to be true and correct and are incorporated as if fully set forth herein.

**SECTION 2.** All terms and conditions of City Council Resolution No. 2020-24 are hereby extended and adopted by reference and are incorporated herein as though set forth fully herein.

**SECTION 3.** The Mayoral Declaration of Local Disaster is renewed and extended by City Council Resolutions 2020-09, 2020-14, 2020-16, 2020-21, 2020-22, 2020-23 and 2020-24, remain in full force and effect and are continued to the extent they do not directly conflict with this Resolution.

**SECTION 4.** Pursuant to §418.108(c) of the Texas Government Code, this Resolution shall be given prompt and general publicity and shall be filed promptly with the City Secretary of the City of Levelland.

**SECTION 5.** In accordance with Texas Government Code § 418.173, this resolution and order is being issued in City of Levelland's Emergency Management Plan and any person who knowingly or intentionally violates this resolution commits an offense, punishable by a fine up to \$1,000.00. However, in accordance with Executive Order GA-29, after first receiving a verbal or written warning for a first-time violator for failing to wear a face covering in violation of Executive Order GA-29, any person failing to wear a face covering in violation of Executive Order GA-29 commits an offense punishable by a fine up to \$250 per violation.

**SECTION 6.** This Resolution shall go into effect immediately upon approval and continue until 11:59 p.m., Monday, September 14, 2020, unless renewed, extended, amended or cancelled by the Mayor or City Council of the City of Levelland.

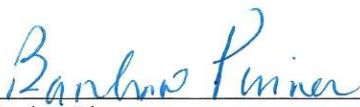
**SECTION 7.** That this Resolution and order authorizes the Mayor, pursuant to applicable provisions of Texas Government Code Chapter 418 and Texas Health and Safety Code §122.006, on behalf of the City of Levelland, to take any actions necessary to promote health and suppress the virus, including the 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, enforcing applicable orders issued by the Hockley County Judge, the Governor of the State of Texas or the Texas Department of State Health Services related to suppressing the COVID-19 virus, and insuring compliance for those who do not comply with the City's rules and directives.

**SECTION 8.** That to the extent permitted by law, any local ordinance or administrative rule prescribing the procedures for conduct of City business or any local ordinance or administrative rule that would in any way prevent, hinder, or delay necessary action in coping with this disaster, including any local ordinance or administrative rule regarding contracting or procurement which would impede the City's emergency response necessary to cope with this declared disaster, are hereby suspended, but only for the duration of this declared local disaster and only for that limited purpose.

**SECTION 9.** That the Mayor may comport and amend this Resolution and any subsequent order to be consistent with any applicable executive order that may be issued by the Governor of the State of Texas.

**SECTION 10.** That the Mayor is authorized to use all available resources of the City of Levelland reasonably necessary to comply with this resolution.

Passed and approved this 10<sup>th</sup> day of August, 2020.

  
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Barbra Pinner  
Mayor

ATTEST:

  
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Andréa Corley, City Secretary