



CITY OF CIBOLO , TEXAS
MAYORAL AND CITY COUNCIL 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 cause a severe illness, including coughing, fever, shortness of breath 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 19, 2020, the Governor of the State of Texas issued a revised 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 setting certain restriction on mass or community gatherings, restaurants and bars and other establishments; and

WHEREAS, on April 12, 2020, the Governor of the State of Texas issued a proclamation renewing the disaster declaration for all counties in Texas and on April 17, 2020, the Governor issued Executive Order GA-16 which allowed for reopened services to begin on April 24, 2020 of retail stores that are not providing "essential services" but only if they provide pickup, delivery by mail or delivery to customer's doorstep in strict compliance with Texas Department of State Health Services; and

WHEREAS, on April 27, 2020, the Governor issued Executive Order GA-18 which keeps in place stay home/work home order but allows for individuals to seek essential services and now allows for "reopened services" to begin on May 1, 2020, which includes retail stores, restaurants, movie theatres, museums and libraries to open up for services but are limited to occupancy of 25% or below and must adhere to social distancing; and

WHEREAS, on April 3, 2020, the County Judge of Guadalupe County issued a revised Declaration certifying that COVID-19 poses an imminent threat of disaster in the state and declaring a state of disaster for Guadalupe County and issued a Stay Home Stay Safe Order consistent with the Governor's Executive Order; and

WHEREAS, the City of Cibolo, Texas, is taking extraordinary measures to prevent the spread of COVID-19 and prevent the spread throughout the City of Cibolo, and to be consistent with the April 27th Governor's proclamation, by also adopting the same provisions adopted by the Governor on social distancing; 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 AND CITY COUNCIL OF THE CITY OF CIBOLO, TEXAS:

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

SECTION 2. 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 3. That pursuant to Section 418.108(d) of the Texas Government Code, this declaration of a local state of disaster activates the City of Cibolo, Texas, emergency management plan.

SECTION 4. That pursuant to Section 122.006 of the Texas Health and Safety Code, this declaration authorizes the City to take any action necessary to promote health and suppress disease, including quarantine, examining hospitals, regulating ingress and egress from the City and fining those who do not comply with the City's rules.

SECTION 5. In accordance with guidance from DSHS and to achieve the goals to reduce the spread of COVID-19, every person in Cibolo shall, except where necessary to provide or obtain "**essential services**" or "**reopened services**", minimize social gatherings and minimize in-person contact with people who are not in the same household. People over the age of 65, are strongly encouraged to stay at home as much as possible; to maintain appropriate distance from any member of the public; and, if leaving the home, to implement social distancing and to practice good hygiene, environmental cleanliness, and sanitation.

SECTION 6. "**Essential services**" shall consist of everything listed by the U.S. Department of Homeland Security (DHS) in its Guidance on the Essential Critical Infrastructure Workforce, Version 3.0 or any subsequent version including but not limited to grocery stores or gas stations.

SECTION 7. "**Reopened services**" shall include but not limited to the following (i) In-store retail services, for retail establishments that operate at up to 25percent of the total listed occupancy of the establishment; (ii) Dine-in restaurant services, for restaurants that operate at up to 25 percent of the total listed occupancy of the restaurant; provided, however, that this applies only to restaurants that have less than 51 percent of their gross receipts from the sale of alcoholic beverages and are therefore not required to post the 51 percent sign required by Texas law as determined by the Texas Alcoholic Beverage Commission; and (iii) movie theaters that operate at up to 25 percent of the total listed occupancy of any individual theater for any screening.

SECTION 8. That this declaration hereby allows the continued use of drive-thru, pickup, or delivery options for food and highly encourages such use throughout the duration of this declaration.

SECTION 9. That this declaration hereby directs bars, lounges, taverns, private clubs, arcades, bowling alleys, bingo parlors, indoor commercial amusement businesses, gyms, martial arts studios, nail salons, hair salons, barber shops, hair removal salons, massage parlors, spas, tattoo and piercing parlors and all other non-medical, personal care services shall remain closed.

SECTION 9. That this declaration hereby closes all park playgrounds, swings, basketball courts, public and private located in the City except walking trails, open and green space located at these parks may remain open.

SECTION 10. That this declaration hereby directs the public from visiting nursing homes or retirement centers unless they are providing critical assistance

SECTION 11. That this declaration hereby prohibits any solicitation, peddling or canvassing activities. Any permit issued by the City per Section 18-153 of the Cibolo Code of Ordinances is hereby revoked and no other permits will be issued during this state of disaster.

SECTION 12. That this declaration hereby directs people who are sick should stay at home and not engage in any activity outside their residence unless related to treatment or health care. If someone in a household has tested positive for COVID-19 then they must follow the isolation and quarantine measures proscribed by local, state, or federal health authorities. If a member of a household tests positive then other members of the household should consider themselves positive if they become symptomatic and also follow the isolation and quarantine measures proscribed by local, state, or federal health authorities.

SECTION 13. That effective immediately, and continuing through May 18, 2020, the City hereby adopts the provisions of Executive Orders GA-18 and GA-19 issued by Governor Greg Abbott on April 27, 2020. The provisions of GA-18 and GA-19 are incorporated herein by reference as if written word for word. For clarity, nothing in this declaration is intended to impact the provisions related to the continuation of the local state of disaster as specified in this Declaration of Local Disaster

SECTION 14. 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 15. That this declaration shall take effect immediately from and after its issuance and be effective until May 15, 2020 unless extended or modified by City Council.

DECLARED this 30th day of April, 2020.



Stosh Boyle, Mayor

