

UPDATED
NOTICE OF SPECIAL EMERGENCY CITY COUNCIL MEETING AND AGENDA
THE CITY OF PRINCETON, TEXAS
April 2, 2020
Meeting Time and Place

The City Council of the City of Princeton will meet in Special Emergency Session on Thursday, April 2, 2020 at 9:00 AM via teleconference to discuss the following:

Honorable John-Mark Caldwell,
Mayor

Honorable Steve Deffibaugh,
Mayor Pro Tempore, Place 5

David Kleiber,
Councilmember, Place 1

Mike Robertson,
Councilmember Place 2

Nikki Krum
Councilmember, Place 3

Richard Sheehan,
Councilmember, Place 4

CALL TO ORDER

ROLL CALL

John-Mark Caldwell
Steve Deffibaugh
David Kleiber
Mike Robertson
Nikki Krum
Richard Sheehan

INVOCATION

SPECIAL AGENDA

2020-034 Declaration of Disaster and Public Health

Consideration and action regarding the Third Revised Mayoral Declaration of Local State of Disaster Due to Public Health Emergency (COVID-19), updating the City's disaster response measures and local emergency restrictions on gatherings, non-essential travel, and business activities.

2020-035 Ordinance 2020-04-02

Consideration and action regarding renewing or extending by ordinance the Mayor's most recent proclamation of COVID-19 disaster.

ADJOURNMENT

CERTIFICATE

I hereby certify the above Notice of Meeting was posted at the Princeton City Hall Tuesday, April 14, 2020 @7:55 p.m. and copies thereof were delivered to the Mayor, Mayor Pro-Tempore and Councilmembers.



Tabatha Monk, City Secretary

STATEMENT FOR ADA COMPLIANCE

The City of Princeton acknowledges its responsibility to comply with the Americans with Disabilities Act of 1990. Thus, in order to assist individuals with disabilities who require special services (i.e., sign interpretation services, alternative audio/visual devices, and amanuenses) for participation in or access to the City of Princeton sponsored public programs, services and/or meetings, the City requests the individuals make requests for these services forty-eight (48) hours ahead of the scheduled program, service and/or meeting. To make arrangements, contact Tabatha Monk, City Secretary, or other designated official at 972-734-2416. The City Council reserves the right to consult in executive session with its attorney and to receive legal advice regarding any item listed on this agenda pursuant to Section 551.071(b).

**CITY OF PRINCETON, TEXAS
THIRD REVISED MAYORAL DECLARATION OF LOCAL STATE OF DISASTER
DUE TO PUBLIC HEALTH EMERGENCY**

WHEREAS, beginning in December 2019, a novel coronavirus, now designated COVID-19, has spread through the world and has now been declared a global pandemic by the World Health Organization; and

WHEREAS, symptoms of COVID-19 include fever, coughing, and shortness of breath and, in some cases, the virus has caused death; and

WHEREAS, prudence dictates that extraordinary measures must be taken to contain COVID-19 and prevent its spread throughout the City of Princeton, including the quarantine of individuals, groups of individuals and occupied structures and, additionally, including compelling individuals, groups of individuals, or occupied structures to undergo additional health measures that prevent or control the spread of the virus; and

WHEREAS, Governor Abbott and Collin County have declared a local disaster due to public health emergency; and

WHEREAS, as Mayor, and under state law and local ordinance, I issued two (2) Mayoral Declarations of Local State of Disaster one on March 16, 2020; and another on March 17, 2020; and

WHEREAS, thereafter I have been evaluating the health and safety aspects of placing limitations on patron occupancies in restaurants and bars in the City of Princeton to help insure that COVID-19 is contained; and

WHEREAS, on March 24, 2020 Collin County Judge Chris Hill issued his Order regarding COVID-19 to protect the citizens of Collin County; and

WHEREAS, on March 23, 2020 the Princeton City Council convened and provided input to me for managing the health and welfare of Princeton citizens during this local disaster through a mayoral declaration, issued pursuant to the law.

NOW, THEREFORE, BE IT DECLARED BY THE MAYOR OF THE CITY OF PRINCETON, TEXAS:

SECTION 1. That a local state of disaster due to public health emergency is hereby declared for the City of Princeton, Texas, pursuant to section 418.108(a) of the Texas Government Code. This Third Revised Declaration supersedes, in its entirety, my Second Revised Declaration of March 17, 2020, which declaration expired by law on March 23, 2020.

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

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

SECTION 4. Pursuant to section 418.108(d) of the Government Code, this declaration of a local state of disaster activates the City of Princeton's Emergency Management Plan.

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, 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. The City Council of the City of Princeton, P&Z, the PEDC board of directors, and the PCDC board of directors and their essential and necessary attendees shall be exempt from this Declaration for scheduled public meetings, whether a regular, work session, special or emergency meeting. The stated exempt entities shall use best efforts to provide adequate social distancing for members and attendees during any scheduled meetings, including their closed sessions. Whenever possible, teleconferencing shall be utilized for meetings held under this Section.

SECTION 7. That beginning Friday, March 27, 2020 at 12:01 a.m. and until Friday, April 3, 2020 at 11:59 p.m.:

(1) All individuals currently living within Princeton are ordered to shelter at their place of residence. For the purposes of this Declaration, residences include, shared rentals, and similar facilities. To the extent individuals are using shared or outdoor spaces, they must at all times as reasonably as possible maintain social distancing of at least six feet from any other person when they are outside their residence. All persons may leave their residences only for Essential Activities, or to provide or perform Essential Governmental Functions, or to operate Essential Businesses, all as defined in this Section 7.

(2) All businesses operating within Princeton, except Essential Businesses as defined in below in this Section 7, are required to cease all activities at facilities located within Princeton. For clarity, businesses may continue operations consisting exclusively of employees or contractors performing activities at their own residences (i.e. working from home). To the greatest extent possible, all Essential Businesses shall comply with the Social Distancing Guidelines attached, including maintaining six-foot social distancing for both employees and the general public.

(3) All public or private gatherings of any number of people occurring outside a single household or living unit are prohibited, except as otherwise provided herein. Nothing in this Declaration prohibits the gathering of members of a household or living unit.

(4) Restaurants with or without drive-in or drive-through services may only provide take out, delivery, or drive-through services as allowed by law.

(5) Religious and worship services may only be provided by video and teleconference. Religious institutions must limit in-person staff to ten (10) people or less when preparing for or conducting video or teleconference services, and all individuals must follow the Social Distancing Guidelines including the six-foot social distancing. Funerals are allowed with appropriate social distancing.

A. Definitions:

(1) For purposes of this Declaration, individuals may leave their residence only to perform any of the following "Essential Activities":

- a. To engage in activities or perform tasks essential to their health and safety, or to the health and safety of their family or household members (for example, obtaining medical supplies or medication or visiting a health care professional).
- b. To obtain necessary services or supplies for themselves and their family or household members, or to deliver those services or supplies to others (for example, food, pet supply, and any other household consumer products, and products necessary to maintain the safety, sanitation, and essential operation of residences).
- c. To engage in outdoor activities, provided the individuals comply with social distancing requirements of six feet (for example, walking, biking, hiking, running, and other exercise activities). Children shall not use playground equipment or any other public recreational structures.
- d. To perform work providing essential products and services at an Essential Business or to otherwise carry out activities specifically permitted in this Order.
- e.
- f. To care for a family member or pet in another household.

(2) For purposes of this Declaration, "Essential Businesses" means:

- a. **Essential Healthcare Operations.** Healthcare operations, including hospitals, clinics, dentists, pharmacies, pharmaceutical and biotechnology companies, other healthcare facilities, healthcare suppliers, mental health providers, substance abuse service providers, blood banks, medical research, laboratory services, or any related and/or

ancillary healthcare services. Home-based and residential-based care for seniors, adults, or children are also considered healthcare operations. Healthcare operations also includes veterinary care and all health and welfare services provided to animals. This exemption shall be viewed broadly to avoid any impacts to the delivery of healthcare. Healthcare operations do not include fitness and exercise gyms and similar facilities.

- b. **Essential Government Functions.** All services provided by local governments needed to ensure the continuing operation of the government agencies to provide for the health, safety and welfare of the public. Further, nothing in this order shall prohibit any individual from performing or accessing "Essential Government Functions." All Essential Government Functions shall be performed in compliance with social distancing requirements of six feet, to the extent possible.
- c. **Essential Critical Infrastructure.** Work necessary to the operations and maintenance of the 16 critical infrastructure sectors as identified by the National Cybersecurity and Infrastructure Agency (CISA) including public works construction, residential and commercial construction, airport operations, water, sewer, gas, electrical, oil refining, roads and highways, public transportation, solid waste collection and removal, internet, and telecommunications systems (including the provision of essential global, national, and local infrastructure for computing services, business infrastructure, communications, and web-based services), financial institutions, defense and national security-related operations, elimination of hazardous materials, essential manufacturing operations provided that they carry out those services or that work in compliance with social distancing requirements of six feet, to the extent possible. Essential Businesses providing essential infrastructure should implement screening precautions to protect employees and all activity shall be performed in compliance with social distancing guidelines attached.
- d. **Essential Retail.** Food service providers, including grocery stores, warehouse stores, bodegas, liquor stores, gas stations and convenience stores, farmers' markets that sell food products and household staples. Food cultivation, including farming, fishing, and livestock. Businesses that ship or deliver groceries, food, goods or services directly to residences. Restaurants and other facilities that prepare and serve food, but only for delivery or carry out. Schools and other entities that typically provide free services to students or members of the public on a pick-up and take-away basis only. The restriction of delivery or carry out does not apply to cafes and restaurants located within hospital and medical facilities. Laundromats, dry cleaners, and laundry service providers.

Gas stations, auto-supply, auto, bicycle repair and essential business equipment suppliers, hardware stores, and related facilities. Businesses that supply products needed for people to work from home. **Essential Retail businesses shall post entry signage instructing patrons of the need to limit patron visits to necessary purchases only and to maintain social distancing. Essential Retail businesses shall provide a sanitation station as a required first stop for patron entering the business.**

- e. **Providers of Basic Necessities to Economically Disadvantaged Populations.** Businesses that provide food, shelter, and social services, and other necessities of life for economically disadvantaged or otherwise needy individuals.
- f. **Essential Services Necessary to Maintain Essential Operations of Residences or Other Essential Businesses.** Trash and recycling collection, processing and disposal, mail and shipping services, building cleaning, maintenance and security, warehouse/distribution and fulfillment, storage for essential businesses, funeral homes, crematoriums and cemeteries. Plumbers, electricians, exterminators, and other service providers who provide services that are necessary to maintaining the safety, sanitation, and essential operations of residences and Essential Businesses. Professional services, such as legal or accounting services, when necessary to assist in compliance with legally mandated activities. Businesses that supply other essential businesses with support or supplies needed to operate.

- g. **News Media.** Newspapers, television, radio, and other media services.
- h. **Childcare Services.** Childcare facilities including in home care providing services that enable employees exempted in this Declaration to work as permitted.

(3) Any manufacturer who retools so that a substantial part of their business is for the purpose of manufacturing and producing ventilators may apply for an "essential business" exemption under this Declaration.

(4) Grocery stores, supermarkets, warehouse stores, hospitals, and medical facilities are experiencing high levels of demand for a large number of products, requiring more deliveries from manufacturers and distribution centers to serve their customers. Due to the need to deliver products as quickly and efficiently as possible during this critical timeframe, this Declaration hereby suspends all delivery hour restrictions for transport to or from any entity involved in the selling or distribution of food products, medicine, or medical supplies in Princeton for the next 7 days.

(5) Due to increased demand for bath or toilet tissue resulting from stock up buying and individuals who purchase for resale, a mandatory limit on toilet paper sales is instituted until the supply chain meets the demand or two weeks, whichever comes first. All sales of bath or toilet tissue occurring in Princeton are limited to the greater of: (a) twelve (12) rolls per purchase or (b) one (1) package per purchase.

(6) If someone in a household has tested positive for coronavirus, the household is ordered to isolate at home. Members of the household cannot go to work, school, or any other community function.

(7) Nursing homes, retirement, and long-term care facilities are instructed by this order to prohibit non-essential visitors from accessing their facilities unless to provide critical assistance or for end-of-life visitation.

(8) Public and private schools and institutions of higher education are instructed by this Declaration to provide a safety plan to the appropriate Office of Homeland Security and Emergency Management 72 hours before students return to a classroom setting.

(9) Additionally, this Declaration instructs all employees to remain at home if sick. Employees of private businesses and nonprofits with six or more employees in Princeton can use their paid sick leave when they are sick or to care for sick family members.

(10) The owner, manager, or operator of any facility that is likely to be impacted by this Declaration is strongly encouraged to post a copy of this Declaration onsite and to provide a copy to any member of the public asking for a

copy. If any subsection, sentence, clause, phrase, or word of this Declaration or any application of it to any person, structure, gathering, or circumstance is held to be invalid or unconstitutional by a decision of a court of competent jurisdiction, then such decision will not affect the validity of the remaining portions or applications of this Declaration.

SECTION 8. The following are approved Social Distancing Recommendations:

- (1) **Vulnerable Populations: Limit Outings**
 - a. **Vulnerable populations include people who are:**
 1. **60 years old and older.**
 2. **People with certain health conditions such as heart disease, lung disease, diabetes, kidney disease and weakened immune systems.**
 - b. **For vulnerable populations, don't go to gatherings unless it is essential. Stay home. Avoid people who are sick.**
- (2) **Workplace and Businesses: Minimize Exposure**
 - a. **Suspend nonessential employee travel.**
 - b. **Ensure employees practice social distancing and do not work within six feet of one another.**
 - c. **Urge essential employees to stay home when they are sick and maximize flexibility in sick leave benefits.**
 - d. **Maximize telecommuting options.**
 - e. **Persons who need to be at work to provide essential services of great benefit to the community must take steps in their workplace to minimize risk.**
- (3) **Cancel Non-essential Events**
 - a. **Cancel non-essential events.**
 - b. **Do not attend any essential or non-essential events or gatherings, if sick.**
 - c. **For events that meet the Recommendations herein and which aren't cancelled, we recommend:**

1. Having hand washing capabilities, hand sanitizers and tissues available.
2. Frequently cleaning high touch surface areas like counter tops and handrails.
3. Finding ways to implement social distancing.

(4) Schools: Safety First

- a. Do not have your child attend school if sick.
- b. If you have a child with chronic health conditions, consult the child's doctor about school attendance.
- c. Schools should equip all classrooms with hand sanitizers and tissues.
- d. Recommend rescheduling or cancelling events that are not essential.
- e. Explore remote teaching and online options to continue learning.
- f. Schools should develop a plan for citywide school closures, and families should prepare for further closures.

(5) Transit: Cleaning and Protection

- a. Increase cleaning of vehicles and high touch surface areas.
- b. Provide hand washing/hand sanitizers and tissues in stations and on vehicles.
- c. Ensure social distancing practices are implemented to the full extent possible.

(6) Health Care Settings: Avoid as possible, protect the vulnerable

- a. Long-term care facilities should have a COVID-19 plan in accordance with CDC or state guidelines.
- b. Long-term care facilities should restrict all visitation except for certain compassionate care situations, such as end of life situations.
- c. The general public should avoid going to medical settings such as hospitals, nursing homes and long-term care facilities, even if you are not ill.

- d. If you are ill, call your health care provider ahead of time, and you may be able to be served by phone.
- e. Do not visit emergency rooms unless it is essential.
- f. Follow guidance and directions of all facilities.

(7) Everyone: Do your part

The best way for all Princeton residents to reduce their risk of getting sick, as with seasonal colds or the flu, still applies to prevent COVID-19:

- a. Wash hands with soap and water for at least 20 seconds.
- b. Cough or sneeze into your elbow or a tissue. Throw the tissue in the trash.
- c. Stay home if you are sick.
- d. Avoid touching your face.
- e. Try alternatives to shaking hands, like an elbow bump or wave.
- f. If you have recently returned from a country, state or region with ongoing COVID-19 infections, monitor your health and follow the instructions of public health officials and CDC guidance.
- g. There is no recommendation to wear masks at this time to prevent yourself from getting sick.

You can also prepare for the disruption caused by an outbreak. Preparedness actions include:

- a. Prepare to work from home if that is possible for your job, and your employer.
- b. Make sure you have a supply of all essential medications for your family.
- c. Prepare a childcare plan if you or a caregiver are sick.
- d. Make arrangements about how your family will manage school closures.
- e. Plan for how you can care for a sick family member without getting sick yourself.

- f. Take care of each other and check in by phone with friends, family and neighbors that are vulnerable to serious illness or death if they get COVID-19.
- g. Keep common spaces clean to help maintain a healthy environment for you and others. Frequently touched surfaces should be cleaned regularly with disinfecting sprays, wipes or common household cleaning products.

SECTION 9. This Declaration hereby incorporates and enacts the following regulations from the Governor's Executive Order No. GA-08 regarding the conduct of persons/people and schools:

- 1. Every person shall avoid social gatherings of more than 10 people.
- 2. 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.
- 3. People shall not visit nursing homes or retirement or long-term care facilities unless to provide critical assistance.
- 4. Schools shall temporarily close.

SECTION 10. This Declaration hereby incorporates Collin County Judge Chris Hill's Order of March 24, 2020 and finds it consistent herewith in all respects.

SECTION 11. That this declaration hereby authorizes the use of all lawfully available enforcement tools.

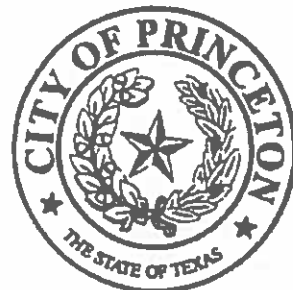
SECTION 12. Any person, firm or corporation violating any of the provisions of this Declaration commits an offense, punishable by a fine up to \$1000.00, and each and every day such violation shall continue shall be deemed to constitute a separate offense.

SECTION 13. That this Declaration shall take effect in accordance with Section 7 above.

SO DECLARED AND ORDERED this 26th day of March, 2020.



John-Mark Caldwell, Mayor



**CITY OF PRINCETON, TEXAS
FOURTH REVISED MAYORAL DECLARATION OF LOCAL STATE OF
DISASTER DUE TO PUBLIC HEALTH EMERGENCY**

WHEREAS, beginning in December 2019, a novel coronavirus, now designated COVID-19, has spread through the world and has now been declared a global pandemic by the World Health Organization; and

WHEREAS, symptoms of COVID-19 include fever, coughing, and shortness of breath and, in some cases, the virus has caused death; and

WHEREAS, prudence dictates that extraordinary measures must be taken to contain COVID-19 and prevent its spread throughout the City of Princeton, including the quarantine of individuals, groups of individuals and occupied structures and, additionally, including compelling individuals, groups of individuals, or occupied structures to undergo additional health measures that prevent or control the spread of the virus; and

WHEREAS, Governor Abbott and Collin County have declared a local disaster due to public health emergency; and

WHEREAS, as Mayor, and under state law and local ordinance, I issued three (3) Mayoral Declarations of Local State of Disaster: March 16, 2020; March 17, 2020; and March 26, 2020;

WHEREAS, thereafter I have been evaluating the health and safety aspects of placing limitations on patron occupancies in restaurants and bars in the City of Princeton to help insure that COVID-19 is contained; and

WHEREAS, on March 24, 2020 Collin County Judge Chris Hill issued his Order regarding COVID-19 to protect the citizens of Collin County; and

WHEREAS, on March 23, 2020 the Princeton City Council convened and provided input to me for managing the health and welfare of Princeton citizens during this local disaster through a mayoral declaration, issued pursuant to the law; and

WHEREAS, on March 31, 2020, Gov. Abbott issued Executive Order GA-14, which extended the prior statewide public health disaster declaration through April 30, 2020, and further clarified and expanded the temporary emergency restrictions on social gatherings and other activities which present enhanced risks of COVID-19 transmission;

WHEREAS, recognizing the widely differing conditions in Texas' diverse rural

and urban communities, the varying rate of the spread of COVID-19, and the desirability of swift response to local conditions, the Governor's executive order expressly provides for local officials to enforce GA-14 and local restrictions which are compatible with its terms; and

WHEREAS, the City of Princeton wishes to avoid its residents and businesses from increased risks of exposure to COVID-19 arising from local regulations which are less restrictive than its neighboring communities, which would create incentives for infected persons living outside the City to evade their local restrictions by entering Princeton and raising local risk of infection; and

WHEREAS, the City of Princeton seeks to facilitate implementation of a coordinated system of local regulations which recognizes the highly mobile nature of the D/FW metroplex economy, the population density of various parts of Collin County, and the varying COVID-19 infection conditions in nearby municipalities, so that appropriate precautions are observed until COVID-19 has been adequately contained for an appropriate time period, so as to avoid the need to re-impose restrictions to avoid a resurgence in the disease; and

WHEREAS, for the benefit of the City of Princeton and the general public, and within the local control discretion preserved by the Texas Governor, the Mayor seeks to act swiftly and purposefully to protect human lives and the public health through the powers of his office to declare emergency regulations responsive to COVID-19;

NOW, THEREFORE, BE IT DECLARED BY THE MAYOR OF THE CITY OF PRINCETON, TEXAS:

SECTION 1. The local state of disaster due to public health emergency is hereby declared for the City of Princeton, Texas, pursuant to section 418.108(a) of the Texas Government Code. This Fourth Revised Declaration supersedes, in its entirety, my Third Revised Declaration of March 26, 2020.

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

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

SECTION 4. Pursuant to section 418.108(d) of the Government Code, this declaration of a local state of disaster activates the City of Princeton's Emergency Management Plan.

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, 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. The City Council of the City of Princeton, P&Z, the PEDC board of directors, and the PCDC board of directors and their essential and necessary attendees shall be exempt from this Declaration for scheduled public meetings, whether a regular, work session, special or emergency meeting. The stated exempt entities shall use best efforts to provide adequate social distancing for members and attendees during any scheduled meetings, including their closed sessions. Whenever possible, teleconferencing shall be utilized for meetings held under this Section.

SECTION 7. That beginning Thursday, April 2, 2020 at 12:01 a.m. and continuing until the date specified by Section 13 below, subject to timely extension or renewal by the City Council:

- (1) All individuals currently living within Princeton are ordered to minimize social gatherings and in-person contact with persons who are not in the same household, and unless performing or obtaining Essential Services as defined below (as may be amended), and should shelter at their place of residence to the greatest extent possible. For the purposes of this Declaration, residences include, shared rentals, and similar facilities. To the extent individuals are using shared or outdoor spaces, they should at all times maintain social distancing of at least six feet from any other person when they are outside their residence, practice good hygiene, and environmental cleanliness.
- (2) All businesses operating within Princeton, except Essential Services as defined in below in this Section 7, are required to cease all activities at facilities located within Princeton. For clarity, businesses may continue operations consisting exclusively of employees or contractors performing activities at their own residences (i.e. working from home). All Essential Services should comply with the Social Distancing Guidelines attached, including maintaining six-foot social distancing for both employees and the general public.
- (3) All public or private gatherings of any number of people occurring outside a single household or living unit are prohibited, except as otherwise provided herein. Nothing in this Declaration prohibits the gathering of members of a household or living unit.
- (4) Restaurants with or without drive-in or drive-through services may only provide take out, delivery, or drive-through services as allowed by law. **Dine-in services have been prohibited by the Governor.**

- (5) Religious and worship services, which may qualify as Essential Services under appropriate conditions, should be conducted from home or through remote services in accordance with the orders of Governor Abbot. If such services cannot be provided through home or remote services, they should be conducted in strict conformity with the Guidelines from the President and the CDC regarding social distancing (maintain 6-foot minimum distance between all persons) and sanitation/hygiene practices. Funerals are not prohibited, but should also strictly conform to social distancing guidelines.
- (6) Any manufacturer who retools so that a substantial part of their business is for the purpose of manufacturing and producing ventilators, surgical masks, and other critically needed medical supplies for COVID-19 treatment may apply for a certification letter from the City as an "Essential Service" (Healthcare/Public Health) under this Declaration.
- (7) Grocery stores, supermarkets, warehouse stores, hospitals, and medical facilities are experiencing high levels of demand for a large number of products, requiring more deliveries from manufacturers and distribution centers to serve their customers. Due to the need to deliver products as quickly and efficiently as possible during this critical timeframe, this Declaration hereby suspends all delivery hour restrictions for transport to or from any entity involved in the selling or distribution of food products, medicine, or medical supplies in Princeton for the next 7 days (subject to extension/renewal by the City Council).
- (8) Due to increased demand for bath or toilet tissue resulting from stock up buying and individuals who purchase for resale, a mandatory limit on toilet paper sales is instituted until the supply chain meets the demand or two weeks, whichever comes first. All sales of bath or toilet tissue occurring in Princeton are limited to the greater of: (a) twelve (12) rolls per purchase or (b) one (1) package per purchase.
- (9) If someone in a household has tested positive for coronavirus, the entire household is ordered to isolate at home in accordance with the directions of medical professionals providing care to the patient. Members of the household cannot go to work, school, or any other community function in a manner contrary to medical advice.
- (10) Gov. Abbot has prohibited people from visiting nursing homes, state supported living centers, assisted living facilities, or long-term care facilities unless the visit is to provide critical assistance as determined by the Texas Health and Human Services Commission. Nursing homes, retirement, and long-term care facilities are instructed by this order to prohibit non-essential visitors from accessing their facilities unless to provide critical assistance or for end-of-life visitation.
- (11) Public and private schools and institutions of higher education are instructed by this Declaration to provide a safety plan to the appropriate Office of Homeland Security and Emergency Management 72 hours before students return to a

classroom setting.

- (12) Additionally, this Declaration instructs all employees to remain at home if sick. Employees of private businesses and nonprofits with six or more employees in Princeton can use their paid sick leave when they are sick or to care for sick family members.
- (13) The owner, manager, or operator of any facility that is likely to be impacted by this Declaration is strongly encouraged to post a copy of this Declaration onsite and to provide a copy to any member of the public asking for a copy.
- (14) **Definitions:**
 - (a) For purposes of this Declaration, individuals may leave their residence only to perform Essential Services, more fully defined below, but it is not intended to restrict:
 - Activities or perform tasks essential to the health and safety of members of the household (for example, obtaining medical supplies or medication or visiting a health care professional).
 - Obtaining necessary services or supplies for themselves and their family or household members, or to deliver those services or supplies to others (for example, food, pet supply, and any other household consumer products, and products **necessary** to maintain the safety, sanitation, and essential operation of residences.
 - Engaging in outdoor activities, provided the individuals comply with social distancing requirements of six feet (for example, walking, biking, hiking, running, and other exercise activities). Children shall not use playground equipment or any other public recreational structures.
 - Performing work providing essential products and services to otherwise carry out activities specifically permitted in this Order.
 - Caring for a family member or pet in another household.
 - (b) For purposes of this Declaration, “Essential Services” means those service expressly listed by the U.S. Department of Homeland Security in its Guidance on the Essential Critical Infrastructure, Version “2.0_Updated” (available at www.tdem.texas.gov/essentialservices), as amended and further explained below, which include:
 - healthcare/public health;
 - law enforcement, public safety, and other first responders;
 - food and agriculture;

- energy;
- water and wastewater;
- transportation and logistics;
- public works and infrastructure support projects;
- communications and information technology;
- critical manufacturing;
- hazardous materials;
- financial services;
- defense industrial base;
- residential/shelter facilities;
- hygiene products and services.

(c) Essential Services do NOT include:

- In-person/dine-in services at bars, restaurants, and food courts;
- Gyms or similar fitness, workout, or training facilities;
- Massage establishments, tattoo studios, piercing studios, or cosmetology salons.

(d) **Healthcare/Public Health examples.** Healthcare operations, including hospitals, clinics, dentists, pharmacies, pharmaceutical and biotechnology companies, other healthcare facilities, healthcare suppliers, mental health providers, substance abuse service providers, blood banks, medical research, laboratory services, or any related and/or ancillary healthcare services. Home-based and residential- based care for seniors, adults, or children are also considered healthcare operations. Healthcare operations also includes veterinary care and all health and welfare services provided to animals. This exemption shall be viewed broadly to avoid any impacts to the delivery of healthcare. Healthcare operations do not include fitness and exercise gyms and similar facilities.

(e) **Government Functions of the City and others.** All services provided by government agencies needed to ensure the continuing operation of their programs for the health, safety and welfare of the public. All Essential Services by persons subject to direction and control of the City shall be performed in compliance with social distancing requirements of six feet, unless such measures are impracticable or would prevent accomplishing an important City objective. City staff shall use remote work procedures as directed by the City Manager.

(f) **Common Retail Operations Qualifying as “Essential Services” above.** Food service providers, including grocery stores, warehouse stores, bodegas, liquor stores, gas stations and convenience stores, farmers’ markets that sell food products and household staples. Food cultivation, including farming, fishing, and livestock. Businesses that ship or deliver groceries, food, goods or services directly to residences. Restaurants and other facilities that prepare and serve food, but only for

delivery or carry out. Schools and other entities that typically provide free services to students or members of the public on a pick-up and take-away basis only. The restriction of delivery or carry out does not apply to cafes and restaurants located within hospital and medical facilities.

Laundromats, dry cleaners, and laundry service providers. Gas stations, auto-supply, auto, bicycle repair and essential business equipment suppliers, hardware stores, and related facilities. Businesses that supply products needed for people to work from home. **Retail businesses open to the public should post entry signage instructing patrons of the need to limit patron visits to necessary purchases only and to maintain social distancing. Essential retail businesses should provide a sanitation station as a required first stop for patron entering the business.**

(g) **Providers of Basic Necessities to Economically Disadvantaged Populations.** Businesses that provide food, shelter, and social services, and other necessities of life for economically disadvantaged or otherwise needy individuals.

(h) **Other Specific Essential Services.**

- trash and recycling collection, processing and disposal;
- mail and shipping services;
- building cleaning, maintenance and security;
- warehouse/distribution and fulfillment;
- storage for Essential Services;
- funeral homes, crematoriums and cemeteries;
- plumbers, electricians, exterminators, and other service providers who provide services that are necessary to maintaining the safety, sanitation, and essential operations of residences and Essential Services;
- Professional services, such as legal or accounting services, when necessary to assist in compliance with legally mandated activities or as authorized by the United States, State of Texas, or Collin County;
- Businesses that supply other Essential Services with support or supplies needed to operate.

(i) **News Media.** Newspapers, television, radio, and other media services.

(j) **Childcare Services.** Childcare facilities including in home care providing services that enable employees exempted in this Declaration to work as permitted.

SECTION 8. The following are approved Social Distancing Recommendations:

(1) Vulnerable Populations: Limit Outings

(a) Vulnerable populations include people who are:

- 60 years old and older.
- People with certain health conditions such as heart disease, lung disease, diabetes, kidney disease and weakened immune systems.

For vulnerable populations, don't go to gatherings unless it is essential. Stay home. Avoid people who are sick.

(2) Workplace and Businesses: Minimize Exposure

(a) Suspend nonessential employee travel.

(b) Ensure employees practice social distancing and do not work within six feet of one another.

(c) Urge essential employees to stay home when they are sick and maximize flexibility in sick leave benefits.

(d) Maximize telecommuting options.

(e) Persons who need to be at work to provide essential services of great benefit to the community must take steps in their workplace to minimize risk.

(3) Cancel Non-essential Events

(a) Cancel non-essential events.

(b) Do not attend any essential or non-essential events or gatherings, if sick.

(4) For events that meet the Recommendations herein and which aren't cancelled, we recommend:

(a) Having hand washing capabilities, hand sanitizers, and tissues available.

(b) Frequently cleaning high touch surface areas like counter tops and handrails.

(c) Finding ways to implement social distancing.

(5) Schools: Safety First

(a) Do not have your child attend school if sick.

(b) If you have a child with chronic health conditions, consult the child's doctor about school attendance.

(c) Schools should equip all classrooms with hand sanitizers and tissues.

(d) Recommend rescheduling or cancelling events that are not essential.

- (e) Explore remote teaching and online options to continue learning.
 - (f) Schools should develop a plan for citywide school closures, and families should prepare for further closures.
- (6) Transit: Cleaning and Protection
- (a) Increase cleaning of vehicles and high touch surface areas.
 - (b) Provide hand washing/hand sanitizers and tissues in stations and on vehicles.
 - (c) Ensure social distancing practices are implemented to the full extent possible.
- (7) Health Care Settings: Avoid as possible, protect the vulnerable
- (a) Long-term care facilities should have a COVID-19 plan in accordance with CDC or state guidelines.
 - (b) Long-term care facilities should restrict all visitation except for certain compassionate care situations, such as end of life situations.
 - (c) The general public should avoid going to medical settings such as hospitals, nursing homes and long-term care facilities, even if you are not ill.
 - (d) If you are ill, call your health care provider ahead of time, and you may be able to be served by phone.
 - (e) Do not visit emergency rooms unless it is essential.
 - (f) Follow guidance and directions of all facilities.
- (8) Everyone: Do your part
- The best way for all Princeton residents to reduce their risk of getting sick, as with seasonal colds or the flu, still applies to prevent COVID-19:
- (a) Wash hands with soap and water for at least 20 seconds.
 - (b) Cough or sneeze into your elbow or a tissue. Throw the tissue in the trash.
 - (c) Stay home if you are sick.
 - (d) Avoid touching your face.
 - (e) Try alternatives to shaking hands, like an elbow bump or wave.

- (f) If you have recently returned from a country, state or region with ongoing COVID-19 infections, monitor your health and follow the instructions of public health officials and CDC guidance.
- (g) There is no recommendation to wear masks at this time to prevent yourself from getting sick.

You can also prepare for the disruption caused by an outbreak. Preparedness actions include:

- (h) Prepare to work from home if that is possible for your job, and your employer.
- (i) Make sure you have a supply of all essential medications for your family.
- (j) Prepare a childcare plan if you or a caregiver are sick.
- (k) Make arrangements about how your family will manage school closures.
- (l) Plan for how you can care for a sick family member without getting sick yourself.
- (m) Take care of each other and check in by phone with friends, family and neighbors that are vulnerable to serious illness or death if they get COVID-19.
- (n) Keep common spaces clean to help maintain a healthy environment for you and others. Frequently touched surfaces should be cleaned regularly with disinfecting sprays, wipes or common household cleaning products.

SECTION 9. This Declaration hereby incorporates and enacts the following regulations from the Governor's Executive Order No. GA-14 regarding the conduct of persons/people and schools:

- (1) Every person in Texas shall minimize social gatherings and in-person contact with people who are not in the same household, **except where necessary** to provide or obtain Essential Services.
- (2) People shall avoid eating or drinking at bars, restaurants, and food courts, or visiting gyms, massage establishments, tattoo studios, piercing studios, or cosmetology salons; provided, however, that the use of drive-thru, pickup, or delivery options is allowed and highly encouraged.
- (3) People shall not visit nursing homes, state supported living centers, assisted living facilities, or long-term care facilities unless to provide critical assistance.
- (4) Schools shall remain closed to in-person classroom attendance and shall not recommence before May 4, 2020.

SECTION 10. This Declaration hereby incorporates Collin County Judge Chris Hill's Order of March 31, 2020 and finds it consistent herewith in all respects.

SECTION 11. That this declaration hereby authorizes the use of all lawfully available enforcement tools.

SECTION 12. Any person, firm or corporation violating any of the provisions of this Declaration commits an offense, punishable by a fine up to \$1000.00, and each and every day such violation shall continue shall be deemed to constitute a separate offense.

SECTION 13. That this Declaration shall take effect in accordance with Section 7 above, and shall continue for as long as renewed or extended by the City Council, and last until 48 hours after the rescission or termination of restrictions on the same subject matter promulgated by the City of McKinney, Texas, in the absence of any further action by the City to extend it. Should any federal, state, or county public health agency adopt more restrictive regulations relating to COVID-19 than are set forth herein, those more restrictive provisions shall be automatically incorporated into this Declaration, controlling to the extent of any conflict, effective on the same date as provided by the issuing entity and subject to renewal or extension by the City Council.

SO DECLARED AND ORDERED this 2nd day of April, 2020.

John-Mark Caldwell, Mayor

CITY OF PRINCETON, TEXAS

ORDINANCE NO. 2020-04-02

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PRINCETON, TEXAS EXTENDING COVID-19 DECLARATION OF DISASTER AND PUBLIC HEALTH EMERGENCY; PROVIDING A PENALTY FOR VIOLATION OF THIS ORDINANCE; PROVIDING FOR SAVINGS, REPEALING AND SEVERABILITY CLAUSES; PROVIDING FOR AN EFFECTIVE DATE; AND PROVIDING FOR THE PUBLICATION OF THE CAPTION HEREOF.

WHEREAS, in December 2019 a novel coronavirus, now designated COVID-19, was detected in Wuhan City, Hubei Province, China. Symptoms of COVID-19 include fever, cough, and shortness of breath. Outcomes have ranged from mild to severe illness, and in some cases death; and

WHEREAS, on January 30, 2020, the World Health Organization Director General declared the outbreak of COVID-19 as a Public Health Emergency of International Concern (PHEIC), advising countries to prepare for the containment, detection, isolation and case management, contact tracing and prevention of onward spread of the disease; and

WHEREAS, United States nationals were transported from Wuhan City, China to several secure locations within the United States identified by the Centers for Disease Control and Prevention (CDC), including military bases in Texas, in order to ensure the health and wellbeing of those persons; and

WHEREAS, on February 7, 2020, 91 Americans evacuated from Wuhan City, China (Cohort 1) arrived at Texas military bases, with one person diagnosed with the virus and transported to a Texas hospital; and

WHEREAS, on February 17, 2020, the Centers for Disease Control evacuated 144 passengers from a cruise ship docked in Japan (Cohort 2) to a Texas military base; and

WHEREAS, on February 20, 2020, 90 evacuees from Cohort 1 were released from quarantine and returned to their homes; and

WHEREAS, persons in Cohort 2 that have not exhibited symptoms or have tested negative for the virus were originally set to be released from quarantine at a Texas military base on March 2, 2020; and

WHEREAS, as of March 2, 2020 ten (10) persons evacuated to a Texas military hospitals have tested positive for the virus and it is anticipated that the number of persons diagnosed with the virus is likely to increase, as testing for the virus continues; and

WHEREAS, on Saturday, February 29, 2020, one of the persons in Cohort 1 who had tested positive for COVID-19 and subsequently tested negative on two tests was released from quarantine in Texas. However, this person tested positive for the virus on a third test, with results coming in after her release. This person visited a San Antonio mall, ate at its food court, and spent a few hours among other persons, potentially exposing the public to the virus; and

WHEREAS, the person has been returned to quarantine at a Texas military base near San Antonio while the CDC and local health authorities are taking steps to ensure the community is kept safe and the exposure risk is minimized; and

WHEREAS, the identification of "community spread" cases of COVID-19 in the United States has occurred and the virus is no longer limited to travel to China, or contact with travelers who have visited China; and

WHEREAS, the World Health Organization has declared the coronavirus a pandemic and urged aggressive action from all countries to fight it; and

WHEREAS, effective March 13, 2020, United States President Donald Trump declared a national emergency concerning the COVID-19 outbreak; and

WHEREAS, effective March 13, 2020, Governor Greg Abbott declared a state of disaster for Texas over the coronavirus pandemic, and subsequently extended and expanded public health protection measures to be applied statewide; and

WHEREAS, effective March 16, 2020, Collin County Judge Chris Hill issued a disaster declaration for the entirety of Collin County; and

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

WHEREAS, a declaration of local disaster and public health emergency includes the ability to reduce the possibility of exposure to disease, control the risk, promote health, compel persons to undergo additional health measures that prevent or control the spread of disease, including isolation, surveillance, quarantine, or placement of persons under public health observation, including the provision of temporary housing or emergency shelters for persons misplaced or evacuated and request assistance from the governor of state resources; and

WHEREAS, by a Declaration of Disaster and Public Health Emergency, the Mayor may declare 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 the authority granted under the Texas Disaster Act of 1975, the Mayor authorized the use of all available resources of state government and political subdivisions to assist in the City's response to this situation; and

WHEREAS, on the 18th day of March, 2020, the Mayor determined that extraordinary and immediate measures must be taken to respond quickly, 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 issued a proclamation declaring a disaster for the City of Princeton, and has been issuing revised proclamations as circumstances change; and

WHEREAS, on March 31, 2020, Gov. Abbott issued Executive Order GA-14, which extended the prior statewide public health disaster declaration through April 30, 2020, and further clarified and expanded the temporary emergency restrictions on social gatherings and other activities which present enhanced risks of COVID-19 transmission, and lasting until April 30, 2020; and

WHEREAS, recognizing the widely differing conditions in Texas' diverse rural and urban communities, the varying rate of the spread of COVID-19, and the desirability of swift response to local conditions, the Governor's executive order expressly provides for local officials to enforce GA-14 and local restrictions which are compatible with its terms; and

WHEREAS, the conditions necessitating declaration of a state of disaster continue to exist, and the time at which they may abate cannot be predicted at this time; and

WHEREAS, recognizing the widely differing conditions in Texas' diverse rural and urban communities, the varying rate of the spread of COVID-19, and the desirability of swift response to local conditions, the Governor's executive order expressly provides for local officials to enforce GA-14 and local restrictions which are compatible with its terms; and

WHEREAS, §418.108(b) of the Texas Government Code provides that a mayor's declaration of a local state of disaster may not be continued for a period of excess of seven days without the consent of the governing body of the political subdivision; and

WHEREAS, the City Council of Princeton has investigated and determined that good governance of the municipality and the protection of the public health, safety, and welfare necessitates the continuation and renewal of the Mayor's declaration of a local state of disaster;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PRINCETON:

1. Pursuant to §418.108(a)-(b) of the Texas Government Code, the fourth revised local state of disaster proclaimed for the City of Princeton by the Mayor on the 1st day of April 2020 ("Declaration", attached hereto as Exhibit A) shall continue until lifted or terminated by order of the City Council or the Mayor of Princeton, or until 48 hours after the substantially equivalent COVID-19 related restrictions enacted by the City of McKinney, Texas are lifted or terminated, and to the degree specified in such orders.
2. Pursuant to §418.108(c) of the Government Code, the continuation of the Declaration of a local state of disaster and public health emergency shall be given prompt and general publicity and shall be filed promptly with the City Secretary.
3. Pursuant to §418.108(d) of the Government Code, the Declaration of a local state of disaster and public health emergency activates the City of Princeton's emergency management plan.
4. Pursuant to §418.020(d) of the Government Code, the Declaration authorizes the City to commandeer or use any private property, temporarily acquire, by lease or other means, sites required for temporary housing units or emergency shelters for evacuees, subject to compensation requirements.
5. Pursuant to §122.005 of the Health and Safety Code, the Declaration authorizes the City to take any actions necessary to promote health and suppress disease, including quarantine, examining and regulating hospitals, regulating ingress and egress from the City, and fining those who do not comply with the City's rules.
6. Pursuant to the statutory authority cited above, the City Council declares that ingress into and travel through the City of Aubrey from any persons that have been quarantined in a facility for treatment of COVID-19 is not permitted without the written permission of the Mayor. No previously quarantined person shall be permitted to enter the City of Princeton until further notice. Any persons in the City confirmed to be infected with the COVID-19 virus must be treated in a medical facility or self-quarantine in their home. The household members of any such

infected persons who have been exposed to the infected person must self-quarantine in their home.

7. All regulations and recommendations of the Mayor's most recent disaster declaration, dated April ____, 2020, are incorporated herein as if set forth in full. A copy of the Mayor's declaration shall be filed with this ordinance as its Exhibit A.
8. The Mayor may take additional appropriate and legal actions and/or delegate to City officers the authority to take appropriate and legal actions to protect the public health and safety in response to the COVID-19 virus pandemic including but not limited to:
 - a. closing or restricting access to city facilities;
 - b. revising occupant load numbers for city public facilities;
 - c. revising, suspending or deferring fees;
 - d. amending the personnel policies and procedures with regard to leave provisions for quarantined/diagnosed staff, and other personnel matters;
 - e. rescheduling or reducing City Council and other public meetings; and
 - f. suspending or modifying any City-adopted rules or regulations.
9. The Governor of the State of Texas has issued executive orders regarding COVID-19, which are incorporated herein by reference as mandatory provisions:
 - a. Every person shall, **except where necessary** to provide or obtain essential services, minimize social gatherings and minimize in-person contact with people who are not in the same household.
 - b. People shall avoid eating or drinking at bars, restaurants, and food courts, or visiting gyms, massage establishments, tattoo studios, piercing studios, or cosmetology salons; provided, however, that the use of drive-thru, pickup, or delivery options is allowed and highly encouraged.
 - c. People shall not visit nursing homes or retirement or long-term care facilities unless to provide critical assistance.
 - d. Schools shall temporarily close to in-person classroom attendance and shall not recommence before May 4, 2020.
10. In the event that the Governor of the State of Texas, the Collin County Judge, the Collin County Commissioners Court, or the Collin County Health Authority (collectively, "Ordering Authority") issues or promulgates any additional proclamations, executive orders, or other orders or measures regarding the novel coronavirus (COVID-19) or matters relating thereto (collectively "COVID-19 Orders"), those COVID-19 Orders shall be deemed to have been approved and adopted by the City Council as if set forth verbatim herein and shall respectively take effect and be enforceable as of the effective dates and/or times established by any such Ordering Authority and the City may enforce such COVID-19 Orders through any and all lawful means. Failure to comply with such rules, orders, or ordinances adopted in accordance with an emergency management plan shall constitute an offense as provided by said plan.
11. This ordinance is passed as an emergency measure and pursuant to the City Council and shall become effective immediately after passage and any publication which is required by law.
12. **Penalty.** Any person violating any of the provisions or terms of this ordinance shall be deemed guilty of a misdemeanor and, upon conviction, shall be punished by a fine not to exceed the sum

of \$1,000.00 or a lesser amount if limited by state law for each offense, and each and every day such violation shall continue be deemed to constitute a separate offense. Allegation and evidence of a culpable mental state is not required for proof of any offense defined by this ordinance.

13. **Savings, Severability and Repealing Clauses.** All ordinances of the City in conflict with the provisions of this ordinance are repealed to the extent of that conflict. Cross-references in other parts, articles or sections of the Princeton Municipal Code which make reference to previous enactments carrying the same designation as any section amended by this ordinance shall be construed as referencing whichever currently effective provision best preserves the original intent and effect of the cross-reference. If any provision of this ordinance shall be held to be invalid or unconstitutional, the remainder of such ordinance shall continue in full force and effect the same as if such invalid or unconstitutional provision had never been a part hereof. The City declares that it would have passed this ordinance, and each section, subsection, clause, or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses, and phrases be declared unconstitutional or invalid.
14. **Publication.** This emergency ordinance shall be in full force and effect immediately, and the City Secretary is hereby directed to publish the caption hereof.

APPROVED AND ADOPTED BY THE CITY OF PRINCETON, TEXAS, this 2nd day of April, 2020.

John-Mark Caldwell, Mayor

ATTEST:

Tabatha Monk, City Secretary