

**ORDINANCE NO. 08-2020**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SEAGOVILLE, TEXAS, CONTINUING THE DECLARATION OF LOCAL DISASTER FOR PUBLIC HEALTH EMERGENCY RELATING TO COVID-19; PROVIDING FOR IMPLEMENTATION OF THE CITY'S EMERGENCY MANAGEMENT PLAN; ADOPTING THE GOVERNOR'S EXECUTIVE ORDERS REGARDING THE STATE OF DISASTER DUE TO COVID-19 AS MAY BE AMENDED FROM TIME TO TIME; ADOPTING DALLAS COUNTY'S EMERGENCY ORDERS REGARDING THE STATE OF DISASTER DUE TO COVID-19 AS MAY BE AMENDED FROM TIME TO TIME; GRANTING THE MAYOR THE POWER AND AUTHORITY TO REVIEW, ADOPT, RATIFY, AND EXECUTE ANY SUBSEQUENT EMERGENCY ORDERS ON BEHALF OF THE CITY COUNCIL; PROVIDING FOR A PENALTY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, beginning in December, 2019, a novel coronavirus, now designated SARS-CoV2 which causes the disease COVID-19, 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 with the virus, in some cases, causing death; and

**WHEREAS**, extraordinary measures must be taken to contain COVID-19 and prevent its spread throughout the City, including the quarantine of individuals, groups of individuals, and property and, additionally, compelling individuals, groups of individuals, or property to undergo additional health measures that prevent or control the spread of the disease; and

**WHEREAS**, the State of Texas, Dallas County, and the Mayor of the City of Seagoville, have issued Declarations of Local Disaster for Public Health Emergency and have issued Orders related thereto to implement measures for the protection of the public health; and

**WHEREAS**, the City's emergency management plan has been activated by the Declaration of Local Disaster signed by the Mayor of the City of Seagoville on March 13, 2020, which was ratified by the Seagoville City Council on March 16, 2020;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SEAGOVILLE, TEXAS, THAT:**

**SECTION 1.** That the findings and recitations set out in the preamble to this Ordinance are found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes.

**SECTION 2.** A local state of disaster for public health emergency is hereby declared for Seagoville, Texas, pursuant to section 418.108(a) of the Texas Government Code.

**SECTION 3.** The City's Emergency Management Plan has been implemented in accordance with the Code of Ordinances and Government Code Section 418.108(d) and shall remain active through the duration of the Disaster Declaration.

**SECTION 4.** Pursuant to Section 121.003 and 122.006 of the Texas Health and Safety Code, Section 418.108 of the Texas Government Code, and such other powers the City may have under the City Charter and laws, the City Council adopts and approves the following orders to have the force and effect of law and the same shall be enforceable under the terms of this Ordinance, provided further that in the event of a conflict as to any term in the orders, the orders shall be given priority according to the following order of precedence as to such term: (i) Executive Orders promulgated by the Office of the Governor of the State of Texas regarding the state of disaster relating to COVID-19; (ii) Emergency Orders of Dallas County regarding the state of disaster relating to COVID-19; and (iii) Emergency Orders of the Mayor pursuant to the powers under Section 418.108 of the Texas Government Code and the City's Emergency Management ordinances.

**SECTION 5.** Pursuant to Texas Government Code 418 and City's Code of Ordinances, the Mayor shall be delegated and given the full power and authority, without further action of the City Council, to issue, modify or terminate any lawful order necessary to protect the public health during this time of declared local state of disaster for the public health so long as the order does not conflict with this Ordinance.

**SECTION 6.** The City Council hereby extends indefinitely the local state of disaster declared by the Mayor and previously extended by the Council unless and until terminated by the subsequent order of the Mayor.

**SECTION 7.** A violation of any provision set forth in any of the orders adopted herein, and thus a violation of this Ordinance, shall be subject to criminal penalties as provided for in the City of Seagoville Code of Ordinances which includes a monetary penalty of up to \$1,000.

**SECTION 8.** This Ordinance and the most recently issued orders, as identified in Section 4 above, from the State, the County, and the City shall be given prompt and general publicity and shall be filed with the City Secretary. Further, as new orders or amendments to the current orders referenced in Section 4 above are issued, those new orders or amendments to current orders shall also be given prompt and general publicity and shall be filed with the City Secretary until the local state of disaster declared extended by this Ordinance is terminated.

**SECTION 9.** This Ordinance shall take effect immediately from and after its passage as the law and charter in such case provide.

**PASSED AND APPROVED** by the City Council of the City of Seagoville, Texas on the 6th day of April, 2020.

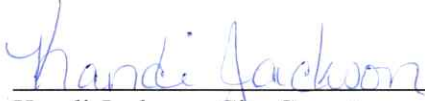
APPROVED:



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Dennis K. Childress  
Mayor

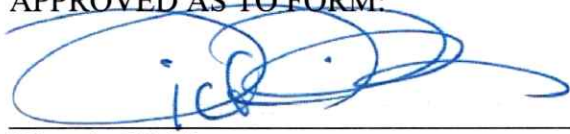
ATTEST:



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Kandi Jackson, City Secretary

APPROVED AS TO FORM:



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Victoria W. Thomas  
City Attorney (TM114901 040220)