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**FIFTH AMENDED ORDER OF MAYOR TAMMY DANA-BASHIAN
AMENDING THE DECLARATION OF LOCAL DISASTER
FOR PUBLIC HEALTH EMERGENCY**

WHEREAS, on March 13, 2020, pursuant to Texas Government Code Section 418.108, Mayor Tammy Dana-Bashian issued a Declaration of Local Disaster for Public Health Emergency, due to a novel coronavirus now designated SARS-CoV2 which causes the disease COVID-19; and,

WHEREAS, the Declaration was issued in furtherance of her authority to protect the safety and welfare of the public by slowing the spread of the virus, and was amended several times since; and,

WHEREAS, the County Judge of Dallas County, Texas, issued an emergency declaration of local disaster for the entire county on March 13, 2020, as has the Governor of the State of Texas for the State and the President of the United States for the nation; and

WHEREAS, the County Judge of Dallas County, Texas, has issued several amended orders since March 13, 2020, imposing more detailed provisions in an effort to stop the spread of the virus; and

WHEREAS, the on-going evaluation of circumstances related to the virus, the updated recommendations of the Centers for Disease Control and the Texas Department of State Services, and the amendments to the declarations and proclamations of disaster and emergency by the Governor and the County Judge of Dallas County persuades the Mayor to amend her Declaration of Local Disaster for Public Health Emergency for the City of Rowlett, and to ensure uniform application to all areas of the City that are situated within Dallas as well as Rockwall County.

NOW, THEREFORE, the March 13, 2020, Declaration of Local Disaster for Public Health Emergency of Mayor Tammy Dana-Bashian, and the Amended Order, the Second Amended Order, the Third Amended Order and the Fourth Amended Order of Mayor Tammy Dana-Bashian Amending the Declaration of Local Disaster for Public Health Emergency, be and are hereby amended as follows:

Summary: The virus that causes 2019 Coronavirus Disease (COVID-19) is easily transmitted through person to person contact, especially in group settings, and it is essential that the spread of



the virus be slowed to protect the ability of public and private health care providers to handle the influx of new patients and safeguard public health and safety. Because of the risk of the rapid spread of the virus, and the need to protect the most vulnerable members of the community, this Order requires all individuals anywhere in the City to shelter in place – that is, stay at home – except for certain essential activities and work to provide essential business and government services or perform essential public infrastructure construction, including housing. The Declaration of Disaster shall continue in effect until April 30, 2020 unless terminated sooner or otherwise modified. However, this Order takes effect at 11:59 p.m. on March 26, 2020 and will continue through 11:59 p.m. on April 3, 2020, subject to the limited exceptions and under the terms and conditions more particularly set forth below.

Section 1. Effective as of 11:59 p.m. on March 26, 2020, and continuing until 11:59 p.m. on April 3, 2020:

(a) All individuals currently living within the City are ordered to shelter at their place of residence. For the purposes of this Order, residences include hotels, motels, 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 Section 2.

(b) All businesses operating within the City, except Essential Businesses as defined in below in Section 2, are required to cease all activities at facilities located within the City. 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 feet social distancing for both employees and the general public.

(c) 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 Order prohibits the gathering of members of a household or living unit.

(d) Restaurants with or without drive-in or drive-through services and microbreweries, micro-distilleries, or wineries may only provide take out, delivery, or drive-through services as allowed by law.

(e) 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 feet social distancing.

(f) All elective medical, surgical, and dental procedures are prohibited anywhere in the City. Hospitals, ambulatory surgery centers, dental offices, and other medical facilities are directed to



identify procedures that are deemed "elective" by assessing which procedures can be postponed or cancelled based on patient risk considering the emergency need for redirection of resources to COVID-19 response.

Section 2. Definitions:

(a) For purposes of this Order, individuals may leave their residence only to perform any of the following “Essential Activities”:

1. 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, visiting a health care professional, or obtaining supplies needed to work from home).
2. 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 supplies, and any other household consumer products, and products necessary to maintain the safety, sanitation, and essential operation of residences).
3. To engage in outdoor activity, provided the individuals comply with social distancing requirements of six feet (for example, walking, biking, hiking, or running).
4. To perform work providing essential products and services at an Essential Business or to otherwise carry out activities specifically permitted in this Order.
5. To care for a family member or pet in another household.
6. To move to another residence either in or outside the City.

(b) For purposes of this Order, “Essential Businesses” means:

1. **Essential Healthcare Operations.** Healthcare operations, including hospitals, clinics, dentists, chiropractors, physical therapy, optometry offices, 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, personal training, gymnastics studios, and similar facilities. Healthcare operations do not include elective medical, surgical, and dental procedures as established in accordance with Subsection 1(f) of this Order.
2. **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.
3. **Essential Critical Infrastructure.** Individuals may provide any services or perform any work necessary to offer, operate, maintain and repair, “Essential Critical



Infrastructure.” Essential Critical Infrastructure is defined by the 16 critical infrastructure sectors identified by the National Cybersecurity and Infrastructure Agency (CISA) including public works construction, residential, commercial, and school 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 except non-depository lenders (such as payday lenders), payroll, accounting, and insurance companies, defense and national security-related operations, and essential manufacturing operations. 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. For reference, the CISA 16 critical infrastructure sectors can be found here: <https://www.cisa.gov/critical-infrastructure-sectors>.

4. **Essential Retail.** Food service providers, including grocery stores, warehouse stores, big-box 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. Pet food and supplies. Businesses that ship or deliver groceries, food, hygiene products, goods or services directly to residences or essential businesses. Restaurants and other facilities that prepare and serve food, but only for delivery, drive-through services, 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 and bicycle repair, hardware stores, and related facilities. Firearm and ammunition suppliers and retailers for purposes of safety and security. Businesses that supply products needed for people to work from home. To the greatest extent possible, essential retail establishments shall follow the guidelines below:
 - i. Designate shopping times for at risk populations (seniors, pregnant people, and people with underlying health conditions);
 - ii. Limit the amount of people in a store at once so that social distancing is possible;
 - iii. Implement an organized line system where people are spaced at least a few feet apart (ideally 6 feet);
 - iv. Implement purchase limits on high-demand items (toilet paper, soap, hand sanitizer);
 - v. Offer pick up or deliveries of grocery items.
5. **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.
6. **Essential Services Necessary to Maintain Essential Operations of Residences or Other Essential Businesses.** Trash and recycling collection, landscaping services, processing and disposal, mail, shipping and delivery services, building cleaning, maintenance and security, warehouse/distribution and fulfillment, storage for essential



- businesses, moving services for residential and 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. Real estate and inspection services, but only for the purpose of title work and closing; open houses and showings are prohibited. Businesses that supply other essential businesses with the support or supplies needed to operate. To the extent possible, services shall be provided in compliance with Social Distancing Guidelines attached, including distancing of six feet and routine use of hand sanitizer.
7. **Public and Private Education.** Public and private educational institutions, only for the purposes of facilitating distance learning or performing essential functions.
 8. **News Media.** Newspapers, television, radio, and other media services.
 9. **Childcare Services.** Childcare facilities providing services or community service providers offering childcare services that enable employees exempted in this Order may operate under the following mandatory conditions:
 - i. Childcare must be carried out in stable groups of 12 or fewer (“stable” means that the same 12 or fewer children are in the same group each day).
 - ii. Children shall not change from one group to another.
 - iii. If more than one group of children is cared for at one facility, each group shall be in a separate room. Groups shall not mix with each other.
 - iv. Childcare providers shall remain solely with one group of children.
 10. Any manufacturer who retools their business for the purpose of manufacturing and producing ventilators, masks, personal protective equipment, or any supply necessary for Essential Healthcare Operations may apply for an “essential business” exemption under this Order. Requests for an exemption may be to the City by appointment or at mmcavoy@rowlett.com.

Section 3. 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. A number of Texas cities and local associations have implemented restrictions on delivery hours to stores to mitigate truck noise and traffic. Due to the need to deliver products as quickly and efficiently as possible during this critical timeframe, this Order 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 the City of Rowlett for the next 60 days.

Section 4. 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 the City are limited to the greater of: (a) twelve (12) rolls per purchase or (b) one (1) package per purchase.



Section 5. 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 until directed by the City's Health Authority.

Section 6. 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.

Section 7. Public and private schools and institutions of higher education are instructed by this order to provide a safety plan to the City 72 hours before students return to a classroom settings.

Section 8. Additionally, the City and the Health Authority instructs all employees to remain at home if sick. Employees of private businesses and nonprofits with six or more employees in the City can use their paid sick leave when they are sick or to care for sick family members.

Section 9. This Order shall be effective until 11:59 p.m. on April 3, 2020, or until it is either rescinded, superseded, or amended pursuant to applicable law.

Section 10. This Order shall apply to all areas and territory within the City of Rowlett, regardless of whether the area is located wholly or partially within Dallas County or Rockwall County. The Orders contained herein shall expire 11:59 p.m., April 3, 2020, or until either rescinded, superseded, or amended. The Declaration of Local Disaster for Public Health Emergency shall be effective until 11:00 a.m. on April 30, 2020, or until it is either rescinded, superseded, or amended.

Section 11. The City shall promptly provide copies of this Declaration by posting on the City's website, transmittal to local media, and dissemination through social media platforms. In addition, 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 on site 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 Order.

IT IS SO ORDERED



Tammy Jana-Bashian
Mayor, City of Rowlett, Texas

DATE: March 26, 2020



DCHHS Social Distancing Recommendations

1) Vulnerable Populations: Limit Outings

- 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

- Suspend nonessential employee travel.
- Ensure employees practice social distancing and do not work within six feet of one another.
- Urge essential employees to stay home when they are sick and maximize flexibility in sick leave benefits.
- Do not require a doctor's note for employees who are sick.
- Maximize telecommuting options.
- 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

- Cancel non-essential events.
- Do not attend any events or gatherings if sick.
- For events that aren't cancelled, we recommend:
 - Having hand washing capabilities, hand sanitizers and tissues available.
 - Frequently cleaning high touch surface areas like counter tops and hand rails.
 - Finding ways to implement social distancing.

4) Schools: Safety First

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

5) Transit: Cleaning and Protection

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



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

- Long-term care facilities should have a COVID-19 plan in accordance with CDC or state guidelines.
- Long-term care facilities should restrict all visitation except for certain compassionate care situations, such as end of life situations.
- 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.
- If you are ill, call your health care provider ahead of time, and you may be able to be served by phone.
- Do not visit emergency rooms unless it is essential.
- Follow guidance and directions of all facilities.

7) Everyone: Do your part

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

- Wash hands with soap and water for at least 20 seconds.
- Cough or sneeze into your elbow or a tissue. Throw the tissue in the trash.
- Stay home if you are sick.
- Avoid touching your face.
- Try alternatives to shaking hands, like an elbow bump or wave.
- 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.
- 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:

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

