



**Mayoral Declaration of Disaster
and Executive Order #74**
City of Ingleside

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, prudence dictates that extraordinary measures must be taken to contain COVID-19 and prevent its spread throughout the City; and

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

WHEREAS, the Mayor of Ingleside, Texas has Declared a Local State of Disaster and again does so hereby; and

WHEREAS, the Governor's Executive Order GA-34 effective March 10, 2021 at 12:01 a.m. provides recommendations and controls for people in Texas; and

WHEREAS, the Governor's Executive Order GA-34 supersedes Executive orders GA-17, GA-25, GA-29, GA-31, and GA-32 but does not supersede Executive Orders GA-10 or GA-13,

and the Governor's Executive Order GA-34 shall remain in effect and in full force unless it is modified, amended, rescinded, or superseded by the governor; and

WHEREAS, Starting at 12:01 a.m. on Wednesday, March 10, 2021, Governor Abbott's Executive Order GA 34 -, is included in its entirety, by reference, in this Declaration;

WHEREAS, apart from the threats to health and safety, COVID-19 has also wrought havoc on the many Texas businesses and workers affected by social-distancing restrictions that were necessary to protect human life.

NOW THEREFORE, UNDER THE AUTHORITY OF TEXAS GOVERNMENT CODE SECTION 418.108, THE MAYOR OF THE CITY OF INGLESIDE, TEXAS DECLARES AND ORDERS:

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

SECTION 2. This Mayoral Declaration and Order supersedes and revises all prior Mayoral Declarations and Orders.

SECTION 3. 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. The Mayor may issue other declarations at any time, each of which shall continue for a period of seven (7) days or such lesser time as the Mayor may declare. Until this crisis passes, it is the intent of the Mayor to continue as necessary the pronouncement of Declarations such as this to protect the people of Ingleside.

SECTION 4. 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 5. Pursuant to section 418.108(d) of the Government Code, this declaration of a local state of disaster activates the City's Emergency Management Plan.

SECTION 6. This declaration authorizes the City to take any actions necessary to promote health and suppress the virus, and to ensure compliance for those who do not comply with the City's rules, in accordance with Section 122.006 Texas Health and Safety Code and Chapter 418 Texas Government Code.

SECTION 7. Covered Services.

Part 1. Effective at 12:01 a.m. on March 10, 2021: In all counties not in an area with high hospitalizations as defined below, there are no COVID-19 related operating limits for any business or other establishment; and

Part 2. Individuals are strongly encouraged to wear face coverings over the nose mouth

wherever it is not feasible to maintain six feet of social distancing from another person not in the same household, but no person may be required by any jurisdiction to wear or to mandate the wearing of a face covering.

SECTION 8. It is further ordered as follows:

1. That no person shall sell any of the following goods or services for more than the price the person charged for the goods or serves on 12:01 a.m. on Monday, March 30, 2020 and continuing during the pendency of this Executive Order:
 - a. Groceries, beverages, toilet articles, ice;
 - b. Restaurant, cafeteria, and boarding-house meals; and
 - c. Medicine, pharmaceutical and medical equipment and supplies.

2. That as of the date of this Executive Order and continuing for the remainder of the period set out in the joint third amended emergency order of the Supreme Court of Texas in Misc. Docket No. 20-9044 and the Court of Criminal Appeals of Texas in Misc. Docket No. 20-008, all courts within the City of Ingleside will comply with the Emergency Orders issued, including conducting in-person proceedings according to the guidance issued by the Office of Court Administration regarding social distancing, maximum group size, and other restrictions and precautions.

3. Pursuant to the WEATHER CLOSINGS AND EMERGENCIES provisions of The City of Ingleside Employee Manual, the following measures are also hereby Ordered continued as set forth herein:

- a. All employees must report back to work by the date and time instructed by the Return to Work Order issued by Mayor Ronnie Parker.

4. All City of Ingleside Boards, Commissions, Committees, City staff or Council may participate in meetings remotely through audio or audio/video conferencing software or techniques as can be reasonably accommodated and in accordance with State Statutes.

5. Effective at 12:01 a.m., Wednesday, March 10, 2021, all types of business establishments may operate up to 100 percent of the total listed occupancy of the establishment, except for those establishments in the in areas with high hospitalizations as defined below:
 - a. In-store, non-CISA retail establishments;
 - b. dine-in restaurants, as defined below in paragraph No. 7;
 - c. non-CISA office buildings;
 - d. non-CISA manufacturers;
 - e. museums and libraries; and
 - f. gyms and exercise facilities and classes.

“Areas with high hospitalizations” means any Trauma Service Area that has had seven consecutive days in which the number of COVID-19 hospitalized patients as a percentage of all hospitalized patients exceeds 15 percent, until such time as the Trauma Service Area has seven consecutive days in which the number of COVID-19 hospitalized patients as a percentage of all hospitalized patients is 15 percent or less. A current list of areas with high hospitalizations will be maintained at www.dshs.texas.gov/ga3031.

6. In any county located in an area with high hospitalizations as defined above:

- a. There are no state-imposed COVID-19 related operating limits for any business or other establishment;
 - b. there is no state-imposed requirement to wear a face covering; and
 - c. the county judge may use COVID-19 related mitigation strategies; provided however, that:
 - i. business and other establishments may not be required to operate at less than 50 percent of total occupancy, with no operating limits allowed to be imposed for religious services (including those conducted in churches, congregations, and houses of worship), public and private schools and institutions of higher education, and child-care services;
 - ii. no jurisdiction may impose confinement in jail as a penalty for violating any order issued in response to COVID-19; and
 - iii. no jurisdiction may impose a penalty of any kind for failure to wear a face covering or failure to mandate that customers or employees wear face coverings, except that a legally authorized official may act to enforce trespassing laws and remove violators at the request of a business establishment or other property owner.
7. Public schools may operate as provided by, and under the minimum standard health protocols found in, guidance issued by the Texas Education Agency. Private schools and institutions of higher education are encouraged to establish similar standards.
8. County and municipal jails should follow guidance from the Texas Commission on Jail Standards regarding visitations.
9. Executive Orders GA-17, GA-25, GA-29, and GA-31 are rescinded in their entirety.

10. This executive order shall supersede any conflicting order issued by local officials in response to the COVID-19 disaster, but only to the extent that such a local order restricts services allowed by this executive order or allows gatherings restricted by this executive order. Pursuant to Section 418.016(a) of the Texas Government Code, Sections 418.105(b) and 418.108 of the Texas Government Code, Chapter 81, Subchapter E of the Texas Health and Safety Code, are suspended, and any other relevant statutes, to the extent necessary to ensure that local officials do not impose restrictions in response to the COVID-19 disaster that are inconsistent with this executive order, provided that local officials may enforce this executive order as well as local restrictions that are consistent with this executive order.

11. All existing state executive orders relating to COVID-19 are amended to eliminate confinement in jail as an available penalty for violating the executive orders. To the extent any order issued by local officials in response to the COVID-19 disaster would allow confinement in jail as an available penalty for violating a COVID-19 related order, that order allowing confinement in jail is superseded, and hereby suspends all relevant laws to the extent necessary to ensure that local officials do not confine people in jail for violating any executive order or local order issued in response to the COVID-19 disaster.

SECTION 9. MISCELLANEOUS.

1. The sections, paragraphs, sentences, clauses and phrases of this Declaration and Order are severable and if any phrase, clause, sentence, paragraph or section of same is declared invalid by the final judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections that can be given effect without the invalid provision, and to this end, the provisions of this Declaration and Order are severable.

SECTION 10. This Declaration and Order is effective at 5:01 P.M. on the 27th day of July, 2021, and terminates at 5:00 P.M., seven (7) days thereafter on the 3rd day of August, 2021, by operation of law in accordance with Section 418.108(b) Texas Government Code, unless the City Council agrees to an extension. It is the intent of the Mayor to issue successive Declarations and Orders of this nature until the danger which compelled the declaration of a disaster has passed and no longer poses a threat to our citizens.

SO DECLARED, SIGNED AND ORDERED this the 27th day of July, 2021.

Mayor Ronnie Parker

ATTEST:

Sarah Wardinsky, City Secretary