



Village of Jones Creek

7207 Stephen F. Austin
Jones Creek, TX 77541
(979)233-2700

CITY COUNCIL EMERGENCY MEETING AGENDA

The Board of Alderman of the Village of Jones Creek, Texas will hold a City Council Special Emergency Meeting on Monday, June 29th, 2020 at the Village Hall located at 7207 Stephen F. Austin Road, beginning at 6:30 p.m. **THERE WILL BE NO PUBLIC ACCESS TO THE CITY HALL FOR THE MEETING** in order to advance the public health goal of limiting face-to-face meetings (also called “social distancing”) and to slow the spread of the Coronavirus (COVID-19). Instead, the Board will conduct the meeting by telephonic conference in accordance with the order of the Office of the Governor issued March 16, 2020. Any person may participate and address the city council by either:

Join the meeting on Zoom:

<https://zoom.us/j/99621903175?pwd=NHBhaEZuODd4TFFDZGNVWTdkZEVVZz09>

Or dial the following toll free numbers and enter the Meeting ID: 996 2190 3175 and #:

+1 346 248 7799 US (Houston); +1 253 215 8782 US; or +1 301 715 8592 US

This written notice, the meeting agenda, and the agenda packet, are posted online at http://www.villageofjonescreektexas.com/city_government/agendas_and_minutes

The public will be permitted to offer public comments telephonically as provided by the agenda and as permitted by the presiding officer during the meeting. A recording of the telephonic meeting will be made, and will be available to the public in accordance with the Open Meetings Act upon written request.

The reason for the emergency meeting is take announce, and possibly ratify, an order of the Mayor of the Village of Jones Creek requiring additional public health measures to limit the spread of the COVID19 virus.

The matters to be discussed and acted on at the meeting are:

- 1. CALL TO ORDER**
- 2. INVOCATION AND PLEDGE OF ALLEGIANCE**

3. ROLL CALL OF MEMBERS

4. BUSINESS OF VISITORS (limited to five minutes per person)

Members of the public may request permission to address the Board. Specific factual information or a recitation of existing policy may be furnished in response to an inquiry made by a member of the general public but any deliberation, discussion, or decision with respect to any subject about which the inquiry was made shall be limited to a proposal to place such subject on the agenda for a subsequent meeting for which notice is provided in compliance with the Texas Open Meetings Act.

5. OLD BUSINESS

6. NEW BUSINESS

- a. Discuss and consider an order of the Mayor that begins June 29th, 2020 requiring commercial entities providing goods or services to the public mandate the wearing of face coverings in their facilities.

7. ADJOURNMENT

CERTIFICATION

I certify that a copy of June 29th, 2020 agenda of items to be considered by the City Council was posted at the Village Hall located at 7207 Stephen F. Austin Road, on June 29th, 2020, at 12:45 p.m., at least one hour before the meeting will be convened, and that special notice was provided to the news media of this emergency meeting in accordance with Section 551.047 of the Texas Government Code.

/s/

Kimberly Morris, City Secretary

I hereby certify that this Public Notice was removed from the Official Bulletin Board at City Hall on the _____ day of _____ 2020, at _____: _____ a.m. /p.m.

Kimberly Morris, City Secretary

NOTE: ITEMS WILL NOT NECESSARILY BE DISCUSSED AND ACTED ON IN THE ORDER THEY APPEAR ON THE AGENDA. THE BOARD OF ALDERMAN, AT ITS DISCRETION, MAY DISCUSS AND TAKE ACTION ON ANY OR ALL OF THE ITEMS LISTED IN A DIFFERENT ORDER IF A MAJORITY OF THE BOARD SO DETERMINES.

This notice is being posted pursuant to the Texas Open Meeting Act. (Chapter 551, Government Code). In compliance with the American with Disabilities Act, on request the Village of Jones Creek will provide for reasonable accommodations for persons attending meetings of its Board of Aldermen. Request for such accommodations or for interpreter services should be received 48 hours prior to any meeting. Please contact the Village Secretary's office at 979-233-2700 to request such accommodations.

**THE VILLAGE OF JONES CREEK, TEXAS
SUPPLEMENTAL ORDER OF THE MAYOR
DUE TO PUBLIC HEALTH EMERGENCY**

WHEREAS, a public health emergency was declared for the United States, and a state disaster declaration due to public health emergency caused by the novel Coronavirus (“COVID-19”) was declared for the State of Texas; and

WHEREAS, the Village of Jones Creek has declared a disaster declaration due to public health emergency, which has been extended by City Council and continues currently; and

WHEREAS, the City of the Village of Jones Creek continues to see an increase in COVID-19 cases at an exponential rate and has been advised by its health officer that masks and social distancing are necessary to curb this increase and prevent the Brazoria County and the Village of Jones Creek healthcare providers from becoming overwhelmed; and

WHEREAS, pursuant to Texas Government Code, Chapter 418, the Mayor is designated as the Emergency Management Director of the Village of Jones Creek, and may exercise the powers granted to the Governor on an appropriate local scale; and

WHEREAS, the Mayor has determined that extraordinary emergency measures must be taken to try and mitigate the effects of this public health emergency and to facilitate a response to the public health threat; and

WHEREAS, a Mayor is authorized to control ingress to and egress from a disaster area and control the movement of persons and occupancy of premises on an appropriate local scale in accordance with Section 418.108(g) of the Texas Government Code and authority as Emergency Management Director; and

WHEREAS, it is the intent of this Order to remain as consistent with and to harmonize, to the extent possible, with the executive orders of Governor Greg Abbott; and

WHEREAS, the Village of Jones Creek, and the people of the City have suffered or face imminent threat to the public health and the potential for loss of life resulting from a disaster: the introduction, transmission, or spread (or imminent threat of the same) of COVID-19 in the Village of Jones Creek; and

NOW, THEREFORE, BE IT ORDERED BY THE MAYOR OF THE CITY OF THE VILLAGE OF JONES CREEK, TEXAS:

Section 1. Public Health Emergency. That this Order continues the local disaster declaration and public health emergency for the City of the Village of Jones Creek, as extended by City Council, and shall incorporate and adopt the most recent executive order GA-28 issued by Governor Greg Abbott on June 26, 2020, and any subsequent orders by the Governor relating to the expanded opening of Texas in response to the COVID-19 disaster.

Section 2. Health and Safety Policy - Commercial Entities. From the date of this Order, all commercial entities in the City of the Village of Jones Creek providing goods or services directly the public must develop and implement a health and safety policy ("Health and Safety Policy") for those places of business located within the City. The Health and Safety Policy must *[should]* require, at a minimum that all persons will wear face coverings 1) when in an area or performing an activity that will necessarily involve close contact or proximity to co-

workers; 2) when in an area or performing an activity that will not maintain at least six feet of separation from a member of the public; or 3) when the person will handle food to be consumed by the customers. The Health and Safety Policy required to be developed and implemented by this Order may also include the implementation of other mitigating measures designed to control and reduce the transmission of COVID-19 such as temperature checks or health screenings. Commercial entities must post the Health and Safety Policy required by this Order at all entrances or equally conspicuous locations at each business located within the City and in a manner sufficient to provide notice to all employees and visitors of the business of the health and safety requirements. Failure to develop and implement the Health and Safety Policy required by this Order within five (5) calendar days following the Effective Date may result in a fine not to exceed \$1,000 for each violation.

Section 3. Face Coverings - General Public. That all people 10 years or older shall wear a face covering over their nose and mouth when in a public place where it is difficult to keep six feet away from other people. The CDC advises face coverings for people 2 years or older. Face coverings may include homemade masks, scarfs, bandanas, or a handkerchief. The Village's residents should continue to maintain social distancing of at least six feet while outside their home. However, face coverings do not need to be worn in the following circumstances:

- (1) When exercising outside or engaging in physical activity outside;
- (2) While driving alone or with passengers who are part of the same household as the driver;
- (3) When doing so poses a greater mental or physical health, safety, or security risk;
- (4) While pumping gas or operating outdoor equipment;
- (5) While in a building or activity that requires security surveillance or screening, for example, banks; and
- (6) When consuming food or drink.

PLEASE NOTE THAT FACE COVERINGS ARE A SECONDARY STRATEGY TO OTHER MITIGATION EFFORTS. FACE COVERINGS ARE NOT A REPLACEMENT FOR SOCIAL DISTANCING, FREQUENT HANDWASHING, AND SELF-ISOLATION WHEN SICK.

All people should follow CDC recommendations for how to wear and take off a mask. Further, residents should continue practicing the following preventive measures:

- (1) wash hands before you leave home and when you return;
- (2) stay at least six feet away from others;
- (3) avoid touching nose or face;
- (4) replace disposable masks after wearing three times; and
- (5) wash reusable cloth masks regularly.

Consistent with Executive Order GA-28 issued by Governor Greg Abbott, no civil or criminal penalty will be imposed on individuals for failure to wear a face covering.

Section 4. City Essential Business. That residents of the Village of Jones Creek should conduct essential City business online, via regular mail or through use of the City night drop-box to avoid entering any City facilities unless absolutely necessary.

Section 5. Interpretation and Additional Terms. To the greatest extent possible, this Order shall be interpreted as consistent with any other executive order and supplemental to any executive order of the Texas Governor, either existing or as issued after the Effective Date of this Order, which are made applicable to all jurisdictions by law shall be automatically incorporated into and constitute terms of this Order, enforceable as if set forth herein without necessity for the issuance of any further orders.

Section 6. Enforcement. Excepting Section 3 of this Order and in accordance with the limitations contained in the executive orders of Governor Greg Abbott, any licensed peace officer with lawful authority is hereby authorized to enforce provisions of this Order in

accordance with the authority granted under Chapter 418 of the Texas Government Code; provided, however, that no person that violates this Order shall be subject to a penalty requiring confinement in jail as the penalty for violation of this Order.

Section 7. Publicity and Filing. Pursuant to §418.108(c) of the Texas Government Code, this Order shall be given prompt and general publicity and shall be filed promptly with the City Clerk.

Section 8. Severability. The sections, paragraphs, sentences, clauses and phrases of this Order are severable and if any phrase, clause, sentence, paragraph or section of this Order should be declared invalid by the final judgment or decree of any 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 Order are severable.

Section 9. No Repeal. This Order is not intended to repeal or otherwise amend any previous Order of the Mayor or Ordinance adopted by Council, except to the extent of an irreconcilable conflict.

Section 10. Effective Date. This Order shall be effective as of 12:01 p.m. on _____, June _____, 2020 ("Effective Date"), and continuing through 11:59 p.m. on Thursday, July _____, 2020 unless extended, modified or terminated early by Mayor or City Council.

ORDERED this _____ day of June, 2020.

Mayor

ATTEST:

City Clerk