

**CITY OF PRINCETON, TEXAS
SIXTH 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, on March 16, 2020, I issued a Mayoral Declaration of Local State of Disaster, subsequently revised and extended by declarations on March 17, 2020, March 24, 2020, March 26, 2020, April 2, 2020, and April 29, 2020 and

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

WHEREAS, on March 30, 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, on May 4th and 5th, 2020, Gov. Abbott issued subsequent orders, including Executive Orders GA-20 and GA-21, which beginning at 12:01 A.M. on May 8th, 2020, modifies the prior statewide public health disaster declaration regarding business restrictions and 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 orders have expressly provided for enforcement of 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 Sixth Revised Declaration supersedes, in its entirety, my Fifth Revised Declaration of May 1, 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 immediately, continuing until the date specified by Section 12 below, and subject to timely extension or renewal by the City Council:

- (1) Executive Orders GA-20 and GA-21 are incorporated into this Declaration by reference as if set forth in full, including without limitation the DSHS/CDC prevention guidelines incorporated therein.
- (2) All persons and businesses within Princeton are ordered to strictly conform to Executive Orders GA-20 and GA-21, and shall minimize social gatherings and in-person contact with persons who are not in the same household, except where **necessary** to provide or obtain Essential Services or Reopened Services as defined below (as may be amended). People over the age of 65 are strongly encouraged to stay as home as much as possible; to maintain appropriate distance from any member of the household who has been out of the residence in the previous 14 days; and, if leaving the home, to implement social distancing and to practice good hygiene, environmental cleanliness, and sanitation.
- (3) All Essential Services and Reopened Services should follow the health protocols issued by Governor Abbott which apply to their activities, which are incorporated herein by reference as if set forth in full, and said protocols are available through links listed in Exhibit "C" of this Declaration as its Exhibit "C".
- (4) Reopened Services in Princeton must not exceed the occupancy limit established in Executive Orders GA-20 and GA-21 (as amended) at any of their facilities. As of May 7, 2020, the occupancy limit imposed by Governor Abbott for all Reopened Services in Collin County is generally stated as a **maximum of 25 percent of the total listed occupancy for all listed categories of Reopened Services**, and remaining subject to the other provisions of EO-GA-

20.

- (5) People shall avoid visiting cosmetology salons, hair salons, barber shops, nail salons/shops, and other establishments where licensed cosmetologists or barbers practice their trade until 12:01 a.m. on Friday, May 8, 2020, at which time Gov. Abbott has authorized use of such services so long as six feet of social distancing is ensured between operating work stations.
- (6) People shall avoid visiting tanning salons until 12:01 a.m. on Friday, May 8, 2020, at which time Gov. Abbott has authorized use of such services so long as six feet of social distancing is ensured between operating work stations.
- (7) People shall avoid visiting public swimming pools until 12:01 a.m. on Friday, May 8, 2020, at which time Gov. Abbott has authorized operation at up to 25% of the total listed occupancy of an indoor pool facility, or at up to 25% of normal operating limits as determined by the pool operator.
- (8) Beginning at 12:01 a.m. on Monday, May 18, 2020, offices, manufacturing services, and gyms and exercise facilities/classes have been authorized by Gov. Abbott to resume operation at 25% of total listed occupancy for the facility (for offices, the greater of 5 individuals or 25% of total office workforce). Individuals in office settings are to maintain appropriate social distancing.
- (9) To the extent that any COVID-19 related public health or business activity regulations are enacted by the State of Texas or Collin County which are more restrictive than the provisions of this Declaration, the more restrictive provision shall apply in the City of Princeton to the maximum degree permitted by law.
- (10) 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 continues the suspension of 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 duration of the COVID-19 disaster (subject to extension/renewal by the City Council).
- (11) 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 ("HHSC"). Nursing homes, state supported living centers, assisted living facilities, and long-term care facilities should follow infection control policies and practices set forth by the HHSC, including minimizing the movement of staff between facilities whenever possible.
- (12) Public and private schools and institutions of higher education are ordered by EO-GA-20 and EO-GA-21 to remain closed to in-person classroom attendance

by students until the conclusion of the 2019-2020 school year. A student (accompanied by an adult if needed) may, as allowed by the school consistent with the minimum standard health protocols found in guidance issued by the Texas Education Agency (TEA), visit a school campus (a) for limited non-instructional administrative tasks such as cleaning out lockers, collecting personal belongings, and returning school items like band instruments and books; or (b) for graduating seniors, to complete post-secondary requirements that cannot be accomplished absent access to the school facility and its resources, **excluding any activity or assessment which can be done virtually**. Public education teachers and staff are encouraged to continue to work remotely from home if possible, but may return to schools to conduct remote video instruction, as well as perform administrative duties, under the minimum standard health protocols found in guidance issued by the TEA. Schools may conduct graduation ceremonies consistent with the minimum standard health protocols found in guidance issued by the TEA.

(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) In restricting the activities of individuals and businesses to the Essential Services and Reopened Services, this Declaration is not intended to restrict:

- Activities or perform tasks essential to the health and safety of members of the household (for example, going to the grocery store, obtaining medical supplies or medication, or visiting a health care professional).
- Visiting parks, hunting or fishing, or engaging in physical activity like jogging, bicycling, or other outdoor sports, so long as necessary precautions are maintained to reduce the transmission of COVID-19 and to minimize in-person contact with people who are not in the same household. Children shall not use playground equipment or any other public recreational structures.

(b) For purposes of this Declaration, "Reopened Services" means those services which are not fully within a definition of Essential Services but are authorized to resume under EO-GA-20 and EO-GA-21 (as amended) and are subject to their constraints, as may be amended and as further explained in the attached Exhibit "A", which is incorporated herein by reference as if set forth in full.

(c) For purposes of this Declaration, "Essential Services" means those services expressly listed by the U.S. Department of Homeland Security in

its Guidance on the Essential Critical Infrastructure, Version 3.0 (available at www.tdem.texas.gov/essentialservices), as it may be amended and as further explained in the attached Exhibit "B", which is incorporated herein by reference as if set forth in full.

SECTION 9. This Declaration may be enforced and implemented by City staff through any lawfully available enforcement tool.

SECTION 10. 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 11. 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 affecting its duration. 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 11 day of May, 2020.





John-Mark Caldwell, Mayor

EXHIBIT A

REOPENED SERVICES

“Reopened services” shall consist of the following to the extent they are not already “essential services:”

1. Retail services that may be provided through pick-up, delivery by mail, or delivery to the customer’s doorstep.
2. In-store retail services, for retail establishments that operate at up to 25 percent of the total listed occupancy of the retail establishment.
3. Dine-in restaurant services, for restaurants that operate at up to 25 percent of the total listed occupancy of the restaurant; provided, however, that
 - a. this applies only to restaurants that have less than 51 percent of their gross receipts from the sale of alcoholic beverages;
 - b. the occupancy limits do not apply to customers seated in outdoor areas of the restaurant; and
 - c. valet services are prohibited except for vehicles with placards or plates for disabled parking.
4. Movie theaters that operate at up to 25 percent of the total listed occupancy of any individual theater for any screening.
5. Shopping malls that operate at up to 25 percent of the total listed occupancy of the shopping mall; provided, however, that within shopping malls, the food-court dining areas, play areas, and interactive displays and settings must remain closed.
6. Museums and libraries that operate at up to 25 percent of the total listed occupancy; provided, however, that
 - a. local public museums and local public libraries may so operate only if permitted by the local government, and
 - b. any components of museums or libraries that have interactive functions or exhibits, including child play areas, must remain closed.
7. Services provided by an individual working alone in an office, effective until 12:01 a.m. on Monday, May 18, 2020, when this single-person office provision is superseded by the expanded office-based services provision set forth below.
8. Golf course operations.
9. Local government operations, including county and municipal governmental operations relating to permitting, recordation, and document-filing services, as determined by the local government.
10. Wedding venues and the services required to conduct weddings; provided, however, that for weddings held indoors other than at a church, congregation, or house of worship, the facility may operate at up to 25 percent of the total listed occupancy of the facility.

11. Wedding reception services, for facilities that operate at up to 25 percent of the total listed occupancy of the facility; provided, however, that the occupancy limits do not apply to the outdoor areas of a wedding reception or to outdoor wedding receptions.

12. Starting at 12:01 a.m. on Friday, May 8, 2020:

- a. Cosmetology salons, hair salons, barber shops, nail salons/shops, and other establishments where licensed cosmetologists or barbers practice their trade; provided, however, that all such salons, shops, and establishments must ensure at least six feet of social distancing between operating work stations.
- b. Tanning salons; provided, however, that all such salons must ensure at least six feet of social distancing between operating work stations.
- c. Swimming pools; provided, however, that
 - i. indoor swimming pools may operate at up to 25 percent of the total listed occupancy of the pool facility;
 - ii. outdoor swimming pools may operate at up to 25 percent of normal operating limits as determined by the pool operator; and
 - iii. local public swimming pools may so operate only if permitted by the local government.

13. Starting at 12:01 a.m. on Monday, May 18, 2020:

- a. Services provided by office workers in offices that operate at up to the greater of (i) five individuals, or (ii) 25 percent of the total office workforce; provided, however, that the individuals maintain appropriate social distancing.
- b. Manufacturing services, for facilities that operate at up to 25 percent of the total listed occupancy of the facility.
- c. Gyms and exercise facilities and classes that operate at up to 25 percent of the total listed occupancy of the gym or exercise facility; provided, however, that locker rooms and shower facilities must remain closed, but restrooms may open.

EXHIBIT B

ESSENTIAL SERVICES

ALL ESSENTIAL SERVICES SHOULD ONLY BE CONDUCTED IN ACCORDANCE WITH THE PROTOCOLS ISSUED BY THE GOVERNOR – SEE EXHIBIT C

Essential Services include the following:

- Everything listed by the U.S. Department of Homeland Security (DHS) in its Guidance on the Essential Critical Infrastructure Workforce, Version 3.0 (as amended), with more detailed information available at:

https://www.cisa.gov/sites/default/files/publications/Version_3.0_CISA_Guidance_on_Essential_Critical_Infrastructure_Workers_4.pdf

This includes select services in the following sectors, as reflected in the DHS materials:

- 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 Services
 - Communications and Information Technology
 - Critical Manufacturing
 - Hazardous Materials
 - Financial Services
 - Chemical
 - Defense Industrial Base
 - Commercial Facilities
 - Residential/Shelter Facilities and Services
 - Hygiene Products and Services
 - Other Community- or Government-based Operations and Essential Functions
- Religious services conducted in churches, congregations, and houses of worship.