



**CITY OF FLORESVILLE, TEXAS  
ORDER CONTINUING DECLARATION OF  
LOCAL STATE OF DISASTER  
DUE TO PUBLIC HEALTH EMERGENCY**

**WHEREAS**, beginning in December 2019, a novel coronavirus, now designated SARS-CoV2 which causes the disease COVID-19, has been declared a global pandemic by the World Health Organization; and

**WHEREAS**, the symptoms of COVID-19 can range from mild to severe illness and cause further complications including death; and

**WHEREAS**, COVID-19 virus mainly spreads between people who are in close contact with one another through respiratory droplets produced when an infected person coughs or sneezes; and

**WHEREAS**, on March 13, 2020, the Governor of the State of Texas issued a proclamation certifying that COVID-19 poses an imminent threat of disaster in the state and declaring a state of disaster for all counties in Texas; and

**WHEREAS**, on April 27, 2020, the Governor executed Executive Order GA-18 wherein he declared that Texas must continue to protect lives while restoring livelihoods, both of which he indicated can be achieved with the expert advice of medical professionals and business leaders; and

**WHEREAS**, the Mayor and City Council for the City of Floresville desire to adopt the provisions of Governor Abbott's Executive Order GA-18 and GA-19 issued on April 27, 2020, and further take whatever extraordinary measures are necessary to prevent the spread of this potentially devastating disease in our community; and

**WHEREAS**, it is the intent of the City Council to continue to follow the guidelines established by the CDC while taking the first steps in reopening the City of Floresville pursuant to the guidelines set out in Governor Abbott's Report to Open Texas; and

**WHEREAS**, the provisions of GA-18 and GA-19 are incorporated herein by reference as if written word for word, and which said guidelines are summarized and made a part of this Order as Exhibits A and B attached hereto; and

**WHEREAS**, it is the further intent of the City Council of the City of Floresville to adhere to the guidelines in an effort to take the added emergency protective measures pursuant to the Texas Disaster Act of 1975 relating to Emergency Management and Public Health, pursuant to Chapter 418 of the Texas Government Code; and

**WHEREAS**, in accordance with Texas Government Code Section 418.108(b), of even date herewith, the City Council for the City of Floresville contends that it is necessary for the protection, safety, welfare and wellbeing of the citizens of Floresville to approve an Order Continuing Declaration of State of Local Disaster and to continue to exercise the powers granted by the Texas Disaster Act of 1975 for the period specified in the Order of Continuing Declaration; and

**WHEREAS**, 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; and

**WHEREAS**, 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 encourages individuals to continue to wear some form of covering over their nose and mouths anywhere in the City of Floresville.

**NOW THEREFORE, BE IT PROCLAIMED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF FLORESVILLE, TEXAS THAT PURSUANT TO THE AUTHORITY VESTED BY TEXAS GOVERNMENT CODE CHAPTER 418, HEREBY FIND AND ORDER:**

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

**SECTION 2.** That this Order is effective as of 12:00 a.m. on May 1, 2020, and continuing until further modified and/or terminated by a further order, the City Council for the City of Floresville hereby adopts the provisions of Executive Orders GA-18 and GA-19 issued by Governor Greg Abbott on April 27, 2020. The provisions of GA-18 and GA-19 are incorporated herein by reference as if written word for word. For clarity, nothing in the ordinance is intended to impact the provisions related to the continuation of the local state of disaster declared by the City Council for the City of Floresville.

**SECTION 3.** That pursuant to Section 418.108(d) of the Texas Government Code, this order continuing declaration of a local state of disaster shall continue to activate the City of Floresville, Texas, emergency management plan, and authorizes the furnishing of aid and assistance under the declaration.

**SECTION 4.** That this order continuing 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, establishment of quarantine stations,



emergency hospitals, and other hospitals, 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 5.** That this order continuing declaration hereby limits the size of gatherings to not more than 25 percent of occupancy and as set out in GA-18 until further notice.

**SECTION 6.** All persons living within the City of Floresville are encouraged to stay home at all times. To the extent persons are using shared or outdoor spaces, they **MUST AT ALL TIMES**, as reasonably as possible, maintain a physical distance of at least six feet from any other person when outside of their residence.

**SECTION 7. Face Coverings.** All people three (3) years or older are encouraged to wear a cloth face covering over their nose and mouth when in a public place or when patronizing an Essential Service or Reopened Service where it is difficult to keep six feet away from other people such as visiting a grocery store/pharmacy or working in areas that involve close proximity with other coworkers. The CDC advises face coverings for people 2 years or older. Coverings may include homemade masks, scarfs, bandanas, or a handkerchief. Residents must continue to maintain social distancing of at least six feet while outside their residence.

Employers that qualify as Essential Services or Reopened Services must provide face coverings to employees who are in an area or performing an activity which will necessarily involve close contact or proximity to co-workers or the public where six feet of separation from other individuals is not feasible.

**IT IS STRONGLY RECOMMENDED THAT YOU NOT OBTAIN OR WEAR MEDICAL MASKS or N-95 RESPIRATORS AS THEY ARE A NEEDED RESOURCE FOR HEALTH CARE PROVIDERS AND FIRST RESPONDERS.** Our healthcare workers and first responders on the front-line combating COVID-19 must have priority access to medical masks or other personal protective equipment.

Face coverings do not need to be worn in the following circumstances:

- When exercising outside or engaging in physical activity outside
- While driving alone or with passengers who are part of the same household as the driver
- When doing so poses a greater mental or physical health, safety, or security risk
- While pumping gas or operating outdoor equipment
- While in a building or activity that requires security surveillance or screening, for example, banks
- 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.

Residents must keep up the following habits while in public:

- washing hands before you leave home and when you return,

- staying at least six feet away from others,
- avoiding touching nose or face,
- not using disposable masks more than three times, and
- washing reusable cloth masks regularly to prevent the spread of the virus.

Consistent with Executive Order GA-18 issued by Governor Greg Abbott, a civil or criminal penalty will not be imposed on individuals for failure to wear a face covering.

**SECTION 8.** People who are ill, especially those with symptoms consistent with influenza or COVID-19, **MUST ISOLATE THEMSELVES AT HOME** until they recover. Such persons should communicate with an appropriate health care professional and, when seeking in-person medical care, should call their doctor or health care facility before arriving to allow them to prepare.

An entire household is ordered to self-quarantine at home, and no one within the household may go to work, school, or any public function of any kind, for a period of no less than two weeks, unless a health authority imposes a longer time period, if

- a. Anyone in a household tests positive for COVID-19; or
- b. Anyone in the household has had contact with anyone who has tested positive for COVID-19. Close contact is defined as being within 6 feet for a prolonged period of time.

**SECTION 9.** Peace officers and City of Floresville Code Enforcement Officers are hereby authorized to enforce this order.

**SECTION 10.** That this declaration hereby authorizes the use of all lawfully available enforcement tools.

**SECTION 11.** Any person, firm, corporation, agent, or employee thereof who violates any of the provisions of this ordinance commits an offense that is considered a class C misdemeanor and each day the violation continues shall be a separate offense punishable by a fine of not more than \$500. A culpable mental state is not required for the commission of an offense under this ordinance and need not be proved. The penalty provided for in this ordinance is in addition to any other remedies that the City may have under City ordinances and state law.

**SECTION 12.** The City of Floresville shall post this Order on its website. In addition, the owner, manager or operator of any facility that is likely to be impacted by this Order is strongly encouraged to post a copy of this Order onsite and to provide a copy to any member of the public asking for a copy.

**SECTION 13. SEVERABILITY CLAUSE.** The sections, paragraphs, sentences, clauses and phrases of this Executive Order are severable and if any phrase, clause, sentence,



paragraph or section of this Executive Order should be declared invalid by the final judgment or decree of any court or 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 Executive Order are severable.

**SECTION 14. INTERPRETATION AND ADDITIONAL TERMS.** To the greatest extent possible, this Executive Order shall be interpreted as consistent with and supplemental to any executive order issued by the Texas Governor. All provisions of the executive orders of the Texas Governor either existing or as, if and when issued, which are made applicable to all jurisdictions by law, shall be automatically incorporated into and constitute terms of this Executive Order, enforceable as if set forth herein without necessity for the issuance of any further orders.

**ORDERED** this the 27th day of **April**, 2020.

*Cecelia "Cissy" Gonzalez-Dippel*

Cecelia "Cissy" Gonzalez-Dippel  
Mayor, City of Floresville

Attest to:

*Monica Veliz*

Monica Veliz, City Secretary



## EXHIBIT A

In accordance with guidance from DSHS Commissioner Dr. Hellerstedt, and to achieve the goals established by the President to reduce the spread of COVID-19, every person in Texas shall, except where necessary to provide or obtain essential services or reopened services, minimize social gatherings and minimize in-person contact with people who are not in the same household. People over the age of 65, however, are strongly encouraged to stay at 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.

“Essential services” shall consist of everything listed by the U.S. Department of Homeland Security (DHS) in its Guidance on the Essential Critical Infrastructure Workforce, Version 3.0 or any subsequent version, plus religious services conducted in churches, congregations, and houses of worship. Other essential services may be added to this list with the approval of the Texas Division of Emergency Management (TDEM). TDEM shall maintain an online list of essential services, as specified in this executive order and any approved additions. Requests for additions should be directed to TDEM at [EssentialServices@tdem.texas.gov](mailto:EssentialServices@tdem.texas.gov) or by visiting the TDEM website at [www.tdem.texas.gov/essentialservices](http://www.tdem.texas.gov/essentialservices).

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

1. Retail services that may be provided through pickup, delivery by mail, or delivery to the customer’s doorstep.

**2. Starting at 12:01 a.m. on Friday, May 1, 2020:**

- a) In-store retail services, for retail establishments that operate at up to 25 percent of the total listed occupancy of the retail establishment.
- b) 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 and are therefore not required to post the 51 percent sign required by Texas law as determined by the Texas Alcoholic Beverage Commission, and (b) valet services are prohibited except for vehicles with placards or plates for disabled parking.
- c) Movie theaters that operate at up to 25 percent of the total listed occupancy of any individual theater for any screening.
- d) 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.
- e) 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 permit-



ted 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.

F) For Texas counties that have filed with DSHS, and are in compliance with, the requisite attestation form promulgated by DSHS regarding five or fewer cases of COVID- 19, those in-store retail services, dine-in restaurant services, movie theaters, shopping malls, and museums and libraries, as otherwise defined and limited above, may operate at up to 50 percent (as opposed to 25 percent) of the total listed occupancy.

G) Services provided by an individual working alone in an office.

H) Golf course operations.

I) Local government operations, including county and municipal governmental operations relating to permitting, recordation, and document-filing services, as determined by the local government.

J) Such additional services as may be enumerated by future executive orders or proclamations by the governor.

The conditions and limitations set forth above for reopened services shall not apply to essential services. Notwithstanding anything herein to the contrary, the governor may by proclamation identify any county or counties in which reopened services are thereafter prohibited, in the governor's sole discretion, based on the governor's determination in consultation with medical professionals that only essential services should be permitted in the county, including based on factors such as an increase in the transmission of COVID-19 or in the amount of COVID- 19-related hospitalizations or fatalities.

In providing or obtaining essential services or reopened services, people and businesses should follow the minimum standard health protocols recommended by DSHS, found at [www.dshs.texas.gov/coronavirus](http://www.dshs.texas.gov/coronavirus), and should implement social distancing, work from home if possible, and practice good hygiene, environmental cleanliness, and sanitation. This includes also following, to the extent not inconsistent with the DSHS minimum standards, the Guidelines from the President and the CDC, as well as other CDC recommendations. Individuals are encouraged to wear appropriate face coverings, but no jurisdiction can impose a civil or criminal penalty for failure to wear a face covering.

Religious services should be conducted in accordance with the joint guidance issued and updated by the attorney general and governor.

People shall avoid visiting bars, gyms, public swimming pools, interactive amusement venues such as bowling alleys and video arcades, massage establishments, tattoo studios, piercing studios, or cosmetology salons. The use of drive-thru, pickup, or delivery options for food and drinks remains allowed and highly encouraged throughout the limited duration of this executive order.

This executive order does not prohibit people from accessing essential or reopened services or engaging in essential daily activities, such as going to the grocery store or gas station, providing

or obtaining other essential or reopened services, visiting parks, hunting or fishing, or engaging in physical activity like jogging, bicycling, or other outdoor sports, so long as the 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.

In accordance with the Guidelines from the President and the CDC, people shall not visit nursing homes, state supported living centers, assisted living facilities, or long-term care facilities unless to provide critical assistance as determined through guidance from 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.



## **EXHIBIT B**

In accordance with Governor Abbott's executive order GA-18, the following are the minimum recommended health protocols for all individuals in Texas.

### **For Citizens:**

- Maintain at least 6 feet separation from other individuals not within the same household. If such distancing is not feasible, other measures such as face covering, hand hygiene, cough etiquette, cleanliness, and sanitation should be rigorously practiced.
- Self-screen before going into a business for any of the following new or worsening signs or symptoms of possible COVID-19:
  - Cough
  - Shortness of breath or difficulty breathing
  - Chills
  - Repeated shaking with chills
  - Muscle pain
  - Headache
  - Sore throat
  - Loss of taste or smell
  - Diarrhea
  - Feeling feverish or a measured temperature greater than or equal to 100.0 degrees Fahrenheit
  - Known close contact with a person who is lab confirmed to have COVID-19
- Wash or disinfect hands upon entering a business and after any interaction with employees, other customers, or items in the business.
- Consistent with the actions taken by many individuals across the state, strongly consider wearing cloth face coverings (over the nose and mouth) when entering a business, or when within 6 feet of another person who is not a member of the individual's household. If available, individuals should consider wearing non-medical grade face masks.

### **For all employers:**

Employers may adopt additional protocols consistent with their specific needs and circumstances to help protect the health and safety of all employees and customers.

Train all employees on appropriate cleaning and disinfection, hand hygiene, and respiratory etiquette.

- Screen employees before coming into the business:

- Send home any employee who has any of the following new or worsening signs or symptoms of possible COVID-19:
  - Cough
  - Shortness of breath or difficulty breathing
  - Chills
  - Repeated shaking with chills
  - Muscle pain
  - Headache
  - Sore throat
  - Loss of taste or smell
  - Diarrhea
  - Feeling feverish or a measured temperature greater than or equal to 100.0 degrees Fahrenheit
  - Known close contact with a person who is lab confirmed to have COVID-19
  
- Do not allow employees with the new or worsening signs or symptoms listed above to return to work until:
  - In the case of an employee who was diagnosed with COVID-19, the individual may return to work when all three of the following criteria are met: at least 3 days (72 hours) have passed since recovery (resolution of fever without the use of fever-reducing medications); and the individual has improvement in respiratory symptoms (e.g., cough, shortness of breath); and at least 7 days have passed since symptoms first appeared; or
  - In the case of an employee who has symptoms that could be COVID-19 and does not get evaluated by a medical professional or tested for COVID-19, the individual is assumed to have COVID-19, and the individual may not return to work until the individual has completed the same three-step criteria listed above; or
  - If the employee has symptoms that could be COVID-19 and wants to return to work before completing the above self-isolation period, the individual must obtain a medical professional's note clearing the individual for return based on an alternative diagnosis.
  
- Do not allow an employee with known close contact to a person who is lab-confirmed to have COVID-19 to return to work until the end of the 14 day self-quarantine period from the last date of exposure (with an exception granted for healthcare workers and critical infrastructure workers).
- Have employees wash or sanitize their hands upon entering the business.
- Have employees maintain at least 6 feet separation from other individuals. If such distancing is not feasible, other measures such as face covering, hand hygiene, cough etiquette, cleanliness, and sanitation should be rigorously practiced.
- If an employer provides a meal for employees, employers are recommended to have the meal individually packed for each employee.
- Consistent with the actions taken by many employers across the state, consider having all employees wear cloth face coverings (over the nose and mouth). If available, employees should consider wearing non-medical grade face masks.



**Health protocols for employers and all businesses set to open May 1**

- Regularly and frequently clean and disinfect any regularly touched surfaces, such as doorknobs, tables, chairs, and restrooms.
- Disinfect any items that come into contact with customers.
- Make hand sanitizer, disinfecting wipes, soap and water, or similar disinfectant readily available to employees and customers.
- Place readily visible signage at the retailer to remind everyone of best hygiene practices.

**Restaurants following the above mention plus:**

- Regularly and frequently clean and disinfect any regularly touched surfaces, such as doorknobs, tables, chairs, and restrooms after groups depart.
- Disinfect any items that come into contact with customers.
- Make hand sanitizer, disinfecting wipes, soap and water, or similar disinfectant readily available to employees and customers.
- Place readily visible signage at the retailer to remind everyone of best hygiene practices.
- Parties maintain at least 6 feet distance apart from other parties at all times, including while waiting to
- be seated in the restaurant.
- Make a hand sanitizing station available upon entry to the restaurant.
- No tables of more than 6 people.
  - Dining:
  - Do not leave condiments, silverware, flatware, glassware, or other traditional tabletop items on an unoccupied table
- Provide condiments only upon request, and in single use (non-reusable) portions.
- Use disposable menus (new for each patron)
- If a buffet is offered, restaurant employees serve the food to customers.
- Contactless payment is encouraged. Where not available, contact should be minimized.

**Movie Theater follows all of the above including the following:**

Movie theaters are encouraged to utilize remote ticketing options to help manage capacity limitations.

- Ensure proper spacing between patrons in the movie theater:
- Keep at least two empty seats (or six feet separation) between parties in any row, except as follows:
  - Two or more members of the same household can sit adjacent to one another, with two seats (or six feet separation) empty on either side.
  - Two individuals who are not members of the same household but who are attending together can sit adjacent to one another, with two seats (or six feet separation) empty on either side.
- Alternate rows between customers (every other row left empty).
- Disinfect seats and frequently touched areas between screenings.

Movie theaters with counter food service for patrons:

- Provide condiments or flatware only in single use, individually wrapped items, and provide condiments only upon request.
- Have employees follow proper food-handling protocols.
- Disinfect any items that come into contact with customers.
- Contactless payment is encouraged.

### **Outdoor Sports**

As outlined in Governor Abbott's executive order GA-18, individuals may engage in **outdoor sports**, provided that the sports do not include contact with other participants, and no more than four participants play the sport at any time.

Follow the above health protocol for individuals and

Special consideration for golf courses:

- Clean and sanitize golf carts and push carts between uses.
- Except for members of the same household, no more than one individual per golf cart.
- Clean and disinfect driving range golf balls between use.
- Ensure separation of at least 6 feet between golfers on the driving range.

### **Churches/Places of Worship**

- Strongly encourage the at-risk population to watch or participate in the service remotely.
- Designate an area inside the facility reserved for the at-risk population or offer a service for at-risk population attendees only.
- Ensure proper spacing between attendees:
  - Keep at least two empty seats (or six feet separation) between parties in any row, except as follows:
    - Two or more members of the same household can sit adjacent to one another, with two seats (or six feet separation) empty on either side.
    - Two individuals who are not members of the same household but who are attending together can sit adjacent to one another, with two seats (or six feet separation) empty on either side.
- Alternate rows between attendees (every other row left empty).