

DECLARATION OF DISASTER
VILLAGE OF VOLENTE, TEXAS

WHEREAS, on the 17TH day of March 2020, the residents of the Village of Volente are under imminent threat from the outbreak of novel coronavirus in the United States and the state of Texas; and

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

WHEREAS, on the 16th day of March 2020, President Trump acknowledged the gravity of the COVID-19 pandemic, releasing strict guidelines to limit people's interactions, including that Americans should avoid groups of more than 10; and

WHEREAS, extraordinary measures must be taken to contain COVID-19 and prevent its spread throughout the Village, including the banning of community gatherings of over 10 people and, additionally, potentially requiring individuals, groups of individuals, or property to undergo additional measures that prevent or control the spread of disease; and

WHEREAS, the Village of Volente has been closely monitoring the outbreak of novel coronavirus (which causes the disease designated as COVID-19), including careful monitoring of developing guidance from the Centers for Disease Control and Prevention ("CDC"); and

WHEREAS, the CDC has described the outbreak in the United States as a "rapidly evolving situation" and is providing continuously updated guidance as to the appropriate community response to COVID-19 as conditions worsen; and

WHEREAS, the guidance from the CDC includes multiple mitigation strategies generally aimed at reducing or avoiding exposure of the general populace to infected individuals in order to limit the community spread of the disease; and

WHEREAS, the CDC and other public health entities have strongly recommended the technique of social distancing to limit further community spread of COVID-19; and

WHEREAS, the COVID-19 virus is contagious and spreads by person to person contact, especially in group settings; and

WHEREAS, as of the date of this Declaration, there have been several confirmed cases of COVID-19 within Travis County and surrounding areas of Texas; and

WHEREAS, on the 13th day of March 2020, Governor Greg Abbott of the State of Texas, issued the following: 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 the 17th day of March 2020, Travis County Judge, Sarah Eckhardt, issued the following Order: due to the substantial risk to the public, this Order PROHIBITS Community Gatherings of 10 persons or more anywhere in Travis County beginning at 12:00 pm (noon) on March 17, 2020, and continuing until May 1, 2020, unless terminated or modified by an earlier Order; and

WHEREAS, on the 17th day of March 2020, Travis County Judge, Sarah Eckhardt, issued the following Order: Food establishments are ORDERED to close common dining area open to the public until May 1, 2020, and are encouraged to provide take-away or no-contact delivery food service designed to limit exposure between individuals; and

WHEREAS, on the 17th day of March 2020, Travis County Judge, Sarah Eckhardt, issued the following Order: The holder of a wine and beer retailer's permit or mixed beverage permit (collectively "bars") is ORDERED to close common bar spaces open to the public and PROHIBITED from allowing any consumption on the bar premises until May 1, 2020; and

WHEREAS, on the 19th day of March 2020, Governor Greg Abbott issued Executive Order GA 08, relating to COVID-19 Preparedness and Mitigation stating people shall avoid social gatherings in groups of more than 10 people and closed schools until April 3, 2020; in accordance with the President's Coronavirus Guidelines for America, as promulgated by President Donald J. Trump and the Centers for Disease Control and Prevention (CDC), and mandated certain obligations for Texans that are aimed at slowing the spread of COVID-19; and

WHEREAS, Critical Infrastructure is vital to the County of Travis and any incapacity would have a debilitating impact on the physical or economic security of the County; and

WHEREAS, Critical Infrastructure is indispensable to the City of Austin and Travis County and additional requirements should be mandated; and

WHEREAS, on the 21st day of March 2020, Travis County Judge Sarah Eckhardt, issued ORDER NO. 2020-04, Related to Declaration regarding COVID-19 Response and Preparedness effective as of 7:00 pm on Saturday, March 21, 2020, and continuing until May 1, 2020, unless terminated or modified by subsequent Order. County Judge Order NO. 2020-04 rescinds and replaces prior Orders; and

WHEREAS, on the 22nd day of March 2020, Governor Greg Abbott, issued Executive Order GA 09, Relating to Hospital Capacity during the COVID-19 Disaster, beginning now and continuing until 11:59 p.m. on April 21, 2020, all licensed health care professionals and all licensed health care facilities shall postpone all surgeries and procedures that are not immediately medically necessary to correct a serious medical condition of, or to preserve

the life of, a patient who without immediate performance of the surgery or procedure would be at risk for serious adverse medical consequences or death, as determined by the patient's physician;

PROVIDED, however, that this prohibition shall not apply to any procedure that, if performed in accordance with the commonly accepted standard of clinical practice, would not deplete the hospital capacity or the personal protective equipment needed to cope with the COVID- 19 disaster.

At the request of the Texas Health and Human Services Commission, I hereby suspend the following provisions to the extent necessary to implement increased occupancy in the event of surge needs for hospital capacity due to COVID-19:

25 TAC Sec. 133.1 62(d)(4)(A)(iii)(I);

25 TAC Sec. 133. 163(O(1)(A)(i)(fl)—(ffl);

25 TAC Sec. 133.1 63(fl(1)(B)(i)(ffl)—(W);

25 TAC Sec. 133.163(m)(1)(B)(ii);

25 TAC Sec. 133. 163(t)(1)(B)(iii)—(iv);

25 TAC Sec. 133.163(t)(1)(C);

25 TAC Sec. 133.163(t)(5)(B)—(C);

and any other pertinent regulations or statutes, upon written approval of the Office of the Governor.

This executive order shall remain in effect and in full force until 11:59 p.m. on April 21, 2020, unless it is modified, amended, rescinded, or superseded by Governor Greg Abbott or by a succeeding governor; and

WHEREAS, the Mayor of the Village of Volente, acting as the City's Emergency Management Director pursuant to Texas Local Government Code chapter 418, and the Village of Volente Code of Ordinances, Article 1.02 is concerned with the health and safety of the public; and

WHEREAS, given the severity of the risk to the general public by the spread of COVID-19 in the Village of Volente and taking into consideration matters of public health; and

WHEREAS, the Mayor of the Village of Volente has therefore determined that extraordinary measures must be taken to alleviate the risk of infection of the residents of the Village.

NOW, THEREFORE, BE IT PROCLAIMED BY THE MAYOR OF THE VILLAGE OF VOLENTE:

1. A local state of disaster for public health emergency for the Village of Volente, Texas, pursuant to Section 418.108(a) of the Texas Government Code.
2. This state of disaster for the Village of Volente, regarding the public health emergency shall continue from the 24th day of March 2020, until modified, amended, rescinded, or superseded by the City Council of the Village of Volente, Texas, pursuant to Section 418.108 (b) of the Government Code.
3. This declaration of a local state of disaster for the Village of Volente, regarding the public health emergency shall be given prompt and general publicity and shall be filed promptly with the City Secretary, pursuant to Section 418.108 (c) of the Government Code.
4. The declaration of a local state of disaster activates the Village of Volente, Texas Emergency Management Plan and activates all other statutory and ordinance powers vested in me and all officers of the Village of Volente to act for the purposes stated, pursuant to Section 418.108 (d) of the Government Code.
5. That this proclamation shall take effect immediately from and after its issuance.

DECLARED this 24th day of March 2020.

Jana Nace
Mayor

Filed with me, Nanette Akinleye, City Secretary of the Village of Volente, Texas, on this 24th day of March 2020 by Mayor Jana Nace, whose signature I certify is true and genuine, with general publicity of the foregoing Proclamation being effective the same date as the signing thereof.

Nanette Akinleye
City Secretary

