



**CONTINUED DECLARATION OF EMERGENCY
AND
AMENDED ORDER**

Coronavirus Disease-19

WHEREAS, Coronavirus Disease-19 (also known as COVID-19) poses a serious public health threat for infectious disease spread to the City of San Luis residents and visitors and there is reasonable cause to believe that the spread of COVID-19 (for a certain percentage of those infected) can lead to severe respiratory illness, disease complications, and death particularly those with underlying medical conditions and the elderly; and

WHEREAS, public health and health care systems have identified precautions and interventions that can mitigate the spread of COVID-19 including, among other things avoiding, gatherings of people and keeping distance between people;

WHEREAS, The World Health Organization declared a Public Health Emergency of International Concern related to the Coronavirus COVID-19 on January 30, 2020; and

WHEREAS, the United States Department of Health and Human Services declared a Public Health Emergency related to COVID-19 on January 31, 2020; and

WHEREAS, the World Health Organization declared the spread of COVID-19 to constitute a pandemic on March 11, 2020; and

WHEREAS, the President of the United States Donald J. Trump issued "Proclamation on Declaring a National Emergency Concerning the Novel Coronavirus Disease (COVID-19) Outbreak" and a Letter to the Federal Emergency Management Agency (FEMA) determining that COVID-19 constitutes a national public health emergency to invoke the Robert T. Stafford Disaster Relief and Emergency Assistance Act, 42 U.S.C. 5121-5207 both on March 13, 2020; and

WHEREAS, the President of the United States Donald J. Trump and the Center for Disease Control and Prevention issued their “Coronavirus Guidelines for Americans: 15 Days to Slow the Spread” which includes guidance to avoid social gatherings of more than 10 people; avoid eating or drinking at bars or restaurants; avoid discretionary travel and social visits; and listen to and follow the directions of your state and local authorities; and further advises that in states with evidence of community transmission of COVID-19, bars, restaurants, food courts, gyms and other indoor and outdoor venues where groups of people congregate should be closed; and

WHEREAS, the Governor of Arizona Doug Ducey declared an emergency due to COVID-19 on March 11, 2020; and

WHEREAS, the Governor of Arizona Doug Ducey and Superintendent Kathy Hoffman issued an Open Letter to Arizona Families, Educators, School Leaders, And Education Community Members announcing the temporary closure of all schools in Arizona on March 15, 2020; and

WHEREAS, the Supreme Court of the State of Arizona issued Administrative Order No. 2020-41 titled Judicial Review of Public Health Emergency Order to Control Communicable or Infectious Diseases on March 4, 2020 and Administrative Order No. 2020-47 titled “Authorizing Limitation of Court Operations During a Public Health Emergency” on March 16, 2020; and

WHEREAS, the Governor of Arizona Doug Ducey and the Arizona Department of Health Services released guidance concerning the actions needed and recommended to reduce and mitigate the spread of COVID-19, which includes the closure of bars, restaurants, gyms and other places of public gathering on March 17, 2020; and

WHEREAS, the County of Yuma, Arizona declared an emergency on March 13, 2020; and

WHEREAS, the City of San Luis by the Declaration of Emergency and Order Coronavirus Disease-19 and Order 2020-6 of City Council declared an emergency on March 13, 2020; and

WHEREAS, the City of Yuma and the City of Somerton followed and declared emergencies on March 15, 2020; and

WHEREAS, the City of Flagstaff temporarily closed bars and other establishments as of 8:00 p.m. on March 17, 2020; and

WHEREAS, A.R.S. § 26-311, San Luis City Code § 30.004 Powers and Duties of the Mayor, San Luis City Code § 30.002 Vice Mayor, empower the Mayor of the City of San Luis, or Vice Mayor in the Mayor’s absence or disability, to declare a local emergency

when the City of San Luis is affected or likely to be affected by a public calamity; and

WHEREAS, the October 9, 2019, San Luis Emergency Operations Plan, Page 3, authorizes the Mayor or his designee to make the plan effective for both planning and execution upon a declaration of emergency; and

WHEREAS, A.R.S. Title 26, Chapter 2, Article 1, San Luis City Code Section 30.004(A)(5) and (B) and the October 9, 2019, San Luis Emergency Operations Plan, Basic Plan II(E), Page 6, authorizes the Mayor to govern by proclamation during an emergency; and

WHEREAS, emergency management measures are required to

- mitigate the spread of COVID-19,
- reduce the severity of the effect on the local health care system,
- protect the health, safety and welfare of the people and property located in the City of San Luis, and
- pursue and receive available aid:

NOW, THEREFORE, I, Gerardo Sanchez, Mayor of the City of San Luis, Arizona, by the authority vested in me by the law recited above and by the Declaration and Order Coronavirus Disease 2019 and Order 2020-6 of City Council both dated March 13, 2020:

1. determine and deem that an emergency continues to exist due to the COVID-19 pandemic which presents conditions which are likely to be beyond the control of the services, personnel, equipment, facilities of the City of San Luis, and
2. declare the State of Emergency continues to exist in the City of San Luis, and
3. continue to request the assistance of the County of Yuma, the State of Arizona, and the Federal Government of the United States of America; and
4. continue the order and direct that public access be closed to all facilities under the control of the Parks and Recreation Department, including but not limited to the buildings, athletic fields, and athletic courts and the Senior Center in the interests of preserving the public health and preventing the spread of the disease and
 - a. **order that all public access to the city be closed starting Thursday, March 19, 2020,**
 - b. **with the exception of the Police Department and the Fire Department,**
 - c. the San Luis Municipal Court, the city shall defer to the Presiding Superior Court Judge for Yuma County and the Arizona Supreme Court,

Continued Declaration of Emergency dated March 18, 2020

- d. after consulting with the Yuma Public Health Department, the City Manager shall have the discretion to allow public health uses of city property including but not limited to providing locations for residents to pick-up food run by the schools or non-profits; and
5. continue to order and direct that all city- scheduled activities creating a gathering of people of the city shall be canceled and that rental of city facilities to private parties for events shall be canceled and fees refunded; and
6. order and direct that all out-of-county requests for city-business travel shall be denied unless summoned by court order or discretionary case by case for moving intergovernmental projects of the city forward or similar unavoidable circumstance; and
7. **order and direct that all city services continue, and**
8. order and direct that functions of the city that are feasible to be conducted from the employee's home shall be conducted from home and that all other employee presence in the city facilities shall be kept to the absolute minimum to continue city services; and
9. order that for the duration of this Declaration and Order, the San Luis City Code Chapter 36 on Purchasing shall be adhered to except the City Manager may deviate when necessary to prevent, contain, or mitigate the effects of COVID-19 on the City of San Luis; If the State Procurement applies, it shall be adhered to except by suspension by the Arizona Governor by emergency declaration or proclamation or by enacted state law through the Arizona Legislature;
10. order, direct and authorize the City Manager to implement any procedures and take any action he deems necessary to carry out the intent of this Declaration and Order.

Anyone who knowingly fails or refuses to obey the orders issued in this Declaration shall be guilty of a class 1 misdemeanor as authorized by A.R.S. § 26-317.

This Declaration and Order joins the Arizona Governor Ducey and the Arizona Department of Health Services (ADHS) strong recommendation that dining establishments in areas of known community spread (including Maricopa, Pima, and Pinal) discourage dine-in traffic and instead provide curbside pick up or drive-through service. If dine-in options are provided, social distancing measures should be implemented, providing space for customers to be placed at least 6 feet apart, and limiting space for customers to congregate in areas of the restaurant. Restaurants

should also establish a procedure that allows their employees to be distanced from one another.

- Restaurants should establish protocols that allow customers to have food delivered to their cars.
- Restaurants should maintain high hygiene standards and require frequent handwashing between each customer interaction and should institute symptom checks for workers before they are allowed to enter the establishment.

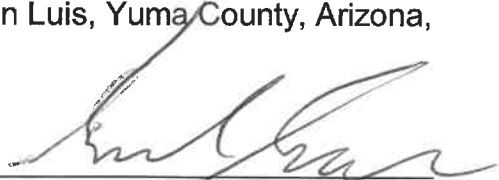
Restaurants are encouraged to develop plans to implement these recommendations. Gyms, faith-based gathering and private events should be suspended to limit close proximity of people. Updates for this recommendation are at ADHS' website at:

<https://azdhs.gov/preparedness/epidemiology-disease-control/infectious-disease-epidemiology/index.php#novel-coronavirus-community>)

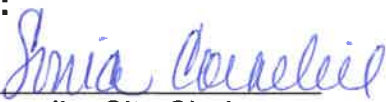
This Declaration and order invokes the mutual aid emergency powers.

This Declaration and Order shall remain in full force and effect until amended or terminated by proclamation and order of the Mayor or by order of City Council.

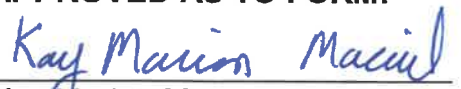
PASSED and ADOPTED by the Mayor of the City of San Luis, Yuma County, Arizona, this 18th day of March 2020 at 7:39 p.m.


Gerardo Sanchez, Mayor

ATTEST:


Sonia Cornelio, City Clerk

APPROVED AS TO FORM:


Kay Marion Macuil, City Attorney