



AMENDED PROCLAMATION OF THE MAYOR OF THE CITY OF SOUTH TUCSON DECLARING THE CONTINUING EXISTENCE OF A LOCAL EMERGENCY

Whereas, on March 11, 2020 the World Health Organization (WHO) officially declared a pandemic due to COVID-19 outbreak and the Governor of the State of Arizona, Douglas A. Ducey, determined that the COVID-19 outbreak presents conditions in Arizona that justified his declaration of a State of Emergency; and

Whereas, on March 13, 2020, the president of the United States of America, Donald J. Trump, found and proclaim that the COVID-19 outbreak in the United States constitute a national emergency; and

Whereas, on March 15, 2020, the Centers for Disease Control and Prevention (CDC), in accordance with its guidance for large events and mass gatherings, recommended that for the next eight weeks, organizers (weather groups or individuals) cancel or postpone in-person events that consist of 50 people or more throughout the United States, and expected to adjust that directive to 10 people or more, and has continued to offer updated guidance on a daily basis since that date; and

Whereas, on March 15, 2020, Governor Douglas Ducey ordered statewide closures of all Arizona schools through Friday, March 27, 2020; and

Whereas, on March 19, 2020, Governor Ducey issued Executive Order 2020-09 to order select establishments to close on March 20, 2020; and

Whereas, on March 23, 2020, Governor Ducey issued Executive Order No. 2020-12, which on its face prohibits any county, city, or town in Arizona from issuing any order, rule, or regulation that restricts or prohibits any person from performing any function designated by the Governor as an "essential function" during the COVID-19 emergency; and which on its face requires any city, county, or town to coordinate with the Arizona Department of Health Services prior to issuing any order restricting persons from leaving their home due to the COVID-19 emergency; and

Whereas, within his Executive Order 2020-12, Governor Ducey defined "essential functions" and included within those "essential functions" businesses or establishments that included not only those that other states had recognized as promoting public health and safety (such as public safety responders and workers who provide critical infrastructure); and

Whereas, on March 30, 2020, Governor Ducey issued Executive Order 2020-21 which implemented a statewide “stay at home” order to slow the spread of COVID-19 while providing for the continuity of essential functions and operations throughout Arizona; and

Whereas, the COVID-19 virus causes property loss or damage due to its ability to attach to surfaces for prolonged periods of time; and

Whereas, I have found it necessary under the current circumstances to issue an amended Emergency Proclamation which will supersede and replace the one signed on March 18, 2020; and

Whereas, A.R.S. § 26-311 and City of South Tucson Code Section 5-1 authorize the Mayor of the City of South Tucson to declare a local emergency under appropriate circumstances.

BASED ON THE FOREGOING, I DO HEREBY DECLARE that the COVID-19 outbreak, consistent with the above listed declarations, proclamations, and recommendations, present conditions in the City of South Tucson that endanger life, and I hereby declare a continuing local emergency in the city of South Tucson Arizona; and

I FURTHER DECLARE that the City of South Tucson Emergency Response is hereby activated and in effect until further notice, and the entire city limits of the City of South Tucson located within the boundaries of Pima County are hereby included in this declaration; and

I FURTHER DECLARE that City of South Tucson will follow the procedures and guidelines of the Pima County Health Department; and

IT IS FURTHER PROCLAIMED AND ORDERED that in order to flatten the curve of the spread of the COVID-19 virus, keep our community from becoming overwhelmed, and maximize available funding, as follows:

- 1. Business establishments and members of the public are urged to follow all of Governor Ducey’s Executive Orders relating to the COVID-19 virus; and**
- 2. Members of the public are urged to:**
 - a. avoid contact with those who with elevated risk associated with COVID–19; and**
 - b. stay home and contact your medical provider if you or others in your household feel sick; and**
 - c. stay home and away from other people if you are an older person or you have a serious underlying condition that can put you at increased risk, for example, a condition that impairs your lung or heart function or weakens your immune system; and**
 - d. practice good personal hygiene, such as regular washing your hands, avoid touching your face, sneezing into a tissue or the inside of your elbow, and frequently disinfecting; and**

3. The undersigned Mayor also reserves the emergency authority and powers provided to him under City of South Tucson Code Section 5-1 and Arizona law, including but not limited to A.R.S. § 26-311, to revise, extend, modify, or amend this Proclamation, and/or to issue and impose all necessary regulations to promote and protect the health and safety of South Tucson's residents during this continuing emergency; and
4. The City Manager is ordered, directed, and authorized to implement any and all appropriate and lawful actions necessary to carry out the intent of this Proclamation and to continue to comply with federal and state guidelines, including prohibited public access to public buildings and facilities and limiting without prohibiting public attendance at Mayor and Council meetings or the meetings of other City of South Tucson boards, committees, and commissions in order to limit face-to-face interactions in violation of social distancing requirements; and
5. These emergency regulations shall remain in full force and effect until such time as the emergency declared herein abates and is withdrawn, or a subsequent Proclamation is issued with amendments; and
6. The City requests that financial, mutual aid, and in-kind assistance be obtained from the County of Pima, the State of Arizona, and the Federal Government of the United States of America as may be necessary and appropriate under the circumstances; and
7. In accordance with A.R.S. § 26-307(B), this Proclamation shall be effective when a copy is filed in the office of the City Clerk. Existing laws, ordinances, orders, rules and regulations in conflict with this chapter or orders, rules or regulations issued under authority of this chapter are suspended during the time and to the extent that they conflict.

PROCLAIMED, DECLARED, and ADOPTED this 23rd day of April, 2020 at the City of South Tucson, Arizona.



Bob Teso, Mayor

ATTEST:

APPROVED AS TO FORM:



Veronica Moreno, City Clerk



Bobby Yu, City Attorney