



County of Andrews

CHARLIE FALCON
COUNTY JUDGE

Andrews County Disaster Declaration Directive #4 – Addendum 4A Safely Opening Andrews

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ANDREWS, TEXAS 79714
(432) 524-1401
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DATE AMENDED ORDER & DIRECTIVE ISSUED: April 30, 2020

WHEREAS, on March 19, 2020, Andrews County Judge, Charlie Falcon, along with Mayor Flora Braly, Mayor of the City of Andrews, Texas, issued a Declaration of Local Disaster for Public Health Emergency for the City of Andrews, in response to help prevent and control COVID-19; and

WHEREAS, on March 24, 2020, the Andrews County Commissioners Court approved Judge Falcon's Disaster Declaration for Andrews County issued an Order of Continuance of Declaration of Local Disaster for Public Health Emergency that affirmed the activation of the Andrews County Emergency Management Plan and extends until such time as the County Judge and/or the Commissioners Court determines such is no longer required.

WHEREAS, on April 12, 2020, the Governor of the State of Texas renewed his state-wide disaster proclamation for an additional thirty (30) days, certifying that COVID-19 poses an imminent threat of disaster for all counties in the State of Texas; and

WHEREAS, pursuant to Section 418.108(b) of the Texas Government Code, on April 23, 2020, the City Council of the City of Andrews approved Resolution No. 721 extending the Declaration of Local Disaster for Public Health Emergency until May 7, 2020; and

WHEREAS, on April 27, 2020, the Governor of the State of Texas issued Executive Order GA-18, effective until 11:59 p.m. on May 15th, superseding Executive Order GA-16, expanding the reopening of services as part of the Governor's safe, strategic plan to Open Texas in response to the COVID-19 disaster allowing for the re-opening of businesses throughout Texas under certain terms and conditions while still emphasizing certain precautionary measures like social distancing, limiting social gatherings and strongly encouraging people over the age of 65 to stay at home as much as possible; and

WHEREAS, on April 30, 2020, Andrews County Judge, Charlie Falcon, along with Mayor Flora Braly, Mayor of the City of Andrews, Texas, issued Directive #4 – Safely Opening Andrews, along with a clarification issued on May 1, 2020, in conjunction with the Declaration of Local Disaster for Public Health Emergency for Andrews County and the City of Andrews, to conform to Executive Order GA-18 and to further contain COVID-19 and prevent its spread throughout Andrews County and the City of Andrews while re-opening businesses and services; and

WHEREAS, on May 5, 2020, the Governor of the State of Texas issued Executive Order GA-21, effective until 11:59 p.m. on May 19th, superseding Executive Order GA-18, incorporating the terms of Executive Order GA-18, expanding the reopening of certain businesses and services and clarifying terms used and conditions used in portions of Executive Order GA-18; and

WHEREAS, the United States President Donald J. Trump and the Centers for Disease Control and Prevention (CDC) have issued guidelines for *Opening Up America Again* providing guidance on safely opening up American business and society that continues to emphasize minimizing travel, maximizing social distancing and avoiding socializing in groups of more than ten (10) people; and

WHEREAS, pursuant to Texas Government Code §418.108 an in accordance with the authority granted the County Judge by the Order of Continuance of Declaration of Local Disaster for Public Health Emergency by the County Commissioners and granted the Mayor by the City Council in Resolution 721, the County Judge and Mayor hereby order the following addendum to Directive #4 – Safely Opening Andrews, to be known as Addendum 4A, to conform to Executive Order GA-21 and to further contain COVID-19 and prevent its spread throughout Andrews County and the City of Andrews while re-opening businesses and services;

NOW THEREFORE, BE IT ORDERED BY ANDREWS COUNTY JUDGE CHARLIE FALCON AND MAYOR FLORA BRALY OF THE CITY OF ANDREWS, TEXAS, THAT:

SECTION 1. The recitals outlined above are found to be true and correct and are incorporated as if fully set forth herein.

SECTION 2. This Addendum 4A is to be read in conjunction with Directive #4 – Safely Opening Andrews, as clarified on May 1, 2020, and amends Directive #4 to conform to the Governor's Executive Order GA-21. The Declaration of Local Disaster for Public Health Emergency for Andrews County and the City of Andrews issued on March 19, 2020 by Andrews County Judge, Charlie Falcon, along with Mayor Flora Braly, Mayor of the City of Andrews, Texas, remains in full force and effect and is continued to the extent it does not directly conflict with this Directive #4, as clarified and Addendum 4A.

SECTION 3. The Governor's Executive Order GA-21 is hereby adopted by reference and is incorporated herein as though set forth fully herein. Additionally, the guidelines and recommendations outlined in the Governor's Report to Open Texas, entitled Texans Helping Texans, dated April 27, 2020, is also adopted, to the extent it does not conflict with this Directive #4 and this Addendum 4A and all businesses, religious institutions and citizens are encouraged to review and follow said guidelines.

SECTION 4. Section 3.e., "Specific Closures" of Directive #4 is hereby deleted in its entirety and replaced with the following:

e. SPECIFIC CLOSURES

In accordance with the Guidelines from the Governor, the President and the CDC, the following commercial businesses, for which social distancing guidelines are impractical or impossible, remain closed:

- i. Bars, massage establishments, tattoo studios, piercing studios, sexually oriented businesses, or commercial amusement and entertainment venues such as bowling alleys, video arcades, amusement parks, water parks, or splash pads.

SECTION 5. Section 3.g., "Religious Services" of Directive #4 is hereby deleted in its entirety and replaced with the following:

g. RELIGIOUS SERVICES/WEDDING RECEPTIONS

- i. Religious services conducted in churches, congregations and houses of worship are considered essential. Religious institutions, churches and places of worship are encouraged to conduct as many of their activities including their services from home or through remote audio or video services. All religious services conducted at the religious institution, church or place of worship must be conducted consistent with the Guidelines from the President and the CDC, by practicing good hygiene, environmental cleanliness, and sanitation, and by implementing social distancing to prevent the spread of COVID-19. Additionally, all religious services conducted at the religious institution, church or place of worship are strongly encouraged to implement and follow the guidelines outlined in the Governor's Report to Open Texas, entitled *Texans Helping Texans*, dated April 27, 2020. All staff and employees are required to adhere to federal and CDC guidelines, including affirmative steps to ensure that social distancing of 6 feet is maintained. The provisions outlined in this section apply to

funeral services, weddings, burials, and memorials that are held inside a church or other place of worship.

ii. Wedding receptions and receptions for funerals or memorials not held in a church sanctuary or other place of worship may be conducted so long as federal and CDC guidelines are followed, including affirmative steps to ensure that social distancing of 6 feet is maintained and according to the following guidelines:

- A. The total number of people attending such reception is limited to 25 percent of the total listed occupancy of the venue;
- B. Parties maintain at least 6 feet distance apart from other parties at all times, including while waiting to be seated in the restaurant;
- C. Hand sanitizing stations should be made available; and
- D. No tables of more than 6 people are allowed.

SECTION 6. Section 3.h., "Retail Establishments – Other Businesses" of Directive #4 is hereby amended by adding the following:

vii. Effective 12:01 a.m., 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 that:
 - 1. indoor swimming pools may operate at up to 25 percent of the total listed occupancy of the pool facility; and
 - 2. (outdoor swimming pools may operate at up to 25 percent of normal operating limits as determined by the pool operator.

viii. Effective 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; and
- 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.

ix. Outdoor patios at restaurants or other venues that are re-opened pursuant to this Directive are not subject to the occupancy limitations established herein but must comply all other applicable provisions of this Directive including ensuring parties maintain at least 6 feet distance apart from other parties at all times, maintaining social distancing for all customers waiting to be seated in the outdoor patio or venue and allowing no more than six (6) people seated at any single table.

SECTION 7. Pursuant to §418.108(c) of the Texas Government Code, this Addendum 4A to Directive #4 shall be given prompt and general publicity and shall be filed promptly with the County Clerk of Andrews County and the City Secretary of the City of Andrews.

SECTION 8. Any person who knowingly or intentionally violates this Addendum 4A to Directive #4 commits an offense, punishable by a fine up to \$500.00 for each violation.

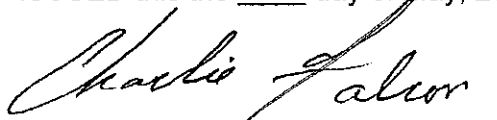
SECTION 9. This Addendum 4A to Directive #4 shall go into effect immediately and continue until renewed, extended, amended or cancelled by the Andrews County Judge, County Commissioners of Andrews County, Mayor or City Council of the City of Andrews.

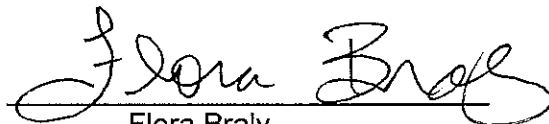
SECTION 10. That this Addendum 4A to Directive #4 authorizes the Mayor, pursuant to applicable provisions of Texas Government Code Chapter 418 and Texas Health and Safety Code § 122.006, on behalf of the City of Andrews, to take any actions necessary to promote health and suppress the virus, including 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, enforcing applicable orders issued by the Andrews County Judge, the Governor of the State of Texas or the Texas Department of State Health Services related to suppressing the COVID-19 virus, and insuring compliance for those who do not comply with the City's rules and directives.

SECTION 11. That to the extent permitted by law, any local ordinance or administrative rule prescribing the procedures for conduct of City business or any local ordinance or administrative rule that would in any way prevent, hinder, or delay necessary action in coping with this disaster, including any local ordinance or administrative rule regarding contracting or procurement which would impede the City's emergency response necessary to cope with this declared disaster, are hereby suspended, but only for the duration of this declared local disaster and only for that limited purpose.

SECTION 12. That to the extent this Addendum 4A to Directive #4 conflicts with the Governor's Executive Order GA-21 regarding the regulation of essential business and services, Executive Order GA-21 controls and the County Judge and/or Mayor may comport and amend this Addendum 4A to Directive #4 and any subsequent order to be consistent with Executive Order GA-21.

ISSUED this the 6^h day of May, 2020.


Charlie Falcon
Andrews County Judge


Flora Braly
Mayor of City of Andrews

THE STATE OF TEXAS
COUNTY OF ANDREWS

I hereby certify that this instrument was FILED on the date and the time stamped hereon by me and was duly RECORDED in the OPR Records of Andrews, Texas.

20-1728 Pages: 4
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Vicki Scott, County Clerk
Andrews, Texas