

CITY MANAGER ORDER 2020-01 (COVID-19)

AN ORDER OF THE CITY MANAGER OF THE CITY OF BUNNELL, FLORIDA, AS AUTHORIZED AND ORDERED BY EMERGENCY RESOLUTION 2020-06 ADOPTED BY THE BUNNELL CITY COMMISSION ON MARCH 18, 2020, TO TAKE ALL ACTIONS NECESSARY TO IMPLEMENT EXECUTIVE ORDERS DIRECTED, URGED AND ORDERED BY THE GOVERNOR OF THE STATE OF FLORIDA, INCLUDING BUT NOT LIMITED TO EXECUTIVE ORDERS 20-51, 52, 68, 69, 71, 72, 80, 82, 83, 86, 87, 88, 91 AND 92 AND ALL FUTURE EXECUTIVE ORDERS TO BE ISSUED BY THE GOVERNOR OF THE STATE OF FLORIDA, AS NEEDED TO PROTECT THE HEALTH AND WELLBEING OF THE RESIDENTS OF THE CITY OF BUNNELL, FLORIDA.

WHEREAS, on March 1, 2020, the Governor issued **Executive Order 20-51** directing the Florida Department of Health to issue a Public Health Emergency; and

WHEREAS, on March 1, 2020, the State Surgeon General and State Health Officer declared a Public Health Emergency exists in the State of Florida as a result of the COVID-19 virus; and

WHEREAS, on March 9, 2020, the Governor issued **Executive Order 20-52** declaring a state of emergency for the entire State of Florida as a result of the COVID-19 virus; and

WHEREAS, on March 16, 2020, President Donald J. Trump and the Centers for Disease Control and Prevention ("CDC") issued the "15 Days to Slow the Spread" guidance advising individuals to adopt far-reaching special distancing measures, which has now been extended to April 30, 2020; and

WHEREAS, on March 17, 2020, the Governor issued **Executive Order 20-68** suspending the sale of alcoholic beverages for thirty days at bars, pubs, and nightclubs and authorized the Department of Business and Professional Regulation to implement and enforce his directive with whatever measures were needed to protect the public health, safety and welfare; and

WHEREAS, **Executive Order 20-68** also directed parties accessing public beaches to follow CDC guidance to avoid groups of more than 10 persons and distancing themselves from each other by 6 feet. Executive Order 20-6 provided support for all local beach closures at the discretion of local authorities; and

WHEREAS, **Executive Order 20-68** additionally required restaurants to immediately limits occupancy to 50% of its building occupancy, with 6 feet of separation between any group of patrons and limiting parties to no more than 10 individuals; authorizing the Department of Business and Professional Resolution to

ensure all restaurants implement employee screening and prohibiting any employee from entering the restaurant if they meet specific criteria; and

WHEREAS, on March 18, 2020, the City of Bunnell City Commission adopted Emergency Resolution 2020-06 authorizing the City Manager “to take all actions necessary and appropriate to protect human life and property, including the promulgation of rules and orders as may be necessary”; and

WHEREAS, thereafter on March 20, 2020, the Governor issued **Executive Order 20-69**, which suspended any requirement for a quorum to be present in person or a local government to meet at a specific place and local governments were authorized to utilize communication media technology such as the telephone and video conferencing in lieu of in-person meetings; and

WHEREAS, on March 20, 2020, the Governor further restricted the sale of alcohol under specific conditions and suspended all on-premises consumption of food as well as the closure of gyms and fitness centers within the State of Florida in **Executive Order 20-71**; and

WHEREAS, on March 20, 2020, the Governor issued **Executive Order 20-72** prohibiting hospitals, ambulatory surgical centers, office surgery centers, dental orthodontic and endodontic office and other heal care practitioners from providing any elective, medically unnecessary, non-urgent or non-emergency procedures or surgery with examples of prohibited and permitted medical procedures; and

WHEREAS, on March 23, 2020, the Governor issued **Executive Order 20-80** directing all persons whose point of departure from outside of the State of Florida in an area with substantial community spread, to include the New York, New Jersey and Connecticut and entering the State of Florida through an airport to isolate or quarantine for a period of 14 days from the time of entry or the duration of the person’s presence, whichever is shorter and upon request from the Department of Health enforce any isolation or quarantine or order of the Department of Health; and

WHEREAS, on March 24, 2020, the Governor issued **Executive Order 20-82** applying the restrictions in **Executive Order 20-80** retroactively within the previous 14 days and making all persons isolating or quarantining responsible for all costs associated with their isolation or quarantine, including transportation, lodging, food, medical care and any other expenses to sustain the person during the period of isolation or quarantine; and

WHEREAS, **Executive Order 20-82** directed all person’s subject to required isolation and quarantine to inform any individual in Florida with whom they have had direct physical contact in the past 21 days that they traveled from an area with substantial community spread; and

WHEREAS, **Executive Order 20-82** further imposed a duty on any law

enforcement authority that interacts with a person subject to quarantine or isolation to report the individual to the Florida Department of Health along with personal identifying and contact information and

WHEREAS, on March 24, 2020 the Governor issued **Executive Order 20-83** directing the State Surgeon General and State Health Officer to urge all persons over 65 to stay home and to take other measures to limit their risk of exposure of COVID19 and all persons with a serious underlying medical condition to stay home and take such other measures as necessary to limit their risk of exposure; and

WHEREAS, **Executive Order 20-83** also directed the State Surgeon General and State Health Officer to issue a public health advisory to those who can work remotely to do so and against all social or recreational gatherings of 10 or more people; and

WHEREAS, the President of the United States declared a major disaster in the State of Florida as a result of the COVID-19 virus on March 25, 2020.

WHEREAS, the Governor issued **Executive Order 20-86** on March 27, 2020, which expanded travel restrictions on person entering the State of Florida from COV-19 hotspots to specifically include the State of Louisiana; and

WHEREAS, on March 27, 2020 the Governor also issued **Executive Order 20-87** suspending the offering of rental of vacation rental properties, as defined in section 509.242(1)(c), Florida Statutes; and

WHEREAS, on March 30, 2020, the Governor issued **Executive Order 20-88**, which allowed certain persons who retired in the Florida Retirement System to temporarily return to work under certain circumstances; and

WHEREAS, on April 3, 2020, the Governor issued **Executive Order 20-91** and short thereafter **Executive Order 20-92**, which restricts the movement of individuals, except to provide essential services or participate in essential activities; and

WHEREAS, Section 252.36(b), Florida Statutes states that the Governor's Executive Orders shall have the force of law; and

WHEREAS, the City Manager's enforcement of these enumerated Executive Orders and other future Executive Orders, which may be issued by the Governor, by educating the public, encouraging compliance and by providing assistance to the Department of Health, the Florida Department of Business and Professional Regulation, and other agencies of the State to enforce the Governor's Executive Orders, is consistent with the Governor's Executive Orders, the City of Bunnell's Emergency Resolution 2020-06, the CDC guidelines and the President's most recent directive for the purpose of slowing the potential for direct and community spread of the highly infectious COVID-19 virus.

NOW, THEREFORE, it is hereby ordered and declared:

SECTION 1. Recitals.

The "WHEREAS" clauses are hereby incorporated by reference herein.

SECTION 2. Authority.

This Order is being adopted pursuant to the State Declaration of Emergency and the City of Bunnell Resolution 2020-06 and pursuant to Section 381.0016, Florida Statutes.

SECTION 3. Enforcement of Executive Orders and CDC Guidelines.

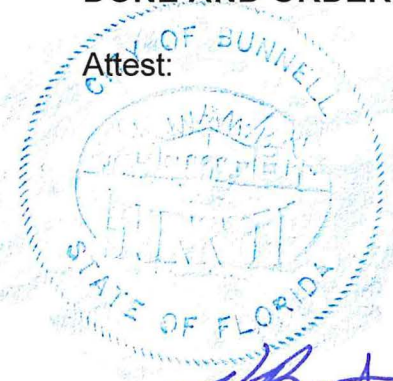

All Executive Orders issued by the Governor of the State of Florida, cited herein and future Executive Orders, which are in the best interest of safeguarding the health of the residents in the City of Bunnell, shall be implemented as emergency Orders of the City Manager to serve the public interest in helping to mitigate the spread of the COVID-19 virus. To the extent possible, the City of Bunnell shall assist the Florida Department of Health, the Florida Department of Business and Professional Regulation, and other agencies of the State that request assistance to enforce the Governor's Executive Orders and take all other lawful action as may be needed during this state of emergency.

SECTION 4. Effective Date.


This Order shall take effect immediately and shall remain in effect until modified or terminated by subsequent order or until Resolution 2020-06 expires or is rescinded.

DONE AND ORDERED, this 9 day of April 2020.

Attest:

Kristen Bates, City Clerk



Dr. Alvin Jackson, City Manager

Approved as to Form:

City Attorney