

City of
SHELBYVILLE

Tennessee

**PROCLAMATION BY THE CITY MAYOR AND CITY MANAGER RENEWING THE
STATE OF EMERGENCY WITHIN THE CITY OF SHELBYVILLE, TENNESSEE IN ORDER
TO CONTAIN THE NOVEL CORONAVIRUS DISEASE (COVID-19) OUTBREAK**

Executive Order No. 2020-27
September 17, 2020

WHEREAS, the Coronavirus Disease 2019 (“COVID-19”) is a respiratory disease caused by the SARS-CoV-2 virus (the “virus”) that can result in mild or severe symptoms, including fever, cough, and shortness of breath, and can lead to serious illness or death, particularly in the case of older adults and persons with serious chronic medical conditions; and

WHEREAS, since late 2019, a significant outbreak of COVID-19 occurred that has spread globally to 216 countries, areas, and territories, deemed a pandemic by the World Health Organization (the “WHO”), which has significantly impacted the health and livelihoods of the citizens of the City of Shelbyville; and

WHEREAS, broad-ranging and unprecedented measures have been taken at the local, state, and federal government levels to stem the rate of transmission of COVID-19, including the declaration of a national state of emergency by United States President Donald J. Trump on March 13, 2020, and the declaration of a state of emergency in the State of Tennessee by Governor Bill Lee on March 12, 2020;

WHEREAS, at this time, the United States continues to experience the effects of the COVID-19 pandemic, including the profound disruptions and challenges presented to commerce, employment, healthcare services, governmental services, and the operations of other entities and organizations; and

WHEREAS, the federal Centers for Disease Control and Prevention (the “CDC”) and other leading medical experts continue to encourage social distancing, effective personal hygiene practices, and other measures to contain and slow the spread of the virus, which the City of Shelbyville continues to follow; and

WHEREAS, because of the on-going pandemic and the country’s attempts to mitigate it, on August 28, 2020, Governor Lee issued Tennessee Executive Orders 59, 60, and 61 on August 28, 2020, which extended the state of emergency in Tennessee until September 30, 2020 as well as the provisions authorizing local governments to continue to hold public meetings electronically and for remote notarization; and

WHEREAS, as of September 16, 2020 according to WHO, there have been 29,737,453 confirmed positive cases of COVID-19 resulting in 937,391 deaths world-wide; and

WHEREAS, as of September 16, 2020, according to CDC, there have been 6,571,867 confirmed or presumptively confirmed positive cases of COVID-19 in the United States, across all 50 states, the District of Columbia, Puerto Rico, Guam, the Northern Mariana Islands, and US Virgin Islands, resulting in 195,053 deaths; and

WHEREAS, as of September 16, 2020, according to the Tennessee Department of Health, there have been a total of 177,087 confirmed or presumptively confirmed positive cases of COVID-19 in the State of Tennessee, resulting in 2,151 deaths, with 791 individuals currently hospitalized; and

WHEREAS, as of September 16, 2020, according to the Tennessee Department of Health, Bedford County, Tennessee had a total of 1,263 confirmed positive cases of COVID-19 resulting 15 deaths, with an active case count of 99 people currently with a confirmed positive diagnosis of COVID-19, an increase from last week's active case count of 37 cases, placing Bedford County with a higher number of confirmed cases than surrounding rural counties of similar population size, including the adjacent counties of Lincoln, Marshall, Metropolitan Moore, and Coffee Counties; and

WHEREAS, due to the continuing necessity of various pandemic response measures implemented at the national, state, and local levels and the Governor's extension of the State of Emergency for Tennessee through September 30, 2020, it is advisable and prudent to continue local measures to contain the virus within our community especially in light of the re-opening of the country for business, including certain City governmental offices and services in accordance with State mandates; and

WHEREAS, safeguarding the life and property of its citizens is an innate responsibility of the City of Shelbyville, the Mayor and City Council, its officers and employees, and State law bestows police powers upon the City and authorizes it to act and to regulate in the interests of public health and welfare; and

WHEREAS, pursuant to the "*Mutual Aid and Emergency and Disaster Assistance Agreement Act of 2004*" (the "*Act*") found in *Tennessee Code Annotated ("TCA")* § 58-8-101 *et. seq.*, the Mayor of the City of Shelbyville authorized by § 58-8-104 to declare a local state of emergency (as defined in § 58-2-101(7) and § 58-8-102(5)) by executive order consistent with and governed by § 58-2-110(3)(A)(v), and with the declaration of a state of emergency the City may be entitled to cost reimbursement as provided in *TCA* § 58-8-111; and

WHEREAS, *TCA* § 58-2-110(3)(A)(v) authorizes the City, upon the declaration of a state of emergency by the Mayor, to waive certain procedures and formalities otherwise required of the City by law; and

WHEREAS, pursuant to *TCA* § 38-9-102 the City Manager of the City of Shelbyville is authorized to declare a local state of civil emergency as defined in *TCA* § 38-9-101(2)(B), and for which she may declare a curfew for the City of Shelbyville if deemed necessary; and

WHEREAS, on March 20, 2020, through a proclamation issued under City of Shelbyville, Tennessee Executive Order No. 2020-01, Mayor Wallace Cartwright and City Manager Shanna Boyette declared a local state of emergency in the City of Shelbyville, encompassing both emergency and civil emergency under the purview of the respective *TCA* Titles 38 and 58, due to the COVID-19 pandemic, and since that time, the local state of emergency/civil emergency has been renewed by subsequent proclamations of Mayor Wallace Cartwright and City Manager Shanna Boyette, pursuant to City of Shelbyville, Tennessee Executive Orders No. 2020-02 through 2020-26; and

WHEREAS, the undersigned Mayor and City Manager of the City of Shelbyville have made such observations and investigations necessary to determine in their judgment that the state of emergency continues to exist within the City of Shelbyville that has resulted or may result in substantial injury or harm to the population, or substantial damage to or loss of property; and

WHEREAS, it is necessary and proper for the Mayor and City Manager to exercise their authority to renew a state of emergency as granted by State law to preserve and increase the containment of COVID-

19 and to minimize the immediate and significant danger to the health, safety and welfare of the citizens, residents, visitors, and employees of the City of Shelbyville.

NOW, THEREFORE, BE IT PROCLAIMED AND ORDERED BY THE MAYOR AND CITY MANAGER OF THE CITY OF SHELBYVILLE, TENNESSEE, BY VIRTUE OF THE POWER AND AUTHORITY VESTED IN THEM, AS FOLLOWS:

Section 1. The local State of Emergency first declared in Executive Order No. 2020-01 on March 20, 2020 for the City of Shelbyville, which has previously been extended through September 18, 2020 by subsequent Executive Orders, is hereby renewed for an additional seven (7) days within the jurisdiction of the City of Shelbyville in accordance with TCA § 58-2-110.

Section 2. The provisions of all of the previously issued City of Shelbyville Executive Orders, Nos. 2020-01 through 2020-26, shall remain in full effect unless otherwise amended, modified, or rescinded here within, or by subsequent executive order, and all orders, provisions, and directives included in this Proclamation shall continue through the duration of the State of Emergency, or any additional extension thereof, until amended, modified or rescinded by executive order.

Section 3. The Shelbyville Parks and Recreation Department's operations are modified by the limited opening of the Shelbyville Recreation Center's gymnasium for basketball and pickle ball play, and the limited opening of the indoor swimming pool for open swimming, in accordance with the provisions contained in Exhibit A attached hereto.

Section 4. The previously issued Exhibit A titled "*Summary for the Current Operational Re-Opening of City of Shelbyville Facilities and Services During State of Emergency as of August 21, 2020*", issued on August 20, 2020 with Executive Order 2020-23, is hereby rescinded and replaced in its entirety by the attached Exhibit A to this Proclamation titled "*Summary for the Current Operational Re-Opening of City of Shelbyville Facilities and Services During State of Emergency as of September 18, 2020*".

Section 5. All citizens, businesses, and organizations of the City of Shelbyville are strongly urged to continue to comply with Governor Bill Lee's Executive Orders and other State and federal guidance to contain the spread of COVID-19, including adhering to business re-opening guidelines in Tennessee Pledge, health and safety protocols including washing hands and the wearing of face coverings in public where appropriate, and the practice of social distancing measures.

Section 6. This Proclamation shall be promptly distributed to all members of the City of Shelbyville City Council, all City Department Directors, the Mayor of Bedford County, and shall be distributed to local media outlets.

Section 7. This Proclamation shall be promptly filed with the City of Shelbyville City Recorder, Lisa Smith.

Section 8. If any provision, sentence, clause, or word of this Proclamation, or any application of it to any individual, group, organization, or business, regardless of legal entity status, or to any circumstance, is held to be illegal, otherwise invalid, or incapable of being enforced by a court of competent jurisdiction, then such provision, sentence, clause, or word shall be excluded to the extent of such illegality, invalidity or unenforceability; all other terms hereof shall remain in full force and effect; and, to the extent permitted and possible, the invalid or unenforceable provision, sentence, clause, or word shall be deemed replaced by another provision, sentence, clause, or word that is valid and enforceable and that comes closest to expressing the intention of such illegal, invalid or unenforceable provision, sentence, clause, or word.

Section 9. In accordance with TCA § 58-2-110 the State of Emergency is valid and effective as of Friday, September 18, 2020 at 12:01 AM Central Daylight Savings Time ("CDT") and shall continue in full force and effect, if the state of emergency for Tennessee is extended by the Governor, until Friday, September 25, 2020 at 12:01 AM CDT, unless earlier rescinded, and may be incrementally extended for additional seven-day periods as deemed necessary.

ISSUED on this the 17th day of September, 2020 in Shelbyville, Bedford County, Tennessee.

THE CITY OF SHELBYVILLE MAYOR


Wallace Cartwright

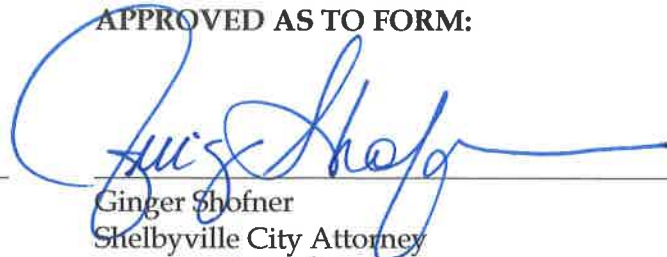
THE CITY OF SHELBYVILLE CITY MANAGER


Shanna Boyette

ATTEST:


Lisa Smith
Shelbyville City Recorder

APPROVED AS TO FORM:


Ginger Shofner
Shelbyville City Attorney

Filed with the Shelbyville City Recorder's Office on: 9/17/2020

EXHIBIT A
**“SUMMARY FOR THE CURRENT OPERATIONAL RE-OPENING OF CITY OF
SHELBYVILLE FACILITIES AND SERVICES DURING STATE OF EMERGENCY
AS OF SEPTEMBER 18, 2020”**

*to the Proclamation by the City Mayor and City Manager Renewing the State of Emergency
Within the City of Shelbyville, Tennessee In Order
To Contain the Novel Coronavirus Disease (COVID-19) Outbreak
Executive Order 2020-27 Issued September 17, 2020*

In accordance with the guidance of Governor Bill Lee as issued through his “Tennessee Pledge” initiative for the re-opening of businesses, governments, and organizations throughout the State, the government of the City of Shelbyville has gradually been phasing in normal operations by modifying the health safety measures that it put in place in March and April, 2020 in response to the COVID-19 pandemic. The City remains dedicated to taking the necessary precautions to prevent exposure in the workplace to the novel coronavirus which causes the COVID-19 disease. The City will continue to follow guidance from public health officials such as the Centers for Disease Control and Prevention (“CDC”), the Tennessee Department of Health, and the Occupational Health and Safety Administration (“OSHA”) to further address safety practices in the workplace to prevent and contain the spread of COVID-19 for the welfare of its employees and the general public, and to ensure the continuity of municipal operations and public services during the on-going COVID-19 pandemic.

On Tuesday, May 26, 2020, the City of Shelbyville halted the temporary modified work schedule put in place on April 6, 2020 and returned to regular work schedules for all employees except for those that work in the Shelbyville Recreation Center. The City re-opened all offices and departments to physical access by the public for in-person counter services, except for the Shelbyville Recreation Center and park facilities. On Monday, June 1, 2020, the City halted the temporary modified work schedule put in place on April 6, 2020 and return to regular work schedules for certain employees that work in the Shelbyville Recreation Center. Over the course of the summer, the City has continued to phase in recreational services according to the guidance of the Governor. The City has re-opened certain portions of the Shelbyville Recreation Center to physical access by the public for certain services, as more fully outlined below.

The City may modify these decisions at any time.

The City of Shelbyville remains committed to following the health safety guidance of “Tennessee Pledge” and asks for any member of the public who has a confirmed case of COVID-19 or who is experiencing COVID-19 symptoms to refrain from using City facilities and to utilize alternative means to contact the City. The City further requests that citizens that do use City facilities and conduct business in-person follow good hygiene practices and social distancing guidelines as recommended by public health officials whenever feasible, including wearing a face mask or covering, washing their hands before entering and after leaving any City facility,

avoid touching your face with unwashed hands, covering a sneeze or cough with a tissue or their elbow, and avoiding close contact with others.

In order to promote and encourage social distancing guidelines, drive-thru, telephone, mail, email, and on-line services will still be available as previously provided, and citizens are encouraged to call individual departments for administrative assistance in advance.

Shelbyville City Hall Administrative Building - 201 N. Spring Street, Public Square

City Hall offices will open for public access for service at the counter. Drive-thru, telephone, mail, email, and on-line services will still be available.

**1. Upstairs Administrative Offices - including the Mayor's Office, City Manager, City Recorder, and City Treasurer
Telephone 684-2691**

Payments for property taxes may be made on-line at www.shelbyvilletn.org or by the other following methods. Submission of documents, applications, or payments for all other items can be made in-person at the counter or at the drive-through window located to the south of the building off Holland Street or mailed to: The City of Shelbyville, P.O. Box 185, Shelbyville, TN 37162.

**2. Downstairs Building and Codes Department
Telephone 684-9001**

Open for in-person counter service. Inquiries to the department can be made by telephone at 684-9001 or by email. Employee email addresses available at the City's website at www.shelbyvilletn.org.

**3. Downstairs Planning and Community Development Department
Telephone 684-9001**

Open for in-person counter service. Inquiries to the department can be made by telephone at 684-9001 or by email to doug.caffey@shelbyvilletn.org.

Shelbyville Animal Control - 716 Industrial Parkway

Telephone 684-6552

The office and shelter will open for public access, however no shelter volunteers, TN promise students, or community service volunteer projects will take place in the shelter until further notice. Citizens are still encouraged to call 684-6552 for administrative assistance.

Shelbyville Municipal Airport - 2828 Highway 231 North

Telephone 684-1669

The Airport terminal, runway, and hangars remain open. Citizens are still encouraged to call 684-1669 for administrative assistance.

Shelbyville Fire Department – administrative office at 111 Lane Parkway

Telephone 684-6421

Non-emergency administrative support may be made in person at the Fire Department in addition to telephone or email. Citizens are still encouraged to call 684-6241 or email jason.richardson@shelbyvilletnfire.org for fire report inquiries and questions.

Shelbyville Parks and Recreation Department - 220 Tulip Tree Drive

Telephone 684-9780

The Shelbyville Parks and Recreation Department has gradually re-opened to the public in accordance with the State's Tennessee Pledge "*Access Guidelines for Exercise Facilities*". As of this time, the Shelbyville Recreation Center will operate as follows:

1. Administrative offices remain open and in-person counter service for administrative assistance is open.
2. The weight room, track, and indoor racquetball courts are open for public use.
3. The gymnasium is open for public use for aerobics classes on the eastern half and open for basketball and pickle ball on the western half in accordance with the schedule below.
4. The indoor pool is open for public use for exercise classes and open swimming in accordance with the schedule below.
5. The outdoor pool is closed.
6. Locker rooms and showers are open.
7. Water fountains remain closed until further notice and participants are encouraged to bring their own water to drink.
8. Meeting Room #1 will be open for public use by reservation.

Schedule for Pickle Ball play: Mondays, Wednesdays, Fridays, and Saturdays from open of the Recreational Center until 12:00 noon.

Schedule for Basketball Play: Mondays, Wednesdays, Fridays, and Saturdays from 12:00 noon until close of the Recreational Center, and on Tuesdays and Thursdays from open to close.

Use of the gymnasium for basketball and pickle ball play is limited to ten (10) players on each goal end, for a maximum of twenty (20) players total, with no spectators allowed.

Schedule for Open Swim: Mondays through Fridays from 11:00am to 7:00pm, and on Saturdays from 10:00am to 3:00pm. Use of the indoor pool area for open swim is limited to thirty (30) guests.

Senior Adult and recreational programs are allowed. The Athletics Department may offer contact and non-contacts sports programs. The Senior Olympics program may conduct activities at City owned facilities, including both contact and non-contact sports.

Youth and Adult baseball/softball leagues shall have access to department field facilities for practices, scrimmages, and games. Dugouts shall be used for field access only, and shall not be used for equipment storage, breaks or any other activity. Field bathrooms shall be open. Water fountains shall be closed. Team coaches will be required to sign an acknowledgement form stating this his/her team will abide by all safety guidelines and rules put in place by the department, including disinfection of equipment and social distancing.

Park facilities are open for general public access. All playgrounds throughout the park system are now open for public use and the skate park, walking trail, tennis court facilities, and ballfields remain open.

Citizens are still encouraged to call 684-9780 for administrative assistance.

Shelbyville Police Department - 109 Lane Parkway

Telephone 684-5811

The front lobby of the Police Department will open for public access. Citizens are still encouraged to call the Police Records office at 684-9948 to make arrangements for reports to be mailed, faxed, or emailed. In addition, for fine inquiries and payments, please call the Records office at 684-9948.

Shelbyville Public Works Department - Industrial Parkway

Telephone 684-2644

The building will open for public access. Citizens are still encouraged to call 684-2644 for administrative assistance.

Willowmount Cemetery - 321 Dover Street

Telephone 684-5682

The cemetery remains open. Citizens are still encouraged to call 684-5682 for administrative assistance.

Please monitor the City's website and social media accounts for further developing information.

City website: www.shelbyvilletn.org

City Facebook: <https://www.facebook.com/The-City-of-Shelbyville-Tennessee-37160-228063107269385/>

City Twitter: @ShelbyvilleTenn