

City of
SHELBYVILLE
Tennessee

**PROCLAMATION BY THE MAYOR AND CITY MANAGER RENEWING
THE STATE OF EMERGENCY/CIVIL EMERGENCY
WITHIN THE CITY OF SHELBYVILLE, TENNESSEE,
CONCERNING THE NOVEL CORONAVIRUS DISEASE (COVID-19) OUTBREAK**

Executive Order No. 2020-02
March 26, 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 now spread globally to 197 countries, and of which the World Health Organization (the “WHO”) has characterized as a pandemic; and

WHEREAS, the Centers for Disease Control and Prevention (the “CDC”) has recommended that all states and territories implement aggressive measures to slow and contain the transmission of the virus within the United States; and

WHEREAS, as of March 13, 2020, the United States of America is under a state of national emergency due to the COVID-19 pandemic as declared by President Donald J. Trump; and

WHEREAS, as of March 12, 2020, the State of Tennessee is under a state of emergency due to the COVID-19 pandemic as declared by Governor Bill Lee; and

WHEREAS, on March 16, 2020, the White House issued “The President’s Coronavirus Guidelines for America - 15 Days to Slow the Spread of Coronavirus (COVID-19)” to be followed until March 31, 2020 to help slow the spread of the COVID-19 disease; and

WHEREAS, on March 20, 2020, Governor Lee did issue Executive Order No. 16 allowing for the electronic participation of governmental officials, and members of the public in public meetings during the State of Emergency; and

WHEREAS, on March 24, 2020, Governor Lee announced that all schools in the State of Tennessee should continue to suspend in-person school operations through April 24, 2020; and

WHEREAS, on March 25, 2020, the Tennessee Supreme Court did extend its previous suspension of all in-person court proceedings, including those of the Shelbyville Municipal Court, through April 30, 2020; and

WHEREAS, as of March 25, 2020, according to WHO, there have been 416,686 confirmed or presumptively confirmed positive cases of COVID-19 resulting in 18,589 deaths world-wide; and

WHEREAS, as of March 26, 2020, according to CDC, there have been 68,440 confirmed or presumptively confirmed positive cases of COVID-19 in the United States, across all 50 states, the District of Columbia, Puerto Rico, Guam, and US Virgin Islands, resulting in 994 deaths; and

WHEREAS, as of March 26, 2020, according to the Tennessee Department of Health, there have been 957 confirmed or presumptively confirmed positive cases of COVID-19 in the State of Tennessee, resulting in 3 deaths and 76 hospitalizations; and

WHEREAS, as of March 26, 2020, there is one confirmed positive case of COVID-19 in Bedford County, as announced by the Tennessee Department of Health; and

WHEREAS, the spread and identification of additional cases of COVID-19 in Tennessee and Bedford County are likely to continue, which is a condition of danger to the health, welfare, safety, and economic wellbeing of the citizens of the City of Shelbyville and may result in an interruption of municipal services to the public; and

WHEREAS, it is advisable and prudent to continue to be proactive in adopting local measures to prevent the spread of the virus and to aid in its containment within our community; and

WHEREAS, safeguarding the life and property of its citizens is an innate responsibility of the City of Shelbyville, the Mayor, the City Council, its officers and employees; and

WHEREAS, State law and the City Charter bestow police powers upon the City and authorize it to act and to regulate in the interests of public health and welfare; and

WHEREAS, pursuant to *Tennessee Code Annotated* ("TCA") § 58-8-104 the Mayor of the City of Shelbyville is authorized to declare a local state of emergency as defined in § 58-2-101(7) and § 58-8-102(5); 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

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, encompassing both emergency and civil emergency under the purview of the respective TCA Titles 38 and 58, in the City of Shelbyville due to the COVID-19 pandemic; and

WHEREAS, the undersigned Mayor and City Manager of the City of Shelbyville have made such observations and investigations necessary, including consultations with the Bedford County Mayor, the Bedford County Emergency Management Agency, and the Bedford County Health Department, to determine in their judgment that the state of emergency/civil emergency continues to exist within the jurisdiction of 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 respective authorities to renew a state of emergency/civil emergency as granted by State law 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 RESPECTIVE POWERS AND AUTHORITIES VESTED IN THEM, AS FOLLOWS:

Section 1. The local State of Emergency/Civil Emergency previously declared on March 20, 2020 for the City of Shelbyville, set to expire on March 27, 2020, is hereby renewed for an additional 7 days within the jurisdiction of the City of Shelbyville in accordance with TCA § 58-2-110.

Section 2. The provisions of the previously issued City of Shelbyville Executive Order 2020-01 shall remain in full effect unless otherwise amended, modified, or rescinded herewithin, 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/Civil Emergency, or any additional extension thereof, until amended, modified or rescinded by executive order.

Section 3. This Proclamation shall be promptly communicated to all members of the Shelbyville City Council, all City Department Directors, the Mayor of Bedford County, and shall be distributed to local media outlets.

Section 4. This Proclamation shall be promptly filed with the Shelbyville City Recorder in accordance with TCA § 38-9-102.

Section 5. The City of Shelbyville shall make provisions to allow electronic participation in City public meetings in accordance with Governor Lee's Executive Order No. 16.

Section 6. All members of the public are strongly encouraged to continue to follow the guidance of and comply with the directives issued by the President, the CDC, and other Federal government agencies, Governor Lee, and the departments of health for the State of Tennessee and Bedford County.

Section 7. In accordance with TCA § 58-2-110 the State of Emergency/Civil Emergency is valid and effective as of Friday, March 27, 2020 at 12:01 AM Central Daylight Savings Time ("CDT") and shall continue in full force and effect until Friday, April 3, 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 26th day of March, 2020 in Shelbyville, Bedford County, Tennessee.

CITY OF SHELBYVILLE MAYOR


Wallace Cartwright

CITY OF SHELBYVILLE MANAGER


Shanna Boyette

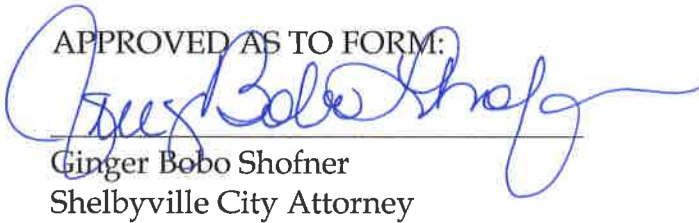
ATTEST:



Lisa Smith
Shelbyville City Recorder

Filed with the Shelbyville City Recorder
on: March 26, 2020

APPROVED AS TO FORM:


Ginger Bobo Shofner
Shelbyville City Attorney