

RESOLUTION NO. -21-RES

**A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF LEWISVILLE, TEXAS, EXTENDING THE
DECLARATION OF LOCAL DISASTER FOR PUBLIC
HEALTH EMERGENCY UNTIL 11:59 P.M. ON AUGUST
16, 2021; AND PROVIDING AN EFFECTIVE DATE.**

WHEREAS, on March 13, 2020, Mayor Rudy Durham, acting in accordance with authority granted to him under the City Charter and Code of Ordinances and under section 418.108(a) of the Texas Government Code, declared a local state of disaster for public health emergency for the City due to concerns related to the novel coronavirus, now designated SARS-CoV2 (COVID-19); and

WHEREAS, Section 418.108(b) of the Texas Government Code provides that such a declaration of disaster may not be continued for a period of more than seven (7) days except with the consent of the governing body of the political subdivision; and

WHEREAS, on March 20, 2020, the City Council ratified and supported the disaster declaration signed by Mayor Rudy Durham on March 13, 2020, and consented to its continuation until 11:59 p.m. on April 6, 2020, and since April 6, 2020, the City Council has consented to the continuation of said declaration of disaster at multiple consecutive meetings, the latest of which continued said declaration of disaster until 11:59 p.m. on February 15, 2021; and

WHEREAS, due to unprecedented winter weather and widespread power outages across the state, the regularly scheduled meeting of the City Council scheduled for February 15, 2021, was canceled, and thus the March 13, 2020 declaration of disaster was not extended; and

WHEREAS, on February 17, 2021, Mayor Rudy Durham, acting in accordance with authority granted to him under the City Charter and Code of Ordinances and under section 418.108(a) of the Texas Government Code, again declared a local state of disaster for public health emergency for the City due to continued concerns related to COVID-19 (the “Disaster Declaration”); and

WHEREAS, Section 418.108(b) of the Texas Government Code provides that such a declaration of disaster may not be continued for a period of more than seven (7) days except with the consent of the governing body of the political subdivision; and

WHEREAS, on February 22, 2021, the City Council ratified and supported the Disaster Declaration and consented to its continuation until 11:59 p.m. on March 1, 2021; and

WHEREAS, since March 1, 2021, the City Council consented to the continuation of the Disaster Declaration at multiple consecutive meetings, the latest of which continued the Disaster Declaration until 11:59 p.m. on July 19, 2021; and

WHEREAS, on-going evaluation of circumstances related to COVID-19, including the identification of 79,128 total COVID-19 cases and 630 deaths in Denton County as of July 27, 2021, and the updated recommendations of the Centers for Disease Control and the Texas Department of State Health Services indicate that the conditions necessitating the Disaster Declaration have and will continue to exist for a period extending beyond August 2, 2021; and

WHEREAS, the City Council consents to the continuation of the Disaster Declaration as set forth herein.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LEWISVILLE, TEXAS, THAT:

SECTION 1

All of the above premises are found to be true and correct legislative and factual findings of the City Council, and they are hereby approved, ratified and incorporated into the body of this Resolution as if copied in their entirety.

SECTION 2

The City Council hereby continues the Disaster Declaration until 11:59 p.m. on August 16, 2021, unless it is rescinded, superseded or amended in accordance with applicable law.

SECTION 3

Pursuant to 418.108(c) of the Texas Government Code, this continuation of the Disaster Declaration shall be given prompt and general publicity and shall be filed promptly with the City Secretary.

SECTION 4

This Resolution shall take effect immediately from and after its passage.

DULY PASSED AND APPROVED by the City Council of the City of Lewisville, Texas this 2nd day of August, 2021.

CITY OF LEWISVILLE, TEXAS

TJ Gilmore, Mayor

ATTEST:

Julie Worster, City Secretary

Approved as to form:

Lizbeth Plaster, City Attorney