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Town of Prescott Valley

Legal Dept.

MAR 19 RECD, 2020

2:55 p.m. JJ

TOWN CLERK DEPT.

7501 E. Civic Circle
Prescott Valley, Arizona 86314

PROCLAMATION - 2

BY KELL PALGUTA, MAYOR OF THE TOWN OF PRESCOTT VALLEY, ARIZONA

WHEREAS, on March 11, 2020, Arizona Governor Douglas A. Ducey declared a state of emergency in relation to the COVID-19 pandemic; and

WHEREAS, on March 13, 2020, President Donald J. Trump declared a national emergency in relation to the COVID-19 pandemic; and

WHEREAS, on March 15, 2020, the national Center for Disease Control and Prevention and the Arizona Department of Health Services recommended (1) for the next 8 weeks cancellation or postponement of in-person events that consist of 50 people or more, and (2) telework and other alternatives when available; and

WHEREAS, on March 16, 2020, President Trump issued his "Coronavirus Guidelines for America: 15 Days to Slow the Spread" which encouraged (1) listening to and following directions of state and local authorities, (2) staying home if sick, (3) keeping sick children home, (4) keeping full households home if someone in the household tests positive for COVID-19, (5) older persons staying home and away from other people, and (6) persons with serious underlying health conditions staying home and away from other people. Healthy and younger people were also asked to (a) engage in schooling from home whenever possible, (b) maintain normal work schedules in critical infrastructure industries (e.g., healthcare, pharmaceutical, food supply) while following CDC guidance in operation of those industries, (c) avoid social gatherings of more than 10 people, (d) avoid eating and drinking at bars, restaurants and food courts (instead using drive-thru, pickup or delivery options), (e) avoid discretionary travel (shopping trips and social visits), (f) not visit nursing homes or retirement or long-term care facilities (except for critical assistance), and (g) practice good hygiene. Governors were asked to (i) close schools in areas with evidence of community transmission of COVID-19 or evidence of the virus in school populations (while addressing childcare needs of critical responders and child nutrition), (ii) halt social visits to nursing homes and retirement and long-term care facilities, and (iii) close bars, restaurants, food courts, gyms and other places where groups congregate if there is evidence of community transmission in the state; and

WHEREAS, on March 16, 2020, I Mayor Kell Palguta declared a local emergency within the corporate limits of the Town of Prescott Valley in accordance with Arizona Revised Statutes (ARS) §26-307 and Town Code §2-02-040(F), and directed closure of public access to (1) the Library portion of the Joint Facility located at 7401 E. Skoog Boulevard, and (2) restrooms, playgrounds, pools and skate/bike parks within the Town parks; and

WHEREAS, on March 17, 2020, in addition to statewide closure of schools effective Monday, March 16, 2020 through Friday, March 27, 2020, the recommendations of the Arizona Department of Health Services were for (1) households to keep all members home if one tests positive for COVID-19, (2) dining establishments in areas of known community spread to discourage dine-in traffic and provide

curb-side pickup or drive-thru service, (3) not visiting nursing homes or retirement or long-term care facilities (except for critical assistance), (4) cancelling or postponing mass gatherings of 10 or more people, (5) using telework and other alternatives when available, (6) increasing hand hygiene, and (7) staying home when sick; and

WHEREAS, as Mayor of Prescott Valley I am authorized by Arizona Revised Statutes (ARS) §26-307 and Town Code §2-02-040(F) to proclaim that a local emergency exists and, thereafter, to impose all necessary regulations to preserve the peace and order of the Town;

NOW, THEREFORE, IT IS HEREBY PROCLAIMED AND DECLARED AS FOLLOWS:

1. A local emergency continues to exist in the Town of Prescott Valley due to the COVID-19 pandemic which endangers life or property within the Town.
2. As a result of said emergency, in addition to the closure of public access to the Library portion of the Joint Facility located at 7401 E. Skoog Boulevard and to the restrooms, playgrounds, pools and skate/bike parks in the Town properties designated as parks, I hereby impose the following additional regulations to preserve the peace and order of the Town:
 - a. As addressed by Town Code §§2-02-040(G)(3) and 3-02-010(E) (and any related regulations, rules and policies), I hereby authorize the Town Manager (or his designee) to close other Town public buildings and places that reasonably may be closed; limit hours of operation of Town public buildings and places; cancel or postpone Town events, programs, and classes; impose reasonable screenings for access to, or to remain in, Town public buildings or places, and to duly memorialize and take reasonable steps to notify the public of said actions.
 - b. As addressed by Town Code §3-04-060 (and any related regulations, rules and policies), I hereby authorize the Town Manager, or his designee, to make procurements related to mitigating the effects or spread of COVID- 19 or related to assisting the Town and its residents with the effects of COVID-19 as emergency procurements, and authorize suspension of the requirements in Town Code Article 3-04 and related regulations, rules and policies for said procurements (subject to the Town Council's subsequent review as provided in §3-04-060).
 - c. As addressed by Town Code §3-02-010(E) (and any related regulations, rules and policies), I hereby authorize the Town Manager, or his designee, to seek and obtain financial and other forms of aid, relief, and assistance from federal, state, and county authorities in relation to mitigating the effects or spread of COVID-19 or related to assisting the Town and its residents with the effects of COVID-19.
 - i. As addressed by Town Code §§9-05-040(D), 9-05a-050(D) and 9-05b-050(D) (and any related regulations, rules and policies), I hereby authorize the Town Manager, or his designee, to limit Town utility shutoffs during the local emergency.
3. I hereby encourage all citizens to comply with the actions heretofore and hereafter taken (and recommendations made) by national, state, county and other local authorities with regard to the COVID-19 pandemic.

4. These emergency regulations shall remain in full force and effect until such time as the local emergency declared herein abates and is withdrawn, or a subsequent Proclamation is issued with amendments. Pursuant to A.R.S. § 26-317, any person who violates any provision of this and earlier Proclamations (or who knowingly fails or refuses to obey any lawful order or regulation issued pursuant to this and earlier Proclamations) shall be guilty of a class I misdemeanor.

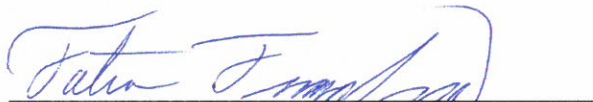
5. In accordance with ARS §26-307(B), this Proclamation shall be effective when a copy thereof is filed in the office of the Town Clerk. Existing laws, ordinances, orders, regulations, rules and policies in conflict with the same are hereby suspended during the time and to the extent that they conflict.

Signed and executed this 19th day of March, 2020.



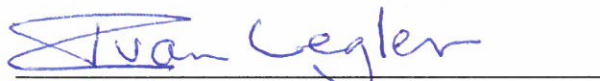
Kell Palguta, Mayor

ATTEST:



Fatima Fernandez, Acting Town Clerk

APPROVED AS TO FORM:



Ivan Legler, Town Attorney