

**PROCLAMATION OF THE MAYOR OF THE CITY OF TOLLESON DECLARING A
LOCAL EMERGENCY TO ADDRESS COVID-19**

WHEREAS, A.R.S. § 26-311 and Tolleson City Code § 4-4-4 (Powers and Duties) empower the Mayor of the City of Tolleson to declare a local emergency when the City of Tolleson is affected or likely to be affected by a public calamity; and

WHEREAS, Tolleson City Code § 4-4-4 (Powers and Duties) empowers the Mayor of the City of Tolleson to govern by proclamation, and impose all necessary regulations to preserve the peace and order of the City; and

WHEREAS, the Coronavirus Disease-19 (also known as COVID-19) has been declared an emergency by the Governor of Arizona on March 11, 2020; and

WHEREAS, to take proactive preventive measures in the interests of public health as encouraged by the Governor, the City of Tolleson will need assistance to operate public services while taking measures to protect its workforce and protect the public health to prevent unnecessary transmission of the disease.

NOW, THEREFORE I, THE MAYOR OF THE CITY OF TOLLESON, ARIZONA, BY THE AUTHORITY VESTED IN ME BY THE LAW RECITED ABOVE AND BY THIS PROCLAMATION DO:

Section 1. Determine and deem that an emergency exists due to the COVID-19 pandemic which presents conditions which are likely to be beyond the control of the services, personnel, equipment, and facilities of the City of Tolleson.

Section 2. Declare a State of Emergency exists in the City of Tolleson effective this date.

Section 3. Order that the following regulations are necessary for the protection of life and property and I hereby order, effective March 17, 2020 at 8:00 p.m. and continuing until April 1, 2020 at 11:59 p.m.:

- a. All restaurants, cafes, coffeehouses, retail food facilities, food trucks, and other similar businesses and establishments are prohibited from serving food and beverages for consumption on premises.

Members of the public are prohibited from entering said premises and remaining to consume food or beverages.

Businesses and establishments subject to this section that offer food and beverages for on-premises consumption are encouraged to offer food and beverages using delivery service, window service, drive-through service, or drive-up service, and to use precautions in doing so to mitigate the potential transmission of COVID-19, including social distancing. In offering food or beverages, a business or establishment subject to this section that does not have the ability to offer window service, drive-through service, or drive-up service may permit members of the public on its premises for the purpose of picking up their food or beverage orders.

- b. The following businesses and establishments are hereby closed to use and occupancy by members of the public:
 - i. Bars, taverns, tasting rooms, special licensees, clubs, and other similar businesses and establishments offering alcoholic beverages for on-premises consumption;
 - ii. Any indoor and outdoor performance venues, indoor climbing facilities, and other similar recreational or entertainment facilities, including the City's recreational center, any and all athletic fields and athletic courts, the City Senior Center and Library;
 - iii. Gymnasiums, fitness centers, recreation centers, indoor sports facilities, indoor exercise facilities, exercise studios, yoga and barre studios, and other similar facilities;

This section does not prohibit a proprietor, employee, contractor, vendor, or supplier of a local business from entering, exiting, using, or occupying that place of business in their professional capacity.

Section 4. Order that the restrictions imposed by Section 3 of this Proclamation do not apply to any of the following:

- a. Grocery stores, markets, convenience stores, and other similar businesses and establishments that offer food and beverage not for on-premises consumption;
- b. Pharmacies and drug stores;
- c. Food banks and food pantries;
- d. Cafeterias, commissaries, and restaurants located within health care facilities, nursing homes, shelters, group homes, places of worship, or similar facilities;

Section 5. Order and direct that all city-scheduled activities creating a gathering of people of the city shall be canceled and that rental of city facilities to private parties for events shall be canceled, and fees refunded.

Section 6. Order and direct that all out-of-state requests for city-business travel shall be denied unless summoned by court order or discretionary case by case for moving intergovernmental projects of the city forward or similar unavoidable circumstance.

Section 7. Urge the leaders of the City's houses of worship to limit gatherings on their premises and to explore and implement ways to practice their respective faiths while observing social distancing practices.

Section 8. Urge all business owners to establish social distancing practices for their patrons and encourage citizens to avoid social gatherings of more than 10 people.

Section 9. Order, direct and authorize the City Manager to implement any procedures and take any action he deems necessary to carry out the intent of this Proclamation.

Anyone who knowingly fails or refuses to obey the orders issued in this Proclamation shall be guilty of a class 1 misdemeanor as authorized by A.R.S. § 26-317. This Proclamation shall remain in full force and effect until amended or terminated by further order of the Mayor or Council.

PASSED AND ADOPTED BY THE MAYOR OF THE CITY OF TOLLESON, ARIZONA, this 17th day of March, 2020.



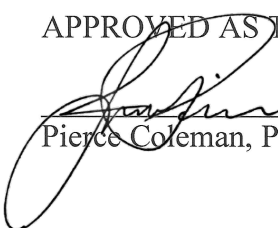
Anna Tovar, Mayor

ATTEST:



Crystal Zamora, City Clerk

APPROVED AS TO FORM:



Pierce Coleman, PLLC, City Attorney