

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

DEPARTMENT: Fire Department

AGENDA DATE: July 6, 2020

CONTACT PERSON NAME AND PHONE NUMBER: Mario M. D'Agostino, Fire Chief (915) 212-5605

DISTRICT(S) AFFECTED: All Districts

STRATEGIC GOAL: Goal 6. Set the standard for sound governance and fiscal management.

SUBGOAL: 6.8 Support transparent and inclusive government.

SUBJECT:

Discussion and action on an Emergency Ordinance re-enacting Emergency Ordinance No. 019035 Extending a Disaster Declaration due to a Public Health Emergency.

BACKGROUND / DISCUSSION:

Emergency Ordinance No. 019061 which re-enacts Emergency Ordinance No. 019035 is set to expire on July 8, 2020.

PRIOR COUNCIL ACTION:

On June 8, 2020, the City Council adopted Emergency Ordinance No. 019061, Re-Enacting Emergency Ordinance No. 019035 Extending a Disaster Declaration Due to a Public Health Emergency.

AMOUNT AND SOURCE OF FUNDING:

None.

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD:



**AN EMERGENCY ORDINANCE
RE-ENACTING EMERGENCY ORDINANCE NO. 019035
EXTENDING A DISASTER DECLARATION DUE TO A
PUBLIC HEALTH EMERGENCY**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

WHEREAS, on March 13, 2020, the Governor of the State of Texas declared a state of disaster and the President of the United States of America declared a national emergency in relation to COVID-19; and

WHEREAS, on March 13, 2020, the Mayor signed a Local Emergency Declaration and requested the aid of the State Government pursuant to Texas Government Code Section 418.108; and

WHEREAS, pursuant to El Paso City Code Section 2.48.020(C), a local state of disaster declaration may not be continued or renewed for a period in excess of seven days except by or with the consent of City Council; and

WHEREAS, City Charter Section 3.10 allows for the City Council to adopt an emergency ordinance to meet a public emergency affecting, life, health, property or the public peace; and

WHEREAS, on March 17, 2020, the City Council adopted Emergency Ordinance No. 019035, Extending a Disaster Declaration Due to a Public Health Emergency; and

WHEREAS, on April 13, 2020, the City Council adopted Emergency Ordinance No. 019050, Re-Enacting Emergency Ordinance No. 019035 Extending a Disaster Declaration Due to a Public Health Emergency; and

WHEREAS, on May 11, 2020, the City Council adopted Emergency Ordinance No. 019055, Re-Enacting Emergency Ordinance No. 019035 Extending a Disaster Declaration Due to a Public Health Emergency; and

WHEREAS, on June 8, 2020, the City Council adopted Emergency Ordinance No. 019061, Re-Enacting Emergency Ordinance No. 019035 Extending a Disaster Declaration Due to a Public Health Emergency; and

WHEREAS, pursuant to City Charter Section 3.10, every emergency ordinance shall stand repealed automatically as of the 31st day following the date on which it was adopted, but may be re-enacted to continue a Disaster Declaration; and

WHEREAS, Emergency Ordinance No. 019061 which re-enacts Emergency Ordinance No. 019035 is set to expire on July 8, 2020; and

WHEREAS, the number of COVID-19 cases in the City of El Paso continue to rise with the existence of over 5,745 positive cases in El Paso; and

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20-1052-1069/PL#1004393/AS/Emergency Ordinance Re-enacting Ord. No. 019035 - Extending Disaster Declaration

WHEREAS, on June 26th, 2020, Governor Abbott, through Executive Order No. 28, halted the continued reopening of Texas due to a substantial increase in COVID-19 positive cases, and increases in the COVID-19 positivity rate and hospitalizations resulting from COVID-19; and

WHEREAS, the condition necessitating a declaration of a state of disaster continues to exist.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF EL PASO, TEXAS:

1. That the state of disaster proclaimed for the City of El Paso by the Mayor on March 13, 2020, and extended by Emergency Ordinance No. 019035 on March 17, 2020, re-enacted through Emergency Ordinance No. 019050 on April 13, 2020 and re-enacted through Emergency Ordinance No. 019055 on May 11, 2020 and re-enacted through Emergency Ordinance No. 019061 on June 8, 2020, is hereby re-enacted and shall continue for thirty (30) days unless re-enacted in accordance with City Charter Section 3.10 or until terminated by City Council, whichever is sooner.
2. This ordinance is adopted as an emergency measure with the unanimous vote of the City Council Representatives present and the consent of the Mayor and pursuant to City Charter Section 3.10.

PASSED AND ADOPTED, this _____ day of July, 2020.

THE CITY OF EL PASO, TEXAS

Dee Margo
Mayor of the City of El Paso

ATTEST:

Laura D. Prine
City Clerk

APPROVED AS TO FORM:



For Karla M. Nieman
City Attorney

APPROVED AS TO CONTENT:



Mario M. D'Agostino, Fire Chief
El Paso Fire Department

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