



City of Bartlett

A. Keith McDonald, Mayor

**EXECUTIVE ORDER EXTENDING STATE OF EMERGENCY
AND EXTENDING EXECUTIVE ORDERS 01-2020, 02-2020, 03-2020, AND 04-2020
BY MAYOR A. KEITH McDONALD, CITY OF BARTELT**

No. 05-2020

WHEREAS, on March 11, 2020 the World Health Organization declared the novel coronavirus (COVID-19) outbreak was pandemic; on March 12, 2020, Tennessee Governor Bill Lee declared a State of Emergency to deploy additional resources to combat the spread of the virus; and on March 13, 2020, President Donald Trump declared a National Emergency over the coronavirus pandemic; and,

WHEREAS, on March 19, the Governor for the State of Tennessee issued Executive Order No. 15, and subsequent Executive Orders, declaring that a “state of emergency and major disaster exists to facilitate the response to COVID-19”; and

WHEREAS, COVID-19 is a danger to the health, welfare and economic wellbeing of the citizens of the City of Bartlett and may interrupt municipal services affecting the public’s health and safety; and

WHEREAS, it is imperative that the City take appropriate measures to contain COVID-19 and prevent its spread throughout the City; and

WHEREAS, COVID-19 is frequently spread through close contact between persons and respiratory transmissions and empirical evidence from other communities and nations indicates that the spread of the disease is most effectively slowed by social distancing and reducing interactions among dense groups of people; and

WHEREAS, the goal of this administration is to continue to provide a high-performing government that will be flexible, and capable of meeting the challenges of this pandemic as they come; and

WHEREAS, as Mayor of the City of Bartlett, I have made such observations, inquiries and investigations necessary to determine that an emergency situation exists under the laws of the State of Tennessee and the Codified Ordinances of the City of Bartlett as it relates to COVID-19 and the response to COVID-19 (“Emergency”); and

WHEREAS, on March 20, 2020, pursuant to Tennessee Code Annotated §§ 38-9-101(2), 58-2-101(7) and 58-2-110, Art. V, § 2 of the Charter of the City of Bartlett, and § 1-201 of the Codified Ordinances of the City of Bartlett, I declared a state of emergency for the City of Bartlett in response to the COVID-19 pandemic; and

WHEREAS, on March 20, 2020, pursuant to Tennessee Code Annotated § 38-9-101, *et seq.* and § 1-201 of the Codified Ordinances of the City of Bartlett, I issued Civil Emergency Proclamation and Executive Order No. 02-2020, closing restaurants and bars for on-site consumption, as well as closing gyms and exercise facilities; and

WHEREAS, on March 21, 2020, pursuant to Tennessee Code Annotated § 38-9-101, *et seq.* and § 1-201 of the Codified Ordinances of the City of Bartlett, I issued Civil Emergency Proclamation and Executive Order No. 03-2020, providing for the additional closures of entertainment and recreational establishments; and

WHEREAS, on March 23, 2020, pursuant to Tennessee Code Annotated § 38-9-101, *et seq.* and § 1-201 of the Codified Ordinances of the City of Bartlett, I issued Civil Emergency Proclamation and Executive Order No. 04-2020, effective on March 24, 2020, closing non-essential businesses and directing residents to stay at their places of residences unless for purposes otherwise allowed thereunder; and

WHEREAS, as of March 26, 2020, the Shelby County Health Department has reported 198 confirmed cases of COVID-19 in Shelby County and that community transmission is occurring; and

WHEREAS, as of March 26, 2020, there are 784 confirmed cases in Tennessee and the number of cases is increasing; and

WHEREAS, pursuant to Tennessee Code Annotated § 58-2-110(3)(A)(v), the duration of a state of emergency declared locally is limited to seven (7) days and may be extended as necessary, in seven-day increments; and

WHEREAS, COVID-19 continues to present a severe danger to public health and necessitates the extension of the Declaration of State of Emergency I previously issued on March 20, 2020.

NOW THEREFORE, I, A. Keith McDonald, Mayor of the City of Bartlett, Tennessee by virtue of the executive and administrative authority vested in me by Tennessee Code Annotated, § 58-8-104, Art. V, § 2 of the Charter of the City of Bartlett, and § 1-201 of the Codified Ordinances of the City of Bartlett, do hereby Declare a State of Emergency continues to exist as it relates to COVID-19 and the response to COVID-19 (“Emergency”), and invoke authority granted by Tennessee Code Annotated §§ 38-9-103, 38-9-104, 58-2-110 and 58-2-104, Art. V, § 2 of the Charter of the City of Bartlett, and § 1-201 of the Codified Ordinances of the City of Bartlett and all other applicable law. By virtue of the power and authority vested in me, I do hereby direct and order the following:

1. The duration of the state of emergency will continue through April 3, 2020 or until rescinded, but shall be limited to seven (7) days unless it is necessary by Executive Order for additional seven (7) day increments as permitted by law.

2. Executive Orders 01-2020, 02-2020, 03-2020, and 04-2020 are hereby extended and continue in effect through April 3, 2020 or until rescinded, but shall be limited to seven (7) days unless it is necessary by Executive Order for additional seven (7) day increments as permitted by law.
3. The City and its departments and agencies are authorized to seek any and all necessary federal and state funding to facilitate the response to the Emergency; and
4. All required procedures and formalities as to procurements on behalf of the City are hereby suspended for purchases of equipment, materials, supplies and services needed for Emergency management purposes to ensure the health, safety and welfare of the community; and
5. The City of Bartlett, as necessary, shall take all actions set forth in Tennessee Code Annotated § 58-2-110(3) during the course of the state of emergency.

IN WITNESS WHEREOF, I HAVE EXECUTED THIS Executive Order on this, the 27 day of March, 2020.

Attest: Penny Medlock
Penny Medlock, City Clerk

A. Keith McDonald
A. Keith McDonald, Mayor

