

**CITY OF LAVON, TEXAS**  
**ORDINANCE NO. 2020-04-05**

Amend Ordinance No. 2020-04-01 Declaring a Public Health Emergency

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAVON, TEXAS, AMENDING ORDINANCE NO. 2020-04-01 DECLARING A PUBLIC HEALTH EMERGENCY TO CLARIFY THE TERM OF THE ORDINANCE AND TO PERMIT MEETINGS OF THE TAX INCREMENT REINVESTMENT ZONE BOARD AND LAVON ECONOMIC DEVELOPMENT CORPORATION BOARD; PROVIDING A PENALTY; PROVIDING FOR SEVERABILITY, SAVINGS AND REPEALING CLAUSES; AND PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.**

**WHEREAS**, the City of Lavon (the "City") is a general law Type "A" municipality acting pursuant to Chapter 6 of the Local Government Code; and

**WHEREAS**, the **City of Lavon Strategic Plan** states that the first *Core Purpose* of the city organization is "to ensure a safe and secure community;" and

**WHEREAS**, the recitals set out in Ordinance No. 2020-04-01 adopted on April 7, 2020 and Resolution No. 2020-03-08 adopted on March 27, 2020 are incorporated by reference herein; and

**WHEREAS**, on April 12, 2020, Governor Greg Abbott issued a Proclamation renewing the declaration of March 13, 2020, stating that the novel coronavirus (COVID- 19) poses an imminent threat of disaster for all counties in Texas.

**NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAVON, TEXAS:**

**SECTION 1.** That Ordinance No. 2020-04-01 shall be amended in **SECTION 2** as follows:

**SECTION 2.** The directives contained herein include and are supplemental to the Declaration of Local State of Disaster due to Public Health Emergency executed by Mayor Vicki Sanson on March 16, 2020, extended by the City Council on March 23, 2020, and clarified by the City Council on March 27, 2020 ~~until April 30, 2020~~ as set out herein and extended for as long as a declaration of the Governor or County Judge exists.

**SECTION 2.** That Ordinance No. 2020-04-01 shall be amended in **SECTION 4** by the addition of the following statement at the end of **SECTION 4**.

This Ordinance incorporates Executive Order GA 14, as it exists or may be amended and any successor order thereto.

**SECTION 3.** That Ordinance No. 2020-04-01 shall be amended in **SECTION 15** as follows:

**SECTION 15.** All City boards and commission meetings, except the City Council, ~~and~~ Planning and Zoning Commission, Tax Increment Reinvestment Zone Board and Economic Development Corporation Board and any other meeting required by law, should be postponed for the duration of this Ordinance. Whenever possible, teleconferencing should be utilized for meetings held under this Section.

**SECTION 4.** Any person, firm, or corporation violating any of the provisions or terms of this Ordinance shall be guilty of a misdemeanor and upon conviction, shall be fined a sum not to exceed one thousand dollars (\$1,000.00) for each offense, and each and every violation or day such violation shall continue or exist, shall be deemed a separate offense. The City retains all legal rights and remedies available to it pursuant to local, state and federal law.

**SECTION 5.** All provisions of any ordinance in conflict with this Ordinance are hereby repealed to the extent they are in conflict; but such repeal shall not abate any pending prosecution for violation of the repealed ordinance, nor shall the repeal prevent a prosecution from being commenced for any violation if occurring prior to the repeal of the ordinance. Any remaining portions of said ordinances shall remain in full force and effect.

**SECTION 6.** Should any section, subsection, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, it is expressly provided that any and all remaining portions of this Ordinance shall remain in full force and effect. Lavon hereby declares that it would have passed this Ordinance, and each section, subsection, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences clauses and phrases be declared unconstitutional or invalid.

**SECTION 7.** This Ordinance shall become effective immediately upon its adoption and its publication as required by law.

**SECTION 8.** That it is hereby found and determined that the meeting at which this Ordinance was passed was open to the public as required by law, and that public notice of the time, place, and purpose of said meeting was given, all as required by Article 551.041, Texas Government Code.

**DULY PASSED AND APPROVED** by the City Council of the City of Lavon, Texas on the 21<sup>st</sup> day of April 2020.



Vicki Sanson  
Mayor

ATTEST:



Kim Dobbs  
City Administrator / City Secretary

