PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS AGENDA ITEM SUMMARY

 Meeting Date: January 12, 2021
 [X] Consent
 [] Regular

 [] Ordinance
 [] Public Hearing

 Department:
 Department of Public Safety

 Submitted By:
 Department of Public Safety

 Submitted For:
 Division of Emergency Management

EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to receive and file: the following Declarations and Emergency Orders (EO) related to COVID-19:

- A. Declaration of Continuing State of Emergency PBC, FL, dated October 8, 2020;
- B. Declaration of Continuing State of Emergency PBC, FL, dated October 15, 2020;
- C. EO Number 29 (2020-029), extension of facial coverings directive, dated October 21, 2020;
- D. Declaration of Continuing State of Emergency PBC, FL, dated October 22, 2020;
- E. Declaration of Continuing State of Emergency PBC, FL, dated October 28, 2020

Summary: On March 9, 2020, the Governor issued Executive Order No. 20-52 declaring a State of Emergency in the State of Florida based on the on–going risk posed by COVID-19, including the fact that at least eight (8) Florida counties had reported positive cases of COVID-19. The County issued a State of Local Emergency on Friday, March 13, 2020. The State of Local Emergency was declared to initiate emergent actions taken by the County Administrator to ensure the health, safety and welfare of the community. Multiple Emergency Orders and Declarations were issued in response to COVID-19 response activities. The County's Emergency Operation Center (EOC) was activated to a Level 2 activation at 0700 hours on Monday, March 16, 2020. Pursuant to PBC Code Article II, Section 9-35, in the event a special meeting of the Board of County Commissioners (BCC) cannot be convened, the Mayor of the BCC may declare a State of Local Emergency. With the executed State of Local Emergency, resources were available through the Coronavirus Aid, Relief, and Economic Security (CARES) Act and or Federal Emergency Management Agency (FEMA) Public Assistance. Staff were then able to purchase equipment, materials, supplies, and open non-congregate shelters for residents and persons who may be in need of isolation. <u>Countywide</u> (LDC)

Background and Justification: On March 1, 2020, the Governor of the State of Florida issued Executive Order No. 20-051 establishing a public health emergency in order to direct response to Coronavirus (COVID-19). The President of the United States declared a National Emergency on Friday, March 13, 2020, at 1530 hours. On March 13, 2020, the County declared a State of Local Emergency due to the on-going risk of COVID-19. The EOC escalated to a Level 2 (Partial) Activation at 0700 hours on Monday, March 16, 2020.

Attachments:

- 1. Declaration of Continuing State of Emergency PBC, FL, dated October 8, 2020;
- 2. Declaration of Continuing State of Emergency PBC, FL, dated October 15, 2020;
- 3. EO Number 29, Order No. 2020-029, dated October 21, 2020;
- 4. Declaration of Continuing State of Emergency PBC, FL, dated October 22, 2020;
- Declaration of Continuing State of Emergency PBC, FL, dated October 28, 2020

Recommended By:	Stephanie Sejnoha Date: 2020.12.16 09:52:53 -05'00'	
-	Department Director	Date
Approved By:		1/4/24
	Deputy County Administrator	Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact

Capital Expenditures Operating Costs External Revenues Program Income (County) In-Kind Match (County) Net Fiscal Impact * ADDITIONAL FTE POSITIONS (Cumulative) Is Item Included in Current Budget? Yes No Does this item include the use of federal funds? Yes No Does this item include the use of federal funds? Yes No B. Recommended Sources of Funds/Summary of Fiscal Impact: *Fiscal impact is undeterminable at this time. The County will request reimbursement of acture expenses associated with the Coronavirus through the PA program and or utilize the Coronaviru Aid, Relief, and Economic Security (CARES) Act Relief Fund. Departmental Fiscal Review: FF I. REVIEW COMMENTS A. OFMB Fiscal and/or Contract Dev. and Control Comments: M. Unolust B. Legal Sufficiency Assistant County Attorney	025
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B. Legal Sufficiency	
B. Legal Sufficiency	120
Man -	
Assistant County Attorney	
C. Other Department Review:	

Department Director

This summary is not to be used as a basis for payment.



DECLARATION OF CONTINUING STATE OF EMERGENCY PALM BEACH COUNTY, FLORIDA

WHEREAS, on March 13, 2020, Palm Beach County declared a local State of Emergency due to the Coronavirus pandemic which was renewed on March 19, 2020 and expired on March 20, 2020 unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, effective on March 20, 2020, Palm Beach County issued a Declaration of Continuing State of Emergency due to the Coronavirus pandemic which expired on March 27, 2020, unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on March 25, 2020, Palm Beach County extended the State of Emergency effective date of March 27, 2020, by seven days which expired on April 3, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on April 3, 2020, Palm Beach County extended the State of Emergency effective date of April 3, 2020, by seven days which expired on April 10, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on April 10, 2020, Palm Beach County extended the State of Emergency effective date of April 10, 2020, by seven days which expired on April 17, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

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WHEREAS, on April 17, 2020, Palm Beach County extended the State of Emergency effective date of April 17, 2020, by seven days which expired on April 24, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on April 24, 2020, Palm Beach County extended the State of Emergency effective date of April 24, 2020, by seven days which expired on May 1, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on May 1, 2020, Palm Beach County extended the State of Emergency effective date of May 1, 2020, by seven days which expired on May 8, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on May 7, 2020, Palm Beach County extended the State of Emergency effective date of May 8, 2020, by seven days which expired on May 15, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on May 15, 2020, Palm Beach County extended the State of Emergency effective date of May 15, 2020, by seven days which expired on May 22, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on May 21, 2020, Palm Beach County extended the State of Emergency effective date of May 22, 2020, by seven days which expired on May 29, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on May 27, 2020, Palm Beach County extended the State of Emergency effective date of May 29, 2020, by seven days which expired on June 5, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on June 4, 2020, Palm Beach County extended the State of Emergency effective date of June 5, 2020, by seven days which will expired on June 12, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on June 11, 2020, Palm Beach County extended the State of Emergency effective date of June 12, 2020, by seven days which expired on June 19, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on June 19, 2020, Palm Beach County extended the State of Emergency effective date of June 19, 2020, by seven days which expired on June 26, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on June 25, 2020, Palm Beach County extended the State of Emergency effective date of June 26, 2020, by seven days which expired on July 3, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

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WHEREAS, on July 1, 2020, Palm Beach County extended the State of Emergency effective date of July 3, 2020, by seven days which expired on July 10, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on July 9, 2020, Palm Beach County extended the State of Emergency effective date of July 10, 2020, by seven days which expired on July 17, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on July 16, 2020, Palm Beach County extended the State of Emergency effective date of July 17, 2020, by seven days which expired on July 24, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on July 24, 2020, Palm Beach County extended the State of Emergency effective date of July 24, 2020, by seven days which expired on July 31, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on July 30, 2020, Palm Beach County extended the State of Emergency effective date of July 31, 2020, by seven days which expired on August 7, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on August 5, 2020, Palm Beach County extended the State of Emergency effective date of August 7, 2020, by seven days which expired on August 14, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on August 13, 2020, Palm Beach County extended the State of Emergency effective date of August 14, 2020, by seven days which expired on August 21, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on August 20, 2020, Palm Beach County extended the State of Emergency effective date of August 21, 2020, by seven days which expired on August 28, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on August 27, 2020, Palm Beach County extended the State of Emergency effective date of August 28, 2020, by seven days which expired on September 4, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on September 2, 2020, Palm Beach County extended the State of Emergency effective date of September 4, 2020, by seven days which expired on September 11, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on September 11, 2020, Palm Beach County extended the State of Emergency effective date of September 11, 2020, by seven days which expired on September 18, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

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WHEREAS, on September 18, 2020, Palm Beach County extended the State of Emergency effective date of September 18, 2020, by seven days which expired on September 25, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on September 24, 2020, Palm Beach County extended the State of Emergency effective date of September 25, 2020, by seven days which expired on October 2, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on October 2, 2020, Palm Beach County extended the State of Emergency effective date of October 2, 2020, by seven days which will expire on October 9, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, the local emergency is continuing, and it is necessary to continue the local state of emergency for an additional seven days.

NOW, THEREFORE, BE IT DECLARED that pursuant to Palm Beach County Code Article II, Section 9-35;

- 1. The foregoing recitals are incorporated herein by reference.
- 2. The Palm Beach County State of Emergency Declaration is hereby extended by 7 days pursuant to Section 252.38(3)(a)(5), Florida Statutes; and shall continue in full force and effect through October 16, 2020.
- 3. This Declaration shall expire at the date and time set forth herein unless further extended or terminated by the Board of County Commissioners, the Mayor, Vice Mayor or County Administrator as permitted in the Palm Beach County Code.
- 4. This Declaration shall be filed with the Clerk of the Court.

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PALM BEACH COUNTY

APPROVED AS TO LEGAL SUFFICIENCY

County Attorney

By:

0 By:

Mayor Dave Kerner

Date: 10-08-2020

ATTEST **CLERK & COMPTROLLER**

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DECLARATION OF CONTINUING STATE OF EMERGENCY PALM BEACH COUNTY, FLORIDA

WHEREAS, on March 13, 2020, Palm Beach County declared a local State of Emergency due to the Coronavirus pandemic which was renewed on March 19, 2020 and expired on March 20, 2020 unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, effective on March 20, 2020, Palm Beach County issued a Declaration of Continuing State of Emergency due to the Coronavirus pandemic which expired on March 27, 2020, unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on March 25, 2020, Palm Beach County extended the State of Emergency effective date of March 27, 2020, by seven days which expired on April 3, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on April 3, 2020, Palm Beach County extended the State of Emergency effective date of April 3, 2020, by seven days which expired on April 10, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on April 10, 2020, Palm Beach County extended the State of Emergency effective date of April 10, 2020, by seven days which expired on April 17, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

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WHEREAS, on April 17, 2020, Palm Beach County extended the State of Emergency effective date of April 17, 2020, by seven days which expired on April 24, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on April 24, 2020, Palm Beach County extended the State of Emergency effective date of April 24, 2020, by seven days which expired on May 1, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on May 1, 2020, Palm Beach County extended the State of Emergency effective date of May 1, 2020, by seven days which expired on May 8, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on May 7, 2020, Palm Beach County extended the State of Emergency effective date of May 8, 2020, by seven days which expired on May 15, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on May 15, 2020, Palm Beach County extended the State of Emergency effective date of May 15, 2020, by seven days which expired on May 22, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on May 21, 2020, Palm Beach County extended the State of Emergency effective date of May 22, 2020, by seven days which expired on May 29, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on May 27, 2020, Palm Beach County extended the State of Emergency effective date of May 29, 2020, by seven days which expired on June 5, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on June 4, 2020, Palm Beach County extended the State of Emergency effective date of June 5, 2020, by seven days which will expired on June 12, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on June 11, 2020, Palm Beach County extended the State of Emergency effective date of June 12, 2020, by seven days which expired on June 19, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on June 19, 2020, Palm Beach County extended the State of Emergency effective date of June 19, 2020, by seven days which expired on June 26, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on June 25, 2020, Palm Beach County extended the State of Emergency effective date of June 26, 2020, by seven days which expired on July 3, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

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WHEREAS, on July 1, 2020, Palm Beach County extended the State of Emergency effective date of July 3, 2020, by seven days which expired on July 10, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on July 9, 2020, Palm Beach County extended the State of Emergency effective date of July 10, 2020, by seven days which expired on July 17, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on July 16, 2020, Palm Beach County extended the State of Emergency effective date of July 17, 2020, by seven days which expired on July 24, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on July 24, 2020, Palm Beach County extended the State of Emergency effective date of July 24, 2020, by seven days which expired on July 31, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on July 30, 2020, Palm Beach County extended the State of Emergency effective date of July 31, 2020, by seven days which expired on August 7, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on August 5, 2020, Palm Beach County extended the State of Emergency effective date of August 7, 2020, by seven days which expired on August 14, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on August 13, 2020, Palm Beach County extended the State of Emergency effective date of August 14, 2020, by seven days which expired on August 21, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on August 20, 2020, Palm Beach County extended the State of Emergency effective date of August 21, 2020, by seven days which expired on August 28, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on August 27, 2020, Palm Beach County extended the State of Emergency effective date of August 28, 2020, by seven days which expired on September 4, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on September 2, 2020, Palm Beach County extended the State of Emergency effective date of September 4, 2020, by seven days which expired on September 11, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on September 11, 2020, Palm Beach County extended the State of Emergency effective date of September 11, 2020, by seven days which expired on September 18, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

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WHEREAS, on September 18, 2020, Palm Beach County extended the State of Emergency effective date of September 18, 2020, by seven days which expired on September 25, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on September 24, 2020, Palm Beach County extended the State of Emergency effective date of September 25, 2020, by seven days which expired on October 2, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on October 2, 2020, Palm Beach County extended the State of Emergency effective date of October 2, 2020, by seven days which expired on October 9, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on October 8, 2020, Palm Beach County extended the State of Emergency effective date of October 9, 2020, by seven days which will expire on October 16, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, the local emergency is continuing, and it is necessary to continue the local state of emergency for an additional seven days.

NOW, THEREFORE, BE IT DECLARED that pursuant to Palm Beach County Code Article II, Section 9-35;

- 1. The foregoing recitals are incorporated herein by reference.
- 2. The Palm Beach County State of Emergency Declaration is hereby extended by 7 days pursuant to Section 252.38(3)(a)(5), Florida Statutes; and shall continue in full force and effect through October 23, 2020.
- 3. This Declaration shall expire at the date and time set forth herein unless further extended or terminated by the Board of County Commissioners, the Mayor, Vice Mayor or County Administrator as permitted in the Palm Beach County Code.
- 4. This Declaration shall be filed with the Clerk of the Court.

APPROVED AS TO LEGAL SUFFICIENCY

By: _____ Mayor Dave Kerner

By: <u>Scan add</u> Williams County Attorney

Date: October 15, 2020

ATTEST CLERK & COMPTROLLER

RBab By: ______ Deputy Cler

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Order No. 2020-029



EMERGENCY ORDER NUMBER 29 PALM BEACH COUNTY COVID-19 EXTENSION OF FACIAL COVERINGS DIRECTIVE

WHEREAS, COVID-19, a respiratory illness caused by a virus that spreads rapidly from person to person and may result in serious illness or death, constitutes a clear and present threat to the lives, health, welfare, and safety of the people of Palm Beach County; and

WHEREAS, on March 9, 2020, Governor Ron DeSantis issued Executive Order 20-52, declaring a state of emergency for the State of Florida as a result of COVID-19; and

WHEREAS, on March 13, 2020, pursuant to Section 252.38(3)(a)(5), Florida Statutes, Palm Beach County declared a local State of Emergency due to the Coronavirus pandemic, which has since been extended in accordance with applicable law; and

WHEREAS, on March 24, 2020, Governor Ron DeSantis also issued Executive Order 20-83 directing the State Surgeon General and the State Health Officer to issue a public health advisory for senior persons and persons that have a serious underlying medical condition that places them at a high risk of severe illness from COVID-19 to stay at home. Such conditions include, but are not limited to, chronic lung disease or moderate to severe asthma, serious heart conditions, immunocompromised status, including those in cancer treatment, and severe obesity; and

WHEREAS, Governor Ron DeSantis has issued a number of subsequent Executive Orders in response to the COVID-19 pandemic, including Executive Order 20-112, a Phase 1: Safe Smart Step-by-Step Plan for Florida's Recovery, under which the Governor re-opened certain businesses, and Executive Order 20-120 which, among other things, served to include Palm Beach County under Phase 1, and Executive Order 20-123, in which the Governor extended and brought all Florida counties into Full Phase 1; and

WHEREAS, Palm Beach County operated under Phase 1 from May 11, 2020 to September 4, 2020, in accordance with Executive Orders 20-120, 20-123 and Order 20-139, and on September 3, 2020, Governor Ron DeSantis authorized Palm Beach County to move to Phase 2 of the *Safe. Smart. Step-by-Step. Plan for Florida's Recovery;* and

WHEREAS, the County Administrator determined that it was necessary and appropriate to issue an emergency order authorizing additional business re-openings in accordance with the

direction of Governor DeSantis and Step 1 of the *Incremental Phase 2 Re-Opening Plan* and Emergency Order 2020-024 was issued for that purpose on September 4, 2020; and

WHEREAS, on September 25, 2020, Governor DeSantis issued Executive Order 20-244 moving all of Florida's counties into Phase 3. This order authorized all businesses to be open with minimal restrictions; and

WHEREAS, in response to the Governor's Executive Order 20-244, the County Administrator on September 29, 2020, issued Emergency Order 2020-028 repealing all prior emergency orders with the exception of Orders 2020-012 (facial coverings) and 2020-017 (enforcement). Order 2020-028 allowed all businesses and establishments to reopen with adherence to the facial covering order, social distancing, and enhanced cleaning protocols, and indicated that pursuant to Governor DeSantis' Executive Order 20-244, COVID-19 related collection of fines and penalties upon individuals is suspended; and

WHEREAS, the Centers for Disease Control and Prevention (CDC) has affirmed that cloth face coverings are a critical tool in the fight against COVID-19, citing increased evidence that cloth face coverings help prevent people who have COVID-19 from spreading the virus to others; and

WHEREAS, the CDC continues to recommend the use of face coverings, the practice of social distancing, and enhanced cleaning and disinfection to prevent COVID-19 spread; and

WHEREAS, the County Administrator issued Emergency Order 2020-012, Additional Directive on Wearing of Facial Coverings, on June 24, 2020 mandating the wearing of facial coverings in all businesses, establishments, and in public spaces. The order also required retail establishments and restaurants to post signage containing information regarding sanitization, social distancing, and facial covering requirements. This order, as extended, will expire on October 22, 2020 at 12:01 a.m., unless further extended; and

WHEREAS, considering the most current data on COVID-19 spread in Palm Beach County and throughout the nation, the County's Phased Restart Resurgence Indicators, the CDC recommendations on wearing of facial coverings, and the recent reopening of all Palm Beach County businesses, establishments, and public schools, the County Administrator has determined that it is in the best interest of the County to protect the health, safety, and welfare of its residents and visitors at this time to extend Emergency Order Number 2020-012 for an additional thirty (30) days.

NOW, THEREFORE, IT IS HEREBY ORDERED pursuant to Palm Beach County Code Chapter 9, Article II, Section 9-35, as well as the authorities granted to me by Declaration of Emergency issued by Governor DeSantis in Executive Order 20-52, by Chapter 252, Florida Statutes, by the Board of County Commissioners, by the Palm Beach County Comprehensive Emergency Management Plan, and as otherwise provided by law, I hereby order as follows:

1. **Recitals.** The foregoing recitals are hereby incorporated herein by reference.

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- 2. **Extension.** Executive Order 2020-012 is hereby extended until 12:01 a.m. on November 21, 2020.
- 3. **Conflicts.** Any provision(s) within this Order that conflict(s) with any state or federal law or constitutional provision, or conflict(s) with, or are superseded by, a current or subsequently-issued Executive Order of the Governor or the President of the United States, shall be deemed inapplicable and deemed to be severed from this Order, with the remainder of the Order remaining intact and in full force and effect. To the extent application of some or all of the provisions of this Order is prohibited on the sovereign land of a federally or state recognized sovereign or Indian tribe, such application is expressly excluded from this Order. The provisions of this Order shall supersede the specific provisions of any previously issued County Emergency Order that is contrary to or in conflict with this Order.
- 4. Effective Date. This Order shall be effective as of 12:01 a.m. on October 22, 2020.

PALM BEACH COUNTY

Cater) Bv ounty Administrator

ATTEST CLERK & COMPTROLLER

By:

APPROVED AS TO LEGAL SUFFICIENCY

By: <u>LDC for Denise Marie Nieman</u> County Attorney

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DECLARATION OF CONTINUING STATE OF EMERGENCY PALM BEACH COUNTY, FLORIDA

WHEREAS, on March 13, 2020, Palm Beach County declared a local State of Emergency due to the Coronavirus pandemic which was renewed on March 19, 2020 and expired on March 20, 2020 unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, effective on March 20, 2020, Palm Beach County issued a Declaration of Continuing State of Emergency due to the Coronavirus pandemic which expired on March 27, 2020, unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on March 25, 2020, Palm Beach County extended the State of Emergency effective date of March 27, 2020, by seven days which expired on April 3, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on April 3, 2020, Palm Beach County extended the State of Emergency effective date of April 3, 2020, by seven days which expired on April 10, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on April 10, 2020, Palm Beach County extended the State of Emergency effective date of April 10, 2020, by seven days which expired on April 17, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on April 17, 2020, Palm Beach County extended the State of Emergency effective date of April 17, 2020, by seven days which expired on April 24, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

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WHEREAS, on April 24, 2020, Palm Beach County extended the State of Emergency effective date of April 24, 2020, by seven days which expired on May 1, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on May 1, 2020, Palm Beach County extended the State of Emergency effective date of May 1, 2020, by seven days which expired on May 8, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on May 7, 2020, Palm Beach County extended the State of Emergency effective date of May 8, 2020, by seven days which expired on May 15, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on May 15, 2020, Palm Beach County extended the State of Emergency effective date of May 15, 2020, by seven days which expired on May 22, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on May 21, 2020, Palm Beach County extended the State of Emergency effective date of May 22, 2020, by seven days which expired on May 29, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on May 27, 2020, Palm Beach County extended the State of Emergency effective date of May 29, 2020, by seven days which expired on June 5, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on June 4, 2020, Palm Beach County extended the State of Emergency effective date of June 5, 2020, by seven days which will expired on June 12, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on June 11, 2020, Palm Beach County extended the State of Emergency effective date of June 12, 2020, by seven days which expired on June 19, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on June 19, 2020, Palm Beach County extended the State of Emergency effective date of June 19, 2020, by seven days which expired on June 26, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on June 25, 2020, Palm Beach County extended the State of Emergency effective date of June 26, 2020, by seven days which expired on July 3, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on July 1, 2020, Palm Beach County extended the State of Emergency effective date of July 3, 2020, by seven days which expired on July 10, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

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WHEREAS, on July 9, 2020, Palm Beach County extended the State of Emergency effective date of July 10, 2020, by seven days which expired on July 17, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on July 16, 2020, Palm Beach County extended the State of Emergency effective date of July 17, 2020, by seven days which expired on July 24, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on July 24, 2020, Palm Beach County extended the State of Emergency effective date of July 24, 2020, by seven days which expired on July 31, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on July 30, 2020, Palm Beach County extended the State of Emergency effective date of July 31, 2020, by seven days which expired on August 7, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on August 5, 2020, Palm Beach County extended the State of Emergency effective date of August 7, 2020, by seven days which expired on August 14, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on August 13, 2020, Palm Beach County extended the State of Emergency effective date of August 14, 2020, by seven days which expired on August 21, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on August 20, 2020, Palm Beach County extended the State of Emergency effective date of August 21, 2020, by seven days which expired on August 28, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on August 27, 2020, Palm Beach County extended the State of Emergency effective date of August 28, 2020, by seven days which expired on September 4, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on September 2, 2020, Palm Beach County extended the State of Emergency effective date of September 4, 2020, by seven days which expired on September 11, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on September 11, 2020, Palm Beach County extended the State of Emergency effective date of September 11, 2020, by seven days which expired on September 18, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on September 18, 2020, Palm Beach County extended the State of Emergency effective date of September 18, 2020, by seven days which expired on September 25, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

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WHEREAS, on September 24, 2020, Palm Beach County extended the State of Emergency effective date of September 25, 2020, by seven days which expired on October 2, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on October 2, 2020, Palm Beach County extended the State of Emergency effective date of October 2, 2020, by seven days which expired on October 9, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on October 8, 2020, Palm Beach County extended the State of Emergency effective date of October 9, 2020, by seven days which expired on October 16, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on October 15, 2020, Palm Beach County extended the State of Emergency effective date of October 16, 2020, by seven days which will expire on October 23, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, the local emergency is continuing, and it is necessary to continue the local state of emergency for an additional seven days.

NOW, THEREFORE, BE IT DECLARED that pursuant to Palm Beach County Code Article II, Section 9-35;

- 1. The foregoing recitals are incorporated herein by reference.
- 2. The Palm Beach County State of Emergency Declaration is hereby extended by 7 days pursuant to Section 252.38(3)(a)(5), Florida Statutes; and shall continue in full force and effect through October 30, 2020.
- 3. This Declaration shall expire at the date and time set forth herein unless further extended or terminated by the Board of County Commissioners, the Mayor, Vice Mayor or County Administrator as permitted in the Palm Beach County Code.
- 4. This Declaration shall be filed with the Clerk of the Court.

PALM BEACH COUNTY

APPROVED AS TO LEGAL SUFFICIENCY

By: Mayor Dave Kerner

By: County Attorney

Date: Octan 2212 2020

ATTEST CLERK & COMPTROLLER

By: Deputy Clerk

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ATTACHMENT 5



DECLARATION OF CONTINUING STATE OF EMERGENCY PALM BEACH COUNTY, FLORIDA

WHEREAS, on March 13, 2020, Palm Beach County declared a local State of Emergency due to the Coronavirus pandemic which was renewed on March 19, 2020 and expired on March 20, 2020 unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, effective on March 20, 2020, Palm Beach County issued a Declaration of Continuing State of Emergency due to the Coronavirus pandemic which expired on March 27, 2020, unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on March 25, 2020, Palm Beach County extended the State of Emergency effective date of March 27, 2020, by seven days which expired on April 3, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on April 3, 2020, Palm Beach County extended the State of Emergency effective date of April 3, 2020, by seven days which expired on April 10, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on April 10, 2020, Palm Beach County extended the State of Emergency effective date of April 10, 2020, by seven days which expired on April 17, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on April 17, 2020, Palm Beach County extended the State of Emergency effective date of April 17, 2020, by seven days which expired on April 24, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

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WHEREAS, on April 24, 2020, Palm Beach County extended the State of Emergency effective date of April 24, 2020, by seven days which expired on May 1, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on May 1, 2020, Palm Beach County extended the State of Emergency effective date of May 1, 2020, by seven days which expired on May 8, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on May 7, 2020, Palm Beach County extended the State of Emergency effective date of May 8, 2020, by seven days which expired on May 15, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on May 15, 2020, Palm Beach County extended the State of Emergency effective date of May 15, 2020, by seven days which expired on May 22, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on May 21, 2020, Palm Beach County extended the State of Emergency effective date of May 22, 2020, by seven days which expired on May 29, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on May 27, 2020, Palm Beach County extended the State of Emergency effective date of May 29, 2020, by seven days which expired on June 5, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on June 4, 2020, Palm Beach County extended the State of Emergency effective date of June 5, 2020, by seven days which will expired on June 12, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on June 11, 2020, Palm Beach County extended the State of Emergency effective date of June 12, 2020, by seven days which expired on June 19, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on June 19, 2020, Palm Beach County extended the State of Emergency effective date of June 19, 2020, by seven days which expired on June 26, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on June 25, 2020, Palm Beach County extended the State of Emergency effective date of June 26, 2020, by seven days which expired on July 3, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on July 1, 2020, Palm Beach County extended the State of Emergency effective date of July 3, 2020, by seven days which expired on July 10, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

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WHEREAS, on July 9, 2020, Palm Beach County extended the State of Emergency effective date of July 10, 2020, by seven days which expired on July 17, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on July 16, 2020, Palm Beach County extended the State of Emergency effective date of July 17, 2020, by seven days which expired on July 24, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on July 24, 2020, Palm Beach County extended the State of Emergency effective date of July 24, 2020, by seven days which expired on July 31, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on July 30, 2020, Palm Beach County extended the State of Emergency effective date of July 31, 2020, by seven days which expired on August 7, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on August 5, 2020, Palm Beach County extended the State of Emergency effective date of August 7, 2020, by seven days which expired on August 14, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on August 13, 2020, Palm Beach County extended the State of Emergency effective date of August 14, 2020, by seven days which expired on August 21, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on August 20, 2020, Palm Beach County extended the State of Emergency effective date of August 21, 2020, by seven days which expired on August 28, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on August 27, 2020, Palm Beach County extended the State of Emergency effective date of August 28, 2020, by seven days which expired on September 4, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on September 2, 2020, Palm Beach County extended the State of Emergency effective date of September 4, 2020, by seven days which expired on September 11, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on September 11, 2020, Palm Beach County extended the State of Emergency effective date of September 11, 2020, by seven days which expired on September 18, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on September 18, 2020, Palm Beach County extended the State of Emergency effective date of September 18, 2020, by seven days which expired on September 25, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

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WHEREAS, on September 24, 2020, Palm Beach County extended the State of Emergency effective date of September 25, 2020, by seven days which expired on October 2, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on October 2, 2020, Palm Beach County extended the State of Emergency effective date of October 2, 2020, by seven days which expired on October 9, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on October 8, 2020, Palm Beach County extended the State of Emergency effective date of October 9, 2020, by seven days which expired on October 16, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on October 15, 2020, Palm Beach County extended the State of Emergency effective date of October 16, 2020, by seven days which expired on October 23, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on October 22, 2020, Palm Beach County extended the State of Emergency effective date of October 23, 2020, by seven days which will expire on October 30, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, the local emergency is continuing, and it is necessary to continue the local state of emergency for an additional seven days.

NOW, THEREFORE, BE IT DECLARED that pursuant to Palm Beach County Code Article II, Section 9-35;

- 1. The foregoing recitals are incorporated herein by reference.
- 2. The Palm Beach County State of Emergency Declaration is hereby extended by 7 days pursuant to Section 252.38(3)(a)(5), Florida Statutes; and shall continue in full force and effect through November 6, 2020.
- 3. This Declaration shall expire at the date and time set forth herein unless further extended or terminated by the Board of County Commissioners, the Mayor, Vice Mayor or County Administrator as permitted in the Palm Beach County Code.
- 4. This Declaration shall be filed with the Clerk of the Court.

PALM BEACH COUNTY

APPROVED AS TO LEGAL SUFFICIENCY

County Attorney

By:

By: <u>Mayor Dave Kerner</u>

Date: 10/28/20

ATTEST CLERK & COMPTROLLER

By: <u>Julu Burn</u> Deputy Clerk

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