



Town of Mason

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Mason TN 38049
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EXECUTIVE ORDER NO. 10 OF THE MAYOR OF THE TOWN OF MASON, TENNESSEE DECLARING A STATE OF EMERGENCY

WHEREAS, the novel Coronavirus Disease (COVID-19) is a respiratory disease caused by the SARS-CoV-2 virus that can result in mild or severe symptoms, including fever, cough, and shortness of breath, and can lead to serious illness or death, particularly in the case of older adults and persons with serious chronic health conditions; and

WHEREAS, COVID-19 is highly infectious and a novel virus, meaning persons have no immunity and the virus can cause serious illness requiring hospitalization, sometimes intensive care, among persons of all age ranges, regardless of their current health; and

WHEREAS, on March 11, 2020 the World Health Organization declared the COVID-19 outbreak a global pandemic; and

WHEREAS, Governor Bill Lee declared a state of emergency in the State of Tennessee on March 12, 2020 by Executive Order No. 14, and continues through June 30, 2020 to facilitate extension of the state of emergency through Executive Order Nos. 36, 37 and 38 of the provisions to the continued effort to contain COVID-19, updated May 28, 2020; and

WHEREAS, President Donald Trump declared a national state of emergency in the United States on March 13, 2020; and

WHEREAS, a significant outbreak of COVID-19 is occurring in the United States with over 1,883,000 persons infected across the country, and the death total is more than 108,100 Americans that have died from complications caused by COVID-19 as of June 4, 2020; and

Emmit D. Gooden, Mayor
egooden@townofmasontn.org

WHEREAS, a significant outbreak is occurring in the State of Tennessee with more than 25,120 persons infected across the State, with over 5,631 of which are in neighboring Shelby County, as of June 4, 2020 and

WHEREAS, over 1,855 Tennesseans are hospitalized with COVID-19, and 401 Tennesseans have died from complications caused by COVID-19 as of June 4, 2020; and

WHEREAS, there are currently 461 reported cases in Tipton County, and County Executive Jeff Huffman declared a state of emergency in Tipton County on March 22, 2020, which has been continued and is ongoing; and

WHEREAS, COVID-19 is a danger to the safety, health, welfare and economic well-being of the citizens of the Town of Mason, Tennessee and poses an immediate and significant health emergency in the Town of Mason, Tennessee; and

WHEREAS, the Town of Mason Mayor Emmitt D. Gooden has previously declared a state of emergency by Executive Order issued March 24, 2020 in connection with the COVID-19 outbreak. A subsequent emergency declaration was issued by the Town of Mason Mayor Emmitt D. Gooden on March 24, 2020, April 8, 2020, April 15, 2020, April 23, 2020, May 1, 2020, May 7, 2020, May 15, 2020, May 22, 2020, and May 29, 2020; and

WHEREAS, Tennessee Code Annotated §58-2-110 and §58-8-104 provides the Mayor with the power and authority to declare a local state of emergency, to include in cases of disease outbreaks and epidemics, which shall have an immediate effect when declared for a period of seven (7) days, and may be extended as necessary in seven (7) day increments; and

WHEREAS, Tennessee Code Annotated §38-9-102 provides the Mayor with the power and authority to proclaim a civil emergency in cases of any natural disaster within the geographic limits of the Town resulting in death or injury of persons to such an extent that extraordinary measures must be taken to protect the public health, safety and welfare; and

WHEREAS, Town Charter confers general police powers upon the Town, and authorizes the Town to act and to regulate in the interests of public health, safety and welfare; and

NOW, THEREFORE, I, Emmitt D. Gooden, Mayor of the Town of Mason, Tennessee, pursuant to the power and authority vested in me by the Tennessee Constitution, *Tennessee Code Annotated* §58-2-110, §58-8-104, §38-9-102 and all other applicable law, hereby DECLARE A STATE OF EMERGENCY continues to exist in the Town of Mason due to the ongoing outbreak of COVID-19, and do therefore, invoke all

powers and authorities granted to me under Tennessee law and all other applicable local, state and federal regulations for the duration of this emergency. I further PROCLAIM A CIVIL EMERGENCY exists in the Town of Mason. Based on the foregoing the following is hereby ORDERED in the Town of Mason effective immediately:

SECTION 1: The provisions of the previously declared and issued Executive Orders of Mayor Emmitt D. Gooden of the Town of Mason, Tennessee dated March 24, 2020, April 8, 2020, April 15, 2020, April 23, 2020, May 1, 2020, May 7, 2020, May 15, 2020, May 22, 2020 and May 29, 2020 pertaining to COVID-19 are void and hereby replaced by this Order.

SECTION 2: For the duration of this emergency the Town of Mason will take any and all action necessary to provide for and protect the health, safety and well-being of citizens of the Town of Mason and protect their life and property, including, but not limited to, the following, and all procedures and formalities normally required for any of the following are waived during the effective time period as provided herein or any extension thereof:

- (a) performance of public work and taking any prudent action that is necessary to ensure the health, safety and welfare of the community;
- (b) employment of temporary and permanent workers;
- (c) utilization of volunteer workers;
- (d) rental of equipment;
- (e) acquisition and distribution, with or without compensation, of supplies, materials and facilities;

SECTION 3: All Town of Mason departments shall keep and maintain an accurate accounting of all public funds expended by their department to respond to the outbreak of COVID-19, and all departments and agencies within the Town of Mason are authorized to seek any and all federal and state financial assistance and reimbursement of funds.

SECTION 4: Executive Orders NO. 17, 18, 21, 22, 23, 25, 29, 30, 33, 35 issued by Governor Bill Lee have been previously incorporated and as Tennessee continues to mitigate the spread of COVID-19, the State's Economic Recovery Group lifted capacity restrictions on Restaurants and the Retail Industry to instead focus on social distancing and best practices, and did issue a guideline which was given to Restaurants and Retailers within the Town of Mason to facilitate their safe reopening effective May 22, 2020.

- (a) All gyms, indoor exercise or fitness facilities were allowed to open May 1, 2020, as defined by the Economic Recovery Group and in keeping with guidelines and strict adherence to the Center for Disease Control guidelines. The counties excluded are those with locally-run health

departments: Shelby, Madison, Davidson, Hamilton, Knox, and Sullivan. All performing arts theaters and similar facilities, indoor children's play areas, yoga studios, dance studios, arcades and other similar facilities which serve or are open to the general public shall be closed to in person access during the effective time period as provided herein or any extension thereof;

- (b) Under Executive Order NO. 35 issued May 22, 2020, noncontact sports may resume under certain precautions, including efforts to maintain social distancing, wear masks when feasible and added sanitization measures. Sports may return under the current guidelines include but are not limited to baseball, softball, volleyball, golf, disc golf, tennis and racket sports, cycling, track and field and other running events, and equestrian. Contact sports such as football, wrestling, and hockey are not permitted except for practicing in a manner that does not involve close physical contact with other persons. Also allow the reopening of small group, non-contact entertainment and recreational venues pursuant to new safety guidelines.
- (c) Previously released summer camp guidance has been expanded to address the safe reopening of overnight camps. The Economic Recovery Group recommends additional protective measures for residential camps, including through pre-screening measures, limited mixing of campers and staff and modified sleeping arrangements, among a number of additional efforts to protect campers and staff.
- (d) Executive Order NO. 33 issued May 5, 2020, an Order amending Executive Order NO. 30 to allow reopening of close contact personal services pursuant to new safety guidelines. As of June 4, 2020, The Economic Recovery Group provided guidelines to apply to "close contact personal services" as listed in Executive Order NO. 30. Those businesses received additional safeguarding guidance, employee protection, consumer protection and business process adaptation guidelines.
- (e) All non-essential businesses, as defined in Executive Order NO. 22 issued by Governor Bill Lee, unless specifically stated otherwise herein, in the Town of Mason shall not be open for public access or use by the public. Although on April 30, 2020 Governor Lee's Economic Recovery Group released guidelines for close contact businesses to reopen on May 6, 2020, On June 5, 2020, The Town of Mason opened all cafes/lounges at 50% capacity. All must adhere to social distancing and wearing a mask to prevent the spreading of the COVID-19 Coronavirus Pandemic.
- (f) Although all hair salons, barber shops, nail shops, tanning salons, waxing salons, spas, massage therapy services, other business that pertain to personal appearance and all similar businesses that require close, in-person contact shall be closed to in-person access during the effective time period as provided herein or any extension thereof, on April 30, 2020 Governor Lee's Economic Recovery Group released guidelines for close contact businesses to reopen on May 6, 2020. As of June 4, 2020, The Economic

Recovery Group provided guidelines to apply to “close contact personal services” as listed in Executive Order NO. 30. Those businesses received additional safeguarding guidance, employee protection, consumer protection and business process adaptation guidelines.

- (g) Dental service provider(s) in the Town of Mason re-opened the week of May 18, 2020 and is practicing social distancing according to the proper guidelines from the Center For Disease Control and the American Dental Association.
- (h) All hospitals and surgical outpatient facilities in the City of Covington shall not perform non-essential procedures, which includes any medical procedure that is not necessary to address a medical emergency or to preserve the health and safety of a patient, as determined by a licensed medical provider. All hospitals and freestanding surgical outpatient facilities must postpone through the expiration of this Order, at a minimum, joint replacement, bariatric surgery, and cosmetic surgery, except for emergency or trauma-related surgery where postponement would significantly impact the health, safety, or welfare of the patient. Medical procedures excluded from postponement include, but are not limited to, surgeries related to advanced cardiovascular disease (including coronary artery disease, heart failure, and arrhythmias) that would prolong life; oncological testing, treatment, and related procedures; pregnancy-related visits and procedures, including labor and delivery; organ transplantation; procedures related to dialysis; and emergency or trauma-related procedures where postponement would significantly impact the health, safety, and welfare of the patient;
- (i) Non-hospital healthcare providers impacted by this Order are requested and encouraged to provide necessary personal protective equipment in their possession and not required for the emergency care exempted in the Order, including, but not limited to, medical gowns, N95 masks, surgical masks, TYVEK suits, boot covers, gloves, and/or eye protection to the Tennessee Emergency Management Agency by delivering such equipment to the nearest open Tennessee National Guard Armory listed on the TEMA website (www.tn.gov/tema) between the hours of 9:00 a.m. and 2:00 p.m.;
- (j) Daycare/childcare facilities are essential services and each facility may make their own decision regarding remaining open, however, if any daycare/childcare facility chooses to remain open they shall (1) limit public access to the building; (2) maintain good hygiene amongst those working and the children, including frequent hand washing; (3) significantly increase sanitation of the facility;
- (k) All businesses, buildings, and facilities that are not precluded from operation by this Order or Orders from the Governor of the State of Tennessee, are *strongly encouraged* to limit in-person access to the premises whenever possible, and reduce the number of persons permitted upon the

premises at any one time so that social distancing requirements may be observed at all times by the public and the employees of those businesses.

As of June 5, 2020, the 8:00 pm to 5:00 am curfew for all citizens of the Town of Mason is removed.

SECTION 4: SAFER AT HOME. While Governor Lee is not renewing the requirement that Tennesseans stay at home unless engaging in essential activities, residents of the Town of Mason are still *strongly encouraged* to limit their exposure to the general public unless necessary.

SECTION 5: This Executive Order issued pursuant to law shall take effect on June 5, 2020 upon execution, and shall remain in effect until the time recorded below on June 12, 2020, at which time this Order shall cease and be of no further force and effect, unless sooner terminated, or extended, by written amendment hereof, or by subsequent written order issued, in accordance with law.

IN WITNESS WHEREOF, I have subscribed my signature and caused the Seal of the Town of Mason, Tennessee, to be affixed hereto.

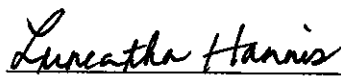


EMMIT D. GOODEN, Mayor

June 5, 2020
DATE

5:01 am
TIME

ATTEST:



City Recorder