

## ORDINANCE

### NO.

An ordinance extending a State of Emergency in Columbus, Georgia; providing for public meetings to be held using telephonic or video participation; providing authorization for the Mayor to respond to ongoing COVID-19 developments by Executive Order; and for other purposes.

- WHEREAS,** Columbus, Georgia has experienced an event of critical significance as a result of the Coronavirus disease ("COVID-19") which has continued to worsen over time; and
- WHEREAS,** the President of the United States declared a National Public Health Emergency on Friday March 13, 2020; and
- WHEREAS,** on March 14, 2020 Governor Brian Kemp declared a Public Health State of Emergency in Georgia and has continuously renewed his declaration since that time, most recently on December 30, 2020; and
- WHEREAS,** the Charter of the Columbus, Georgia grants to this Council the power to protect the safety, health, peace, security and general welfare of the inhabitants of the consolidated government, Charter of the Consolidated Government Columbus, Georgia (hereinafter, "Columbus Charter") §3-104 (2); and
- WHEREAS,** according to the Georgia Department of Public Health Daily Status Report for Saturday, July 11th, 2020, Georgia now has 323,714 confirmed cases of COVID-19, including 3,189 per 100,000 confirmed cases in Columbus Georgia/ Muscogee County; and
- WHEREAS,** according to the Georgia Department of Public Health Daily Status Report 7,192 individuals in Georgia have died and 28,987 have been hospitalized after contracting COVID-19; and
- WHEREAS,** as indicated above, the state of Georgia remains under a state of emergency as a result of the COVID-19 pandemic; and
- WHEREAS,** Governor Brian Kemp has relaxed and/or removed many restrictions on businesses resulting in citizens and visitors interacting in public and commercial establishments; and
- WHEREAS,** if COVID-19 continues to spread in Columbus, Georgia and the surrounding communities, the number of persons relying on medical, pharmaceutical, and general cleaning supplies will increase, the private and public sector work force will be

negatively impacted by absenteeism, and the demand for medical facilities may exceed locally available resources; and

**WHEREAS**, the CDC indicates that there is evidence of widespread community transmission in Georgia; and

**WHEREAS**, the CDC and public health officials expect that additional cases of COVID- 19 will be identified in the coming days; and

**WHEREAS**, taking measures to control outbreaks minimizes the risk to the public, maintains the health and the safety of the residents of Columbus, and limits the spread of infection in our communities and within the healthcare delivery system; and

**WHEREAS**, it is vitally important that we all work together to decrease the widespread proliferation of COVID-19 among us all now rather than suffer the unfortunate and devastating medical and economic consequences later; and

**WHEREAS**, this emergency order is authorized by O.C.G.A. §§38-3-4 and 38-3-28 and the local control provisions of Governor Kemp's Executive Orders of June 29, 2020, August 31, 2020 and September 30, 2020, October 30,2020, November 30, 2020, AND December 30,2020 and it is specifically intended to supplement such declaration, as amended, and should not be construed to be inconsistent therewith; and

**WHEREAS**, pursuant to O.C.G.A. §38-3-51, the Governor's declared public health emergency authorizes the Mayor and Council to use emergencies powers in O.C.G.A. §§38- 3-1 through 38-3-64; and

**WHEREAS**. in the judgment of the Mayor and Columbus Council, with advice from other subject matter experts, there exist emergency conditions as a result of COVID-19 within the geographical boundaries of the Consolidated Government as described in Section 1-102 of the Charter requiring extraordinary and immediate corrective actions for the protection of the health, safety, and welfare of the citizens of Columbus, Georgia and the surrounding communities;

**WHEREAS**, this Mayor and Council have determined that it is necessary to reimpose its Declaration of a Local State of Emergency; and

**WHEREAS**, the Columbus Charter also grants to the Council the power to determine that a state of emergency exists due to a natural disaster and adopt an ordinance addressing the emergency

without a second reading of that Ordinance, Columbus Charter §3-201(3); and

**NOW THEREFORE, THE COLUMBUS COUNCIL HEREBY DECLARES AND ORDAINS AS FOLLOWS:**

Section 1.

The Mayor and Council adopt and make the findings discussed in the "Whereas" paragraphs the factual findings of the Council.

Section 2.

The Mayor and Council hereby reinstitute the declaration of a local state of public health emergency in Columbus, Georgia.

Section 3.

During this local public health emergency, this Council and all Boards and Commissions of the Columbus Consolidated Government are hereby authorized to meet by video or teleconference during the period of emergency as long as the requirements of O.C.G.A. 50-14-1(g) pertaining to public access are met.

Section 4.

This Ordinance shall become effective at 8:00 a.m. on January 9<sup>th</sup> and shall remain in effect until 11:59 p.m. on February 7, 2021, or any such later date to which the Governor's Declaration of Public Health State of Emergency may be extended.

Section 5.

All Ordinances or parts of Ordinances in conflict with this Ordinance are, to the extent of such conflict, hereby repealed or set aside.

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Introduced at a regular meeting of the Council of Columbus, Georgia, held on the 5th day of January, 2021; and adopted at said meeting after one reading in accordance with Section 3-201(3) of the Columbus Charter by the affirmative vote of \_\_\_\_ members of Council.

|                    |        |       |
|--------------------|--------|-------|
| Councilor Allen    | voting | _____ |
| Councilor Barnes   | voting | _____ |
| Councilor Crabb    | voting | _____ |
| Councilor Davis    | voting | _____ |
| Councilor Garrett  | voting | _____ |
| Councilor House    | voting | _____ |
| Councilor Huff     | voting | _____ |
| Councilor Thompson | voting | _____ |
| Councilor Tucker   | voting | _____ |
| Councilor Woodson  | voting | _____ |

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Sandra T. Davis  
Clerk of Council

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B.H. "Skip" Henderson, III  
Mayor