

# THE CITY OF CAMDEN

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## EXECUTIVE ORDER DECLARATION OF STATE OF EMERGENCY

**WHEREAS**, Coronavirus Disease 2019 (COVID-19) is a severe acute respiratory disease that appears to occur through respiratory transmission, presents with similar symptoms to those of influenza, and can lead to serious illness or death, particularly in the case of older adults and persons with serious chronic medical conditions; and

**WHEREAS**, the Center for Disease Control and Prevention has recommended that all states and territories implement aggressive measures to slow and contain transmission of COVID-19 in the United States; and

**WHEREAS**, COVID-19 is frequently spread through close contact between persons and respiratory transmission; and

**WHEREAS**, on March 5, 2020, the first case of COVID-19 in the State of Tennessee was identified and over four thousand one hundred (4,100) additional confirmed or presumptively positive cases of COVID-19 have since been identified in Tennessee; and

**WHEREAS**, the spread and identification of additional cases of COVID-19 in Tennessee is likely to continue, and therefore, taking proactive steps to prevent a substantial risk to public health and safety is paramount; and

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

**WHEREAS**, on March 12, 2020, pursuant to the authority granted by Tenn. Code Ann. § 58-2-107, the Governor of Tennessee, Bill Lee, issued Executive Order No. 14, declaring a state of emergency to facilitate the response to COVID-19; and

**WHEREAS**, on March 13, 2020, the President of the United States, Donald J. Trump, declared a national state of emergency with respect to COVID-19; and

**WHEREAS**, the Mutual Aid and Emergency and Disaster Assistance Agreement Act of 2004, Tenn. Code Ann. § 58-8-101 *et seq.*, authorizes the mayor to declare a local state of emergency affecting such official's jurisdiction by executive order consistent and in accordance with Tenn. Code Ann. §58-2-110(3)(A)(v); and

**WHEREAS**, Tenn. Code Ann. § 58-2-110(3)(A)(v)(a) provides political subdivisions of the Tennessee State Government, Benton County, the power and authority to waive the procedures and formalities otherwise required for the performance of public work and taking whatever prudent action necessary to ensure the health, safety, and welfare of the community; and

**WHEREAS**, the declaration of a local state of emergency may entitle the City to cost reimbursement as provided in Tenn. Code Ann. §58-8-111; and

**WHEREAS**, in order to protect public health, the City of Camden finds it is necessary to request assistance from the President, Governor, and the Tennessee Department of Health to address this public health emergency; and

**WHEREAS**, the City Mayor and designees are hereby authorized to request and respond to requests of aid from other jurisdictions when necessary; and

**WHEREAS**, the City Mayor is authorized to conduct the activities of the City and to make all necessary decisions related to personnel and the day-to-day needs of the City. The City Mayor shall report to the Board of Aldermen, and whenever possible, decisions regarding City services shall be shared with the public through the City website and other means as deemed appropriate by the City Mayor.

**NOW, THEREFORE**, I, Roger Pafford, City Mayor of the City of Camden by virtue of the power and authority vested in me by all applicable laws, including the Charter for City of Camden, Tennessee; Tenn. Code Ann. §58-2-110; and Tenn. Code Ann. §58-8-104 do hereby declare a civil emergency and a local state of emergency within the City and order the following:

1. **Shelter at Home.** All individuals currently living in the City of Camden are ordered to shelter at their place of residence unless otherwise exempted as outlined in this Order. For purposes of this Order, residences include hotels, motels, shared rental units, and similar facilities. To the extent individuals are using shared or outdoor spaces, they must at all times as reasonably possible maintain social distancing of at least six feet from any other person when they are outside their residence. All persons may leave their residences only for life sustaining activities, essential government functions, or to operate life sustaining services businesses as defined in this Order. Individuals experiencing homelessness are exempt from this section, but are strongly urged to obtain shelter, and governmental and other entities are strongly urged to make such shelter available as soon as possible. Individuals whose residences are unsafe or become unsafe, such as victims of domestic violence, are permitted and urged to leave their home and stay at a safe alternative location, and contact law enforcement immediately.
2. **Only Life-Sustaining Businesses May Remain Open.** All businesses that are not life-sustaining shall cease operations effective Monday, April 13 2020 at 12:01 a.m. All businesses that are Life-Sustaining Businesses located within the bounds of the City of Camden, Tennessee, shall be closed to the public from 10:00 P.M. until 5:00 A.M. the following day. For the purposes of this Order, Life-Sustaining Businesses are all businesses that allow citizens to remain



Safer at Home, including:

- a. **CISA List.** All businesses operating in the federal critical infrastructure sectors, as outlined at <https://www.cisa.gov/identifying-critical-infrastructure-during-covid-19>.
- b. **Essential government functions.** Essential government functions including but not limited to law enforcement, public transportation, and businesses that provide government programs and services, including functions assisting economically disadvantaged populations and individuals experiencing homelessness.
- c. **Healthcare And Related Services.** Healthcare, mental and behavioral health, biomedical research, laboratory services, and other businesses that directly support the healthcare industry including but not limited to health information technology, staffing, supplies, and pharmacies.
- d. **Life-Sustaining Retail.** In-person retail businesses that provide life-sustaining goods, as well as businesses that supply life-sustaining retail and their administrative support operations. This includes, but is not limited to: stores that sell groceries and medicine; grocery stores; pharmacies, certified farmers' markets; farm and produce stands; supermarkets; convenience stores; and other establishments engaged in the retail sale of groceries, canned food, dry goods, frozen foods, fresh fruits and vegetables, pet supplies, fresh meats, fish, and poultry, prepared food, alcoholic and non-alcoholic beverages, and any other household consumer produces (such as cleaning and personal care products); and the supply chain and administrative support operations for Food and Medicine Stores. Food and Medicine Stores also include stores that sell groceries or medicine, including medication not requiring a medical prescription, and also that sell other non-grocery products and products necessary to maintaining the safety, sanitation, and essential operation of residences, Essential Activity, and Essential Services; in addition, the following additional categories of retail are designated as life-sustaining under this order:
  - i. Hardware stores and businesses that sell electrical, plumbing, and heating material;
  - ii. Agricultural supply and equipment stores;
  - iii. Medical product supply and equipment stores;
  - iv. Stores that supply first responders and other critical government and healthcare workers.
  - v. The life-sustaining retail stores listed above shall follow the guidelines for "Grocers and Retail" in Paragraph 4.
- e. **Food, Beverage, and Agriculture.** Food and beverage manufacturing, production, processing, and cultivation, including farming, livestock, fishing, baking, and other production agriculture, including cultivation, marketing, production, and distribution of animals and goods for consumption; and businesses that provide food, shelter, and other necessities of life for animals.



- d. **Organizations that Provide Charitable and Social Services.** Businesses and nonprofit organizations, both religious and secular, including food banks, when providing food, shelter, and social services, and other necessities of life for economically disadvantaged or special populations, individuals who need assistance as a result of this emergency, and people with disabilities. These organizations have a special responsibility to implement social distancing to the fullest extent possible, and to take all necessary actions to stop the spread of disease, including stopping in-person retail operations.
- e. **Media.** Newspapers, television, radio, and other media services.
- f. **Gas Stations and Businesses Needed for Transportation.** Gas stations and auto-supply, auto-repair, farm equipment, construction equipment boat repair, and related facilities. In person retail must follow the guidelines for "Grocers and Retail" in Paragraph 4.
- g. **Financial Services.** Depository institutions, including but not limited to banks and credit unions, Non-depository institutions, including but not limited to consumer, industrial and mortgage loan companies, mortgage loan brokers, originators and processors, deferred deposit, check cashers, and payday lending companies, title pledge lenders, and money transmitters; securities institutions, including but not limited to brokers, agents, advisers, and issuers; appraisers, financial markets, bond issuers, or institutions selling financial products to the extent they are providing financial services; and pawn brokers, to the extent they are providing check-cashing or similar financial services.
- h. **Housing, Buildings and Construction.** Businesses providing construction or maintenance of residential, commercial, or governmental structures, including but not limited to plumbers, electricians, exterminators, cleaning and janitorial staff, security staff, operating engineers, HVAC, painting, landscaping, moving and relocation services, necessary for sustaining the safety, sanitation and operation of structures.
- i. **Mail, Post, Shipping, Logistics, Delivery, and Pickup Services.** Post offices and other businesses that provide shipping and delivery services, and businesses that ship or deliver groceries, food, beverages, goods, or services to end users or through commercial channels.
- j. **Laundry Services.** Laundromats, dry cleaners, industrial laundry services, and laundry service providers.
- k. **Restaurants for Consumption Off-Premises.** Carry-out, delivery, and drive-through food and beverage sales may continue.
- l. **Supplies for Life-Sustaining Businesses.** Businesses that sell, manufacture, or supply other Life-Sustaining Businesses with the support or materials necessary to operate, including computers, audio and video electronics, household appliances; IT and telecommunication equipment; hardware, paint, flat glass; electrical, plumbing and heating material; sanitary equipment; personal hygiene products; food, food additives, ingredients and components; medical and orthopedic equipment; optics and photography equipment; diagnostics, food and beverages, chemicals, soaps and detergent; and firearm and ammunition suppliers and retailers for the purposes of safety and security.



- m. **Transportation.** Transportation network providers (such as Uber and Lyft), vehicle rental services, paratransit, and other private, public, and commercial transportation and logistics providers.
  - n. **Home-Based Care and Services.** Home-based care for adults, seniors, children, and/or people with developmental disabilities, intellectual disabilities, substance use disorders, and/or mental illness, and other in-home services including meal delivery.
  - o. **Professional Services.** Professional services, such as legal services, accounting services, insurance services, real estate services (including appraisal and title services). Professional services firms must implement telecommuting and remote work to the fullest extent possible, and should only use in-person interaction to support Minimum Basic Operations or where telecommuting is impossible.
  - p. **Veterinary and Related Services.** Veterinary and pet supply business and services.
  - q. **Sanitation.** Sanitation and waste removal.
  - r. **Manufacture, Distribution, and Supply Chain for Critical Products and Industries.** Manufacturing companies, distributors, and supply chain companies producing and supplying critical products and services in and for industries such as pharmaceutical, technology, biotechnology, healthcare, chemicals and sanitization, waste pickup and disposal, agriculture, food and beverage, transportation, energy, steel and steel products, petroleum and fuel, construction, communications, as well as products used by other Life-Sustaining Businesses, or products that can be used to treat or prevent COVID-19.
  - s. **Hotels and Motels.**
  - t. **Supplies to Work From Home.**
  - u. **Supplies for Essential Businesses and Operations.**
  - v. **Child Care Facilities.**
3. **Telework Permitted.** The prohibition does not apply to virtual or telework operations.
4. **Grocers and Retailers.** All businesses shall comply with social distancing guidelines and maintain a high level of sanitation and employee hygiene in line with CDC guidance. Furthermore, to prevent mass community spread of COVID-19 at retail and grocery stores, the following guidelines are being instituted:
- a. Allow no more than 10% of stated fire capacity in the store at a time (note that this reduced capacity is approximately 250 square feet per person). Require staff to count the number of customers entering and exiting the store and to enforce limits. Businesses exceeding 100,000 square foot per person shall not exceed 200 customers at any given time.
  - b. Clearly mark 6' spacing in lines and other high-traffic areas and consider ways to encourage spacing if there are lines outside. Consider posting signage or using ropes to direct customers and to limit




- bottlenecks/encourage flow in high-density areas of stores.
- c. Designate employees to monitor social distancing and assist customers.
  - d. Maximize space between customers and employees at checkout.
  - e. Designate employee(s) to ensure the cleaning guidelines set by the CDC are followed.
5. **Travel Restrictions.** All travel, including, but not limited to, travel on foot, bicycle, scooter, motorcycle, automobile, or public transit, within the City except for life sustaining activities, essential government functions, and operation of life sustaining services businesses is prohibited. People may use public transit only for purposes of performing any of the above activities. This Order allows travel into or out of the City to perform life sustaining activities, essential government functions, and operation of life sustaining services businesses. Other essential activities include, but are not limited to:
- a. Obtaining necessary services or supplies for themselves and their family or household members, or to deliver those services or supplies to others.
  - b. Caring for a family member or pet in another household.
  - c. A Medical Emergency.
  - d. To engage in outdoor activity, provided the individuals comply with Social Distancing Requirements, including but not limited to walking, hiking, fishing, hunting, dog walking, or running; provided however, that congregating or playing on playgrounds presents a unique risk for the spread of COVID-19 and is therefore prohibited.
6. **Evictions Suspended.** All evictions and service of process relating to evictions are hereby suspended in the city limits of Camden.
7. **Mass Gatherings Prohibited.** All public and private gatherings of more than ten (10) people occurring outside a single household or living unit (including churches) are prohibited. Nothing in this Order prohibits the gathering of members of a household or living unit.
8. **Funerals.** All Funerals, Celebrations of Life, Cremation Services, and Memorial Services shall only be attended by close family or less than ten (10) people per venue in accordance with Governor Lee's Executive Orders.

Pursuant to Tenn. Code Ann. §58-2-110 (3) the duration of this Executive Order is limited to seven days initially and may be extended, as necessary, in additional seven-day increments. To the extent that this Order conflicts with any prior Orders this Order shall control. Any businesses previously closed by a prior Executive Order from the Governor of Tennessee or his administration shall remain closed under the terms of this Order.

Notice of this Declaration will be promptly communicated to the Mayor, the Vice-Mayor, and the Board of Commissioners, and the Order will be filed with the Office of the City Recorder. This Declaration is valid and **effective as of 12:01AM, Monday, April 13, 2020** for a period not to exceed seven days and may be incrementally extended for additional seven-day periods as deemed necessary.

Issued and ordered this the 9th day of April, 2020 pursuant to the Charter of Camden, Tennessee; Tenn Code Ann. § 38-9-101; Tenn Code Ann. § 58-2-110; and Tenn. Code Ann. § 58-8-104.

ORDERED THIS 10<sup>th</sup> DAY OF APRIL, 2020

  
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Roger Pafford Mayor