

ORDINANCE NO. O-2020-010

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
MAGNOLIA, TEXAS, EXTENDING THE DISASTER DECLARATION
ISSUED BY MAYORAL PROCLAMATION ON MARCH 19, 2020 IN
RESPONSE TO THE NOVEL CORONA VIRUS, NOW DESIGNATED AS
COVID-19.**

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WHEREAS, on March 19, 2020, the Mayor of the City of Magnolia, Texas issued a mayoral proclamation declaring a state of disaster for the City of Magnolia , in response to the COVID-19 being declared a worldwide pandemic on March 11, 2020; and

WHEREAS, the conditions necessitating such disaster declaration continue to exist; and

WHEREAS, the City Council has determined that extraordinary measures must be taken to contain COVID-19 and prevent its spread throughout the City of Magnolia and to prevent the suffering of people in the City of Magnolia; and

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF
MAGNOLIA, TEXAS;**

Section 1. The declaration of disaster, which was signed and executed by the Mayor on March 19, 2020, shall be renewed and continue through April 15, 2020, in accordance with Section 418.108 of the Texas Government Code, unless earlier terminated by the Mayor's office, or amended, rescinded, superseded or expire pursuant to applicable law.

Section 2. That this Ordinance continues the activation of the City Emergency Plan and activates the recovery and rehabilitation aspects of all applicable local or interjurisdictional emergency management plans and authorizes the furnishing of all aid and assistance as deemed necessary or desirable by those administering such plans, and activates the preparedness and response aspects of such plans as provided therein and provides the authority for the Mayor to take actions authorized by Section 418.108 of the Government Code.

Section 3. That this Ordinance ratifies any previous adoption of and adopts the Montgomery County Emergency Plan and incorporates State of Texas Order GA-08. To the extent of a conflict between any City Order, County Order or State Order, the most restrictive controls.

Section 4. Severability. It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs and sections of this ordinance be severable, and if any phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences or sections of this ordinance, and the remainder of this Ordinance shall be enforced as written.


Section 5. That this Ordinance shall be filed promptly with the City Secretary and shall be given prompt and general publicity.

Section 6. That this Ordinance shall take effect immediately from and after its issuance.

PASSED AND APPROVED on this the 26th day of March 2020.



ATTEST:



Lynne George, FRMC, CPM, City Secretary

THE CITY OF MAGNOLIA



Todd Kana, Mayor

APPROVED AS TO FORM:


Leonard Schneider, City Attorney