EXECUTIVE ORDER EXTENDING STATE OF EMERGENCY
BY MAYOR JIM STRICKLAND, CITY OF MEMPHIS

No. 35-2020

WHEREAS, Coronavirus Disease 2019 ("COVID-19") is a communicable respiratory disease that can lead to serious illness or death, particularly in the case of elderly adults and persons with serious chronic medical conditions; and

WHEREAS, on January 21, 2020, following the guidance of Centers for Disease Control and Prevention, the Tennessee Department of Health designated COVID-19 as a reportable disease in Tennessee; and

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

WHEREAS, on March 12, 2020, the Governor for the State of Tennessee issued an Executive Order to facilitate the treatment and containment of COVID-19, pursuant to Tennessee Code Annotated § 58-2-107(e)(1); and

WHEREAS, on March 13, 2020, the President of the United States declared a national state of emergency in response to the COVID-19 pandemic; and

WHEREAS, on March 17, 2020, I declared a state of emergency for the City of Memphis, pursuant to Tennessee Code Annotated § 58-2-101 et seq. and § 38-9-101 et seq. and City of Memphis Code §§ 9-24-2, 9-8-4, and 2-58-7 in response to the COVID-19 pandemic; and

WHEREAS, on March 19, 2020, the Governor for the State of Tennessee issued Executive Order No. 15, and subsequent Executive Orders, declaring that "a state of emergency and major disaster exists to facilitate the response to COVID-19"; and

WHEREAS, on March 19, 2020, I issued Civil Emergency Proclamation and Executive Order No. 01-2020, closing restaurants and bars for on-site consumption as well as closing gyms and exercise facilities; and

WHEREAS, on March 21, 2020, I issued Civil Emergency Proclamation and Executive Order No. 02-2020, providing for the additional closures of entertainment and recreational establishments; and

WHEREAS, on March 23, 2020, I issued Civil Emergency Proclamation and Executive Order No. 03-2020 closing non-essential business and directing residents to stay at their place of residence unless for purposes otherwise allowed thereunder ("Safer at Home Order"). I extended the original expiration date of April 7, 2020 for the Safer at Home Order to April 21, 2020 pursuant to Civil Emergency Proclamation and Executive Order No. 06-2020 issued on April 6, 2020; and

WHEREAS, on May 1, 2020, I issued Civil Emergency Proclamation and Executive Order No. 12-2020 implementing the first phase of the "Back to Business" framework by re-opening certain businesses subject to COVID-19 prevention protocols and industry-specific regulations. However, the community must remain vigilant in minimizing in-person contact and avoiding unnecessary public interactions in order to prevent the spread of COVID-19;

WHEREAS, as of July 21, 2020, the Shelby County Health Department has reported at least 16,767 confirmed cases of COVID-19 in Shelby County, at least 244 deaths caused by COVID-19, and that workplace and community transmission is occurring; and

WHEREAS, as of July 21, 2020, there were at least 78,115 positive COVID-19 tests reported in the state of Tennessee; and

WHEREAS, pursuant to Tennessee Code Annotated § 58-2-110(3)(A)(v), the duration of a state of emergency declared locally is limited to seven (7) days and may be extended, as necessary, in seven-day increments; and

WHEREAS, COVID-19 continues to present a danger to public health and necessitates the extension of the Declaration of State of Emergency I originally issued on March 17, 2020 and subsequently extended by Executive Order No. 04-2020 issued on March 24, 2020, Executive Order No. 05-2020 issued on March 31, 2020, Executive Order No. 07-2020 issued on April 7, 2020, Executive Order No. 08-2020 issued on April 14, 2020, Executive Order No. 09-2020 issued on April 21, 2020; Executive Order No. 11-2020 issued on April 28, 2020; Executive Order No. 14-2020 issued on May 5, 2020; Executive Order No. 15-2020 issued on May 12, 2020; Executive Order No. 17-2020 issued on May 19, 2020; Executive Order No. 18-2020 issued on May 26, 2020; Executive Order No. issued on June 2, 2020; Executive Order No. 28-2020 issued on June 9, 2020; Executive Order No. 29-2020 issued on June 16, 2020; Executive Order No. 31-2020 issued on June 23, 2020; Executive Order No. 32-2020 issued on June 30, 2020; Executive No. 33-2020 issued on July 7, 2020; and Executive Order No. 34-2020 issued on July 14, 2020.

NOW, THEREFORE, I, JIM STRICKLAND, MAYOR OF THE CITY OF MEMPHIS by virtue of the power vested in me, declare a state of emergency continues to exist as it relates to COVID-19 and the response to COVID-19 ("Emergency"). Pursuant to Tennessee Code Annotated § 58-2-110(3)(A)(v), the Declaration of State of Emergency originally issued on March 17, 2020 and extended by subsequent Executive Orders is hereby extended for seven (7) days and I hereby continue to invoke the authority granted by Tenn. Code Ann. §§ 58-2-110, 58-2-104, 38-9-103 and 38-9-104 as well as City Code §§ 9-24-2, 9-8-4 and 2-58-7 and all other applicable law for the duration of the Emergency.

Upon signature, this Order shall become effective on July 21, 2020.

Jim Strickland, Mayor

Executed this 21st day of July, 2020