

**CITY OF SEABROOK
ORDINANCE NO. 2020-12**

EXTENSION OF DISASTER DECLARATION

AN ORDINANCE PROVIDING FOR THE EXTENSION OF DISASTER DECLARATION AS PROVIDED FOR HEREIN, AND MAKING CERTAIN FINDINGS OF FACT AND OTHER CONCLUSIONS AS SET OUT HEREIN.

WHEREAS, on the 13th day of March, 2020, the Mayor issued a proclamation declaring a State of Disaster for the City of Seabrook, Texas resulting from;

COVID-19

WHEREAS, the conditions necessitating declaration of a local state of disaster continue to exist; and

WHEREAS, §418.108(b) of the Texas Government Code provides that a local state of disaster may not be continued for a period in excess of seven days without the consent of the governing body of the political subdivision;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF SEABROOK, TEXAS:

1. That the local state of disaster proclaimed by the City of Seabrook by the Mayor on the 13th day of March, 2020, shall continue until terminated by executive order of the Mayor or by ordinance of the City Council.
2. That the City of Seabrook acknowledges the Order of the County Judge of Harris County, Texas, issued on March 16, 2020 to become effective as of March 17, 2020 at 8:00 a.m. and continuing until 11:59 p.m. on March 31, 2020 unless terminated or modified by an earlier Order, a copy of which is attached hereto, and incorporated it by reference;
3. Pursuant to Section 418.0108(d) of the Texas Government Code, this declaration of a local state of disaster activates the City of Seabrook emergency management plan and grants the Mayor and/or the City Manager or designee the powers set forth in Section 26-27 of the Seabrook Code of Ordinances, including the power to issue emergency regulations, order and actions, including the power to temporarily close City buildings, facilities, and certain uses thereof; to temporarily postpone all non-essential municipal court proceedings; to temporarily suspend all City utility shut-offs to residential customers affected by COVID-19; all as may be specifically authorized by the Mayor/City Manager. In case of conflict, this Ordinance shall control.

4. The necessity to immediately reduce to writing the fact that a state of disaster and emergency exists in the City as a result of the disaster referenced herein and to ratify and affirm the emergency regulations, orders and actions heretofore issued by the Mayor and/or the City Manager or designee creates a public emergency and an imperative public necessity requiring the suspension of the general Charter rule that no ordinance shall be passed finally on the date of its introduction except on the affirmative vote of five (5) council members but that such ordinance shall be read at two meetings of the City Council except in the case of emergency, as provided under Section 2.11(b) of the charter, and the Mayor, having declared that such emergency and necessity exists, having requested that such general Charter rule be suspended and that this ordinance be passed finally on the date of its introduction in accordance with law and take effect and be in full force and effect from and after its passages; ACCORDINGLY this ordinance is passed as an emergency measure and pursuant to local authority for emergency measures and shall become effective upon approved execution on this 17th day of March, 2020.

PASSED AND APPROVED by a vote of _____ “ayes” in favor and _____ “no’s” against on this first and final reading in full compliance with the provisions of the Charter of the City of Seabrook on this, the 17th of March, 2020.

Approved:

Thomas G. Kolupski
Mayor

Attest:

Robin Lenio, TRMC
City Secretary

Approved as to form:

Steven L. Weathered
City Attorney