



**OFFICE OF THE MAYOR
SUPPLEMENTAL DECLARATION FOR RENEWAL OF
PHASE 2 OF RESILIENT CROWLEY**

TIMOTHY "TIM" MONCEAUX
MAYOR

WHEREAS, pursuant to the Louisiana Homeland Security and Emergency Assistance and Disaster Act LA R.S. 29:721 et seq., the Governor declared a Public Health Emergency in Proclamation Number 25 JBE 2020 in response to the threat posed by COVID-19 and additional measures in Proclamation Number JBE 2020-27 with respect to additional restrictions and suspensions of deadlines and regulations in order to protect the health and safety of the public; and

STEVEN PREMEAUX
ALDERMAN-AT-LARGE
MAYOR PRO-TEM

WHEREAS, pursuant to Proclamation Number 33 JBE 2020, the Governor issued a Stay at Home Order ordering the people of Louisiana to stay at their homes unless taking essential trips or to travel to or from a place of employment, ordering some non-essential businesses to be closed and placed limitations on other businesses that were allowed to remain open; and

COUNCIL MEMBERS

JEFF CAVELL
WARD I/DIV. A

WHEREAS, the Stay at Home Order was extended to April 30, 2020 in Proclamation 41 JBE 2020 and was further extended to May 15, 2020 in Proclamation Number 52 JBE 2020; and

KIM STRINGFELLOW
WARD I/DIV. B

WHEREAS, since the time of the original Stay at Home Order, the Governor declared the State of Louisiana was on track to meet the requirements to move into Phase 1 of recovery on Friday, May 15, 2020, in accordance with the guidelines provided by the White House Coronavirus Task Force; and

THOMPSON BRADFORD CORE
WARD II/DIV. A

LYLE FOGLEMAN, Jr.
WARD II/DIV. B

WHEREAS, the White House Corona Virus Task Force issued guidelines calling for the reopening of various parts of the economy to occur in three phases with the criteria of movement of the first phase being a 14-day downward trajectory in influenza and COVID-like symptoms and a 14-day downward trajectory in all cases with positive tests with a robust testing program in place and the ability for hospitals to treat all patients without crisis care; and

VERNON MARTIN
WARD III/DIV. A

BYRON K. WILRIDGE, SR.
WARD III/DIV. B

WHEREAS, in Proclamation No. 58 JBE 2020, Governor Edwards extended the Emergency Declaration for the COVID-19 Emergency and ordered Louisiana move into Phase 1 of Resilient Louisiana and terminating the Stay at Home Order and since entering Phase 1, the requirements set by the White House Corona Virus Task Force to move into Phase 2 were met; and

CLINT CRADEUR
WARD IV/DIV. A

SAMUEL J. REGGIE, III
WARD IV/DIV. B

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AN EQUAL OPPORTUNITY EMPLOYER

WHEREAS, on June 4, 2020, Governor John Bel Edwards issued Proclamation No. 75 JBE 2020 authorizing Phase 2 of the reopening to begin on June 5, 2020; and

WHEREAS, since the Phase 2 order, the State of Louisiana, particularly Acadia Parish and the Acadiana area, has seen an alarming increase in the number of new COVID-19 positive tests with increasing positivity rates and hospitalizations requiring the State remain in Phase 2 so as to maintain the progress the state has made while at the same time slowing down the spread of COVID-19; and

WHEREAS, in the last seven days alone, Louisiana has exceeded over 100,000 total cases of COVID-19 and in the last seven days alone, Louisiana has seen an increase of 15,351 cases and over 200 new hospitalized patients with COVID-19 with the highest current amount of hospitalized patients since the middle of May; and

WHEREAS, the rise in new cases of COVID-19 is not uniform across age groups as it was in the initial weeks of the outbreak, with young adults aged 18-29 years and children under 18 accounting for the majority of new cases since entering Phase 2; and

WHEREAS, this age group has seen a significant increase in the number of cases per capita from 207 per 100,00 in March to 1058 per 100,000 in June; and

WHEREAS, this age group specific increase may reflect in part the effect of opening and expanding sectors related to amusement with at least 40 known outbreaks across the state occurring in bars; and

WHEREAS, the unanimous recommendation of the public health experts is that there be universal adoption of face coverings when strict social distancing is not possible and the White House Coronavirus Task Force has submitted a specific recommendation for Louisiana that a face covering mandate be implemented; and

WHEREAS, there is an increased risk of infection at large gatherings, with a significant number of the new COVID-19 cases being traced back to such events, necessitating a reduction in the number of people who can gather in a single space at a singular time where strict social distancing is unable to occur; and

WHEREAS, this restriction is based upon the White House Coronavirus Task Force guidance which recommends that any gatherings of over 50 people in Phase 2 be limited; and

WHEREAS, this gradual re-opening is based upon the advice and expertise of medical experts at the Louisiana Department of Health; and

WHEREAS, the Governor was advised by Dr. Birx that the state should stay in the current mitigation states as schools and universities begin to return to campus until such time the effects of students returning to school on COVID-19 cases can be measured; and

WHEREAS, the effects of Hurricane Laura will limit testing and prevent a proper analysis of the state's gating criteria metrics; and

WHEREAS, the Governor renewed the measures taken in 101 JBE 2020 keeping the state in Phase 2; and

WHEREAS, should there be an increase in the number of confirmed COVID-19 cases or should the number of COVID-19 related hospitalizations threaten the ability of the health care system to properly respond, it may be necessary to go back to the full restrictions in the Stay at Home order in Proclamation Number 52 JBE 2020; and

WHEREAS, these measures are necessary to protect the health and safety of the people of the City of Crowley;

NOW THEREFORE, I, Tim Monceaux, Mayor of the City of Crowley, by virtue of the authority to make said declarations, do hereby declare a state of emergency continues to exist as a result of the continued threat imposed to the citizens of the City of Crowley and do hereby order and direct as follows:

SECTION 1: GENERAL PROVISIONS

- A. Pursuant to the Louisiana Homeland Security and Emergency Assistance and Disaster Act (LA R.S. 29:721 et seq) and the Louisiana Health Emergency Powers Act (LA R.S. 29:760 et seq), a statewide public health emergency was declared to continue to exist in the State of Louisiana as a result of the continued threat posed to Louisiana citizens by COVID-19, the effects of which continue to threaten the lives and health of the citizens of the state and the City of Crowley.

- B. The office of the Mayor and the City Clerk are hereby expressly empowered to take any and all actions authorized under the Louisiana Health Emergency Powers Act, LA R.S. 29:760 et seq, in relation to the COVID-19 public health emergency.
- C. Pursuant to LA R.S. 14:329.6, a state of emergency is declared to remain in existence within the City for the purposes of allowing the chief law enforcement officer of the City of Crowley to, in order to protect life and property and to bring the emergency situation under control, promulgate orders for any provision therein, including a local curfew from 10:00 p.m. to 5:00 p.m.

SECTION 2: PHASE2 ORDER

- A. To preserve the public health and safety and to ensure the healthcare system is capable of serving all citizens in need, all individuals within the City of Crowley should stay at home as much as possible to avoid unnecessary exposure to COVID-19.
- B. All individuals who are higher risk of severe illness from COVID-19 should stay at home, unless travelling outside the home for an essential activity such as:
 - 1. Obtaining food, medicine and other similar goods necessary for the individual or a family member of the individual.
 - 2. Obtaining medical care and treatment and other similar vital services for an individual or a family member of the individual.
 - 3. Going to and from an individual's workplace.
 - 4. Going to and from the home of a family member.
 - 5. Going to and from an individual's place of worship.
 - 6. Engaging in outdoor activity, provided individuals maintain a distance of six feet from one another.

Those individuals who are at higher risk of severe illness, as designated by the Centers for Disease Control (CDC), are those with conditions such as asthma, chronic lung disease, compromised immune systems (including from smoking, cancer treatment, bone marrow or organ transplantation, immune deficiencies, poorly controlled HIV or AIDS, or use of corticosteroids or other immune weakening medications), diabetes, serious heart disease (including

heart failure, coronary artery disease, congenital heart disease, cardiomyopathies and hypertension), chronic kidney disease undergoing dialysis, liver disease or severe obesity or those who are 65 or older or living in a nursing home or long-term care facility.

C. Limitations on Nonessential Businesses

1. Except as provided in Paragraph (3) of this Subsection, the following nonessential businesses shall remain closed to the public and members: all places of public amusement, including but not limited to locations with amusement rides, carnivals, amusement parks, splash pads, water parks, trampoline parks, arcades, fairs and festivals, children's play centers, indoor playgrounds, theme parks, concert and music halls.
2. No bar, with or without a food service permit from the Louisiana Department of Health, shall allow for on premises consumption of any food or drinks. However, any bar shall be allowed to provide for takeout through drive-thru or curbside delivery, including alcoholic beverages.
3. Any business enumerated in Paragraph (1) of this Subsection may submit a reopening plan with specific proposals for occupancy and sanitization to the State Fire Marshal. The State Fire Marshal is authorized to approve a reopening plan and allow for reopening or may provide guidance necessary for a reopening in Phase 3. The State Fire Marshal shall further consult with the Louisiana Department of Health in reviewing any reopening plan. No occupancy limits authorized by the State Fire Marshal under this Subsection may exceed 50% occupancy.
4. Businesses closed to the public pursuant to Paragraphs (1) and (2) of this Subsection shall not be prohibited from conducting necessary activities such as payroll, cleaning services, maintenance or upkeep as necessary.

D. Critical Infrastructure and Essential Businesses

All businesses outlined in the guidance from the Cybersecurity and Infrastructure Agency (CISA) as outlined in version 3.0 of that guidance and published at www.cisa.gov/publications/guidance-essential-critical-infrastructure-workfoce may remain in full

operation. All owners and employees at such businesses shall maintain moderate social distancing between themselves and members of the public and shall wear face coverings at all times if interacting with the public.

E. Other Businesses and Organizations Allowed to Continue Operations

1. Restaurants, Cafes and Coffee Shops

- a. All restaurants, cafes and coffee shops shall be allowed to continue drive-up or curbside delivery service.
- b. All restaurants, cafes and coffee shops shall be allowed to begin dine-in service under the following conditions:
 - i. No establishment shall exceed 50% of the total occupancy as determined by the State Fire Marshal
 - ii. Waiting areas shall be closed. Members of the public should be required to make reservations or to wait outside, while maintaining moderate social distancing, or in vehicles.
 - iii. All buffets or other common food stations shall remain closed.
- c. Any business operating pursuant to this subsection shall follow the applicable guidance from the State Fire Marshal published at opensafely.la.gov and the Louisiana Department of Health with regard to sanitization and disinfection.

2. Beauty Shops, Salons and Barber Shops

All beauty shops, salons and barber shops shall be allowed to operate under the following conditions:

- a. No establishment shall exceed 50% of the total occupancy as determined by the State Fire Marshal.
- b. Waiting areas shall be closed. Members of the public should be required to make reservations or to wait outside, while maintaining social distancing, or in vehicles.

- c. Any business operating pursuant to this subsection shall follow the applicable guidelines from the State Fire Marshal published at opensafely.la.gov and the Louisiana Department of Health with regard to sanitization and disinfection.

3. Shopping Malls

All shopping malls shall be allowed to operate under the following conditions:

- a. Shopping malls may reopen at no more than 50% of the total occupancy as determined by the State Fire Marshal.
- b. Any store or business establishment in a shopping mall may reopen at no more than 50% of the total occupancy as determined by the State Fire Marshal, counting both the number of employees and members of the public present in the building at one time.
- c. Any establishment in operation shall follow guidance from the Louisiana Department of Health with regard to sanitation and disinfection.

4. Churches and other faith-based organizations

- a. No establishment shall exceed 50% of the total occupancy as determined by the State Fire Marshal.
- b. Outdoor services may continue pursuant to the May 1, 2020 guidance set forth by the State Fire Marshal.
- c. Lobbies or other areas where members of the public may congregate (except for bathrooms) shall be closed to the public.
- d. Any church or faith-based organization shall follow the applicable guidance from the State Fire Marshall published at opensafely.la.gov.
- e. Church and faith-based services shall not be limited by the crowd size restrictions contained in Subsection F herein.

5. Casinos and Video Poker Establishments

- a. No establishment shall exceed 50% of the total occupancy as determined by the State Fire Marshal.

- b. No more than 75% of gaming positions shall be in use at any one time and all utilized gaming positions shall be at least six feet apart from one another, unless separated by physical barriers.
- c. All establishments shall be required to have approved reopening plans from the Louisiana Gaming Control Board prior to reopening. Further, any plan to use physical barriers needs to be approved by the Louisiana Gaming Control Board.
- d. Lobbies or other areas where members of the public may congregate (except for bathrooms) shall be closed to the public. Members of the public should be required to wait outside, while maintaining social distancing, or in vehicles.

6. Gyms and Fitness Centers

- a. No establishment shall exceed 50% of the total occupancy as determined by the State Fire Marshal.
- b. Waiting rooms, lobbies or other areas where members of the public may congregate (except for bathrooms) shall be closed to the public. Members of the public should be required to wait outside, while maintaining social distancing, or in vehicles.
- c. Any business operating pursuant to this subsection shall follow the applicable guidelines from the State Fire Marshal published at opensafely.la.gov and the Louisiana Department of Health with regard to sanitization and disinfection.

7. All other businesses or organizations shall be allowed to continue operations, subject to the following conditions:

- a. No establishment shall exceed 50% of the total occupancy as determined by the State Fire Marshal.
- b. Waiting rooms, lobbies or other areas where members of the public may congregate (except for bathrooms) shall be closed to the public. Members of the public should be required to wait outside, while maintaining social distancing or in vehicles.
- c. Any business operating pursuant to this subsection shall follow the applicable guidance from the State Fire Marshall published at opensafely.la.gov and the

Louisiana Department of Health with regard to sanitization and disinfection.

- F. Crowd sizes are limited to no more than 50 people in any single indoor space at the same time. Crowd sizes are limited to no more than 50 people in any singular outdoor space where individuals will be in close proximity to one another and unable to maintain strict social distancing of six feet from individuals who are not immediate household members. The crowd size limitation shall not apply to those businesses deemed essential as defined by the Cybersecurity and Infrastructure Security Agency or any businesses and organizations operation at 50% capacity pursuant to Paragraphs (1) through (6) of Subsection (E) of Section 2, including churches and other faith-based organizations.

SECTION 3: FACE COVERING ORDER

- A. Every individual in the City of Crowley shall wear a face covering over the nose and mouth when inside a commercial establishment or any other building or space open to the public, whether indoor or outdoor. This shall include public or commercial modes of transportation.
- B. This requirement does not apply to the following:
 - 1. Any individual who will not come in contact with any other individual (outside of their immediate household members) or who will be able to maintain strict social distancing of six feet from any other individual (outside of their immediate household members);
 - 2. Any child under the age of eight, however all children between the ages of two and seven years old are strongly encouraged to wear a face covering in accordance with Subsection (A) of this Section;
 - 3. Any individual with a medical condition that prevents the wearing of a face covering;
 - 4. Any individual who is consuming food or drinks;
 - 5. Any individual seeking to communicate with someone who is hearing impaired;
 - 6. Any individual giving a speech for broadcast or to an audience; and

7. Any individual temporarily removing his or her face covering for identification purposes.
- C. All businesses or organizations, including all offices of the City of Crowley, its departments, boards and commissions and all other offices and facilities, shall require all persons who enter the premises to wear a face covering, unless the individual is not required to wear a face covering pursuant to Subsection 3(B) of this order.
 - D. Citations under this Section shall be written only to businesses or organizations, other than religious organizations, that fail to enforce the requirement to wear face coverings. Operators of businesses and organizations are entitled to rely on the representations of their customers, patrons or employees regarding whether or not they qualify for an exception from the face covering requirements. Businesses and organizations that rely on such a representation shall not be deemed in violation of this Emergency Declaration.
 - E. If a business or organization does not allow entry to a worker, customer or patron because that person refuses to wear a face covering, and if that worker, customer or patron enters the premises or refuses to leave the premises, law enforcement personnel may enforce the trespassing laws and other laws that the worker, customer or patron may violate.

SECTION 4: CITY EMPLOYEES AND OFFICES

- A. Crowley City Hall will be closed to the public effective immediately from August 28, 2020, to September 11, 2020, or as extended by any subsequent declaration. Regular business hours will be maintained Monday through Thursday, 8:00 a.m. – 4:30 p.m. All areas of City Hall will be closed to the members of the public, however persons who have business with the City of Crowley shall do business with the City of Crowley via telephone ((337) 783-0824), facsimile ((337) 783-3128), email and US Mail. A temporary mailbox will be placed near the front doors of City Hall. Online services are also provided through the City of City of Crowley's website, www.crowley-la.gov, for all communication and questions or to call the City of Crowley at (337) 783-0824 or may call the

direct line to any office of the City. In the event of an emergency, members of the public should call 911.

- B. The following travel restrictions will continue to apply all City employees:
1. All City employees traveling on city business are hereby directed to cancel or postpone these trips. All employees traveling on official business out of the State are hereby required to obtain specific authorization from the Human Resources Director.
 2. All City employees who intending to travel outside of the State of Louisiana for nonofficial reasons are hereby directed to notify their supervisor and the Human Resources Director, Julie Romero, of the travel as soon as possible, but in no event later than forty-eight (48) hours prior to their departure, to state the location of travel and the expected date of return and to notify their supervisor and the Human Resources Director immediately upon their return to the State of Louisiana.
 3. All City employees with household members who intend to travel or have traveled internationally are hereby directed to notify their supervisor and the Human Resources Director of the travel as soon as possible but in no event later than forty-eight (48) hours prior to the household member's departure, to state the household member's expected date of return and to notify their supervisor and Human Resources Director immediately upon the household member's actual return to the United States.
 4. All City employees shall notify their supervisor and the Human Resources Director if the employee or a household member develops symptoms associated with COVID-19.
- C. The Mayor of the City of Crowley will continue to maintain a set of guidelines for City employees who are infected with COVID-19 or under quarantine for possible exposure to COVID-19. All department heads are hereby directed to apply the guidelines for City employees who are infected or under quarantine for possible

exposure. Civil Service employees shall continue to be governed by the guidelines developed by the Municipal Fire and Police Civil Service Board or the Mayor. Such guidelines shall include a direction for management of sick leave by City employees and provide for direction, if possible, for the employee to work remotely. The guidelines developed by the Mayor shall remain in effect by this declaration.

D. Pursuant to 29 CFR Part 826.30, the following employees of the City of Crowley are excluded from receiving paid sick leave under “The Emergency Paid Sick Leave Act” or expanded family and medical leave under “The Emergency Family and Medical Leave Expansion Act”. For purposes herein, the City employees excluded from these provisions include:

1. Emergency responders, defined as any employee of the City of Crowley necessary for the provision of transport, care, healthcare, comfort and nutrition of such patients, or others needed for the response to COVID-19. This includes, but is not limited to law enforcement officers, correction institution personnel, fire fighters, emergency medical services personnel, physicians, nurses, public health personnel, emergency medical technicians, paramedics and emergency management personnel, as well as those employees who work in such facilities whose work is necessary to maintain the operation of the facility..

SECTION 5: EDUCATION

All public schools in the City of Crowley shall continue to close facilities to students for the remainder of the 2019-2020 school year. All schools providing meals or other essential services with essential staff shall necessary to perform said function comply with the Phase Two occupancy provisions of no more than 50% of the total occupancy of the building as determined by the State Fire Marshal and shall maintain moderate social distancing requirements at all times. All such employees must wear face masks or face coverings at all times.

SECTION 6: PROVISIONS FOR FIRST RESPONDERS

A. First-Responder Rulemaking

1. In an effort to preserve the health and safety of the first responders, specifically the fire fighters and police officers subject to the Municipal and Fire Civil Service System, the City of Crowley Fire and Police Municipal Civil Service Board is to maintain emergency rules providing for special COVID-19 leave rules.
2. In order to quickly achieve these rule adoptions, the 30-day notice requirements for rule adoptions found in R.S. 33:2478 and R.S. 33:2538 hereby remain suspended during the pendency of the declaration of public health emergency.
3. The City of Crowley Fire and Police Municipal Civil Service Board shall post notice of the proposed emergency rule with the 24-hour public meeting notice provided in R.S. 42:19.
4. Due to the Stay at Home Order in place statewide, the City of Crowley Fire and Police Municipal Civil Service Board shall conduct meetings by teleconference or video conference.

SECTION 7: FUNERAL SERVICES

- A. Indoor funeral services shall be limited to 50% of the capacity of the facility as set by the State Fire Marshal. Outdoor services may be held pursuant to the May 1, 2020 guidance from the State Fire Marshal for outdoor religious services. Funeral directors are directed to limit the number of personnel present at any such service to only one single funeral director and to ensure the enforcement of the CDC's social distancing guidelines during the conduct of the funeral.
- B. In order to facilitate the timely handling and interment or cremation of deceased in this City, funeral directors shall be considered "essential workers" for the purposes of obtaining access to personal protective equipment ("PPEs") and for the purposes of conducting the necessary business of death care in the City.
- C. In accordance with the rules established by the Louisiana Department of Public Health guidance, funerals for COVID-19

positive decedents shall be conducted as recommended by the CDC within five days, if practical.

- D. In order to facilitate the timely cremation of remains pursuant to the express wishes of the deceased or of those authorized to direct disposition under LA R.S. 8:655 (whichever is applicable under the law), the signatures and notarization required for cremation authorizations under LA R.S. 37:876-877 are hereby waived inasmuch as they can be replaced by faxed, scanned or photographed signatures on the requisite paperwork and video conferencing without the need for a notary. In no event shall this waiver be interpreted as an authorization to proceed with cremation in the absence of the signatures of those required by LA R.S. 37:876-877 or against the express wishes of those individuals identified by LA R.S. 8:655.
- E. To the extent necessary and as permitted by the orders of the Louisiana Supreme Court issued on March 16, 2020 and March 20, 2020, the district courts of the State of Louisiana shall consider petitions brought pursuant to LA R.S. 8:655(E) by funeral directors, hospitals or coroners during the term of this proclamation as essential proceedings necessary to respond to the COVID-19 event.
- F. In no event shall this declaration be interpreted to waive any other provisions of Title 8 or Chapter 10 of Title 37 of the Louisiana Revised Statutes that are not expressly identified herein.

SECTION 8: All departments, commissions, boards, agencies and officers of the City of Crowley are authorized and directed to cooperate in actions the City of Crowley and the State of Louisiana may take in response to the effects of this event.

SECTION 9: Unless otherwise provided in this order, these provisions are effective immediately from Friday, August 28, 2020, to September 11, 2020, or as extended by any subsequent declaration or unless terminated sooner.

THUS ISSUED effective the 28th day of August, 2020, **DONE AND SIGNED** in the City of Crowley, Acadia Parish, Louisiana on this the 2nd day of September, 2020.



TIM MONCEAUX, Mayor

ATTESTED BY:



ERIN S. CRADEUR, City Clerk

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