

RESOLUTION NO. \_\_\_\_\_

**RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LEESBURG, FLORIDA TO EXECUTE A SPECIFIC SAFETY REQUIREMENT STEMMING FROM THE NOVEL CORONAVIRUS DISEASE 2019 (COVID-19); PROVIDING FOR LEGISLATIVE FINDINGS AND INTENT; PROVIDING A FACE COVERING REQUIREMENT; PROVIDING A DURATION; PROVIDING AUTHORITY FOR THE IMPLEMENTATION OF ADMINISTRATIVE ACTIONS; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR SCRIVENER'S ERRORS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, on March 18, 2020, in response to the Novel Coronavirus Disease 2019 (COVID-19) the City of Leesburg issued a Proclamation declaring a local state of emergency; and

**WHEREAS**, the City has continued to extend the local state of emergency stemming from the COVID-19 pandemic; and

**WHEREAS**, the Center for Disease Control and Prevention (CDC) recommends wearing face covering in public settings where other social distancing measures are difficult to maintain; and

**WHEREAS**, the use of face coverings and social distancing are important public health approaches to help slow the transmission of COVID-19; and

**WHEREAS**, the City continues to take precautions, implement safety measures and take efforts to protect the general welfare of its employees, citizens and visitors during the COVID-19 pandemic; and

**WHEREAS**, pursuant to such emergency efforts, the City may from time to time find it necessary and prudent to adopt additional regulations in furtherance of the local state of emergency.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF LEESBURG, FLORIDA:**

**SECTION 1. Legislative Findings and Intent.** The City of Leesburg has complied with all requirements and procedures of Florida law in processing this Resolution. The above recitals are hereby adopted.

**SECTION 2. Face Covering Requirement.**

**A.** This regulation is intended as a measure to seek voluntary compliance.

- B. Face Covering as used herein shall mean a uniform piece of material that securely covers a person's nose and mouth and remains affixed in place without the use of one's hands.
- C. Individuals are encouraged to reserve medical and surgical face masks, such as "N95" masks or similar medical or surgical masks for health care personnel and other first responders with the greatest need for such personal protective equipment.
- D. Every person working, living, visiting or doing business in the City of Leesburg is required to wear a Face Covering, consistent with the current CDC Guidelines while inside any public place.
- E. Every person utilizing or operating public transit vehicles and vehicles for hire should wear Face Coverings.
- F. Every person working, living, visiting, or doing business in the City of Leesburg must practice social distancing by staying at least six (6) feet apart while in a public place.
- G. Face Coverings are not required outdoors.
- H. Face Coverings shall not be required for the following persons:
  1. Persons under the age of two (2);
  2. Persons for whom a Face Covering would cause impairment due to an existing health condition or disability;
  3. Persons working in a business or profession who are not interacting with the public and who are able to maintain social distancing from co-workers;
  4. Persons working in or within portions of a business or profession who do not have face to face interaction with others;
  5. Persons exercising while maintaining social distancing.

**SECTION 3. Implementing Administrative Actions.** The City Manager is hereby authorized and directed to take such action as may be deemed necessary and appropriate in order to implement the provisions of this Resolution. The City Manager may, as deemed appropriate, necessary and convenient, delegate the powers of implementation as herein set forth to such City employees as deemed effectual and prudent.

**SECTION 4. Savings Clause.** All prior actions of the City of Leesburg pertaining to the face covering requirement stemming from the state of local emergency related to the COVID-19 outbreak, as well as any and all matters relating thereto, are hereby ratified and affirmed consistent with the provisions of this Resolution.

**SECTION 5. Scrivener's Errors.** Typographical errors and other matters of a similar nature that do not affect the intent of this Resolution, as determined by the City Clerk and City Attorney, may be corrected.

**SECTION 6. Conflicts.** All Resolutions or parts of Resolutions in conflict with any of the provisions of this Resolution are hereby repealed.

**SECTION 7. Severability.** If any Section or portion of a Section of this Resolution proves to be invalid, unlawful, or unconstitutional, it shall not be held to invalidate or impair the validity, force, or effect of any other Section or part of this Resolution.

**SECTION 8. Effective Date and Duration.** This Resolution shall become effective on \_\_\_\_\_, 2020, and shall extend throughout the local state of emergency declared under the City's Proclamation of March 18, 2020, unless earlier rescinded.

**PASSED AND ADOPTED** by the City Commission of the City of Leesburg, Florida, at a regular meeting held the 27th day of July 2020.

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Elise A. Dennison, Mayor

ATTEST:

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City Clerk