

BAY SAINT LOUIS

A PLACE APART

Minutes
 Bay Saint Louis
 City Council Meeting
 Emergency Meeting
 April 2, 2020
 3:30 p.m.

Call to Order

Attendee Name	Title	Status	Arrived
Larry Smith	Councilman Ward 4	Present	
Doug Seal	Councilman Ward 1	Present	
Gene Hoffman	Councilman Ward 2	Remote	
Jeffery Reed	Councilman Ward 3	Remote	
Buddy Zimmerman	Councilman Ward 5	Late	3:36 PM
Josh DeSalvo	Councilman Ward 6	Present	
Gary Knoblock	Councilman At Large	Remote	

Motions

- 1) Motion to ratify and confirm Second Mayoral proclamation of Executive Order regarding additional efforts to further combat the spread of COVID-19 in the City of Bay St. Louis, Mississippi, including the establishment of a temporary mandatory curfew and issuance of a "safer-at-home" order effective April 1st, 2020.

The curfew hours are between 11:00PM to 5:00AM seven days a week.

3:37p.m. Councilman Zimmerman entered the room.

Councilman Smith motioned, seconded by Councilman Seal, to amend the motion to reflect that by state law, the curfew expires and has to be revisited in 5 days.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Larry Smith, Councilman Ward 4
SECONDER:	Doug Seal, Councilman Ward 1
AYES:	Smith, Seal, Hoffman, Reed, Zimmerman, DeSalvo, Knoblock

- 2) Motion to approve Ordinance 644-04-2020 of the Mayor and City Council of the City of Bay St. Louis pertaining to violations of orders of curfews, other orders and prohibiting activities in the City by the Mayor during a proclaimed civil emergency.

This item was approved but will be revisited at the next regular City Council meeting to discuss more details of this Ordinance.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Larry Smith, Councilman Ward 4
SECONDER:	Buddy Zimmerman, Councilman Ward 5
AYES:	Smith, Seal, Hoffman, Reed, Zimmerman, DeSalvo, Knoblock

- 3) Motion to ratify and approve the Board of Supervisor's Order temporarily closing county owned parking lots and parking bays under emergency regulations pursuant to Mississippi code 33-15-17(d) effective April 1st, 2020.

The order is effective until further notice.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Larry Smith, Councilman Ward 4
SECONDER:	Doug Seal, Councilman Ward 1
AYES:	Smith, Seal, Hoffman, Reed, Zimmerman, DeSalvo, Knoblock

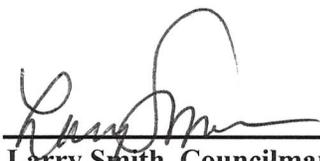
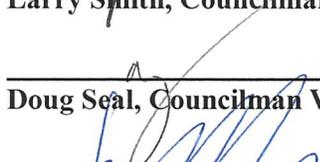
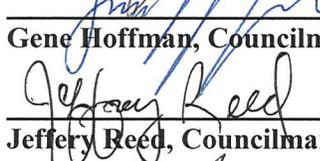
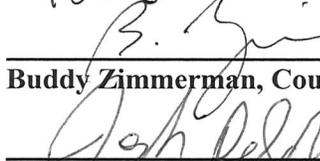
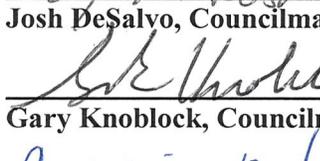
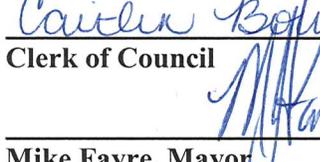
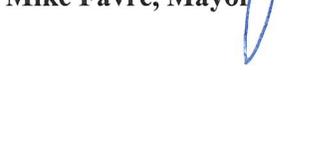
- 4) Motion to spread the emergency meeting notice on the minutes.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Doug Seal, Councilman Ward 1
SECONDER:	Jeffery Reed, Councilman Ward 3
AYES:	Smith, Seal, Hoffman, Reed, Zimmerman, DeSalvo, Knoblock

Adjourn

- 1) Motion to adjourn the Emergency meeting of April 2nd, 2020.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Larry Smith, Councilman Ward 4
SECONDER:	Gary Knoblock, Councilman At Large
AYES:	Smith, Seal, Hoffman, Reed, Zimmerman, DeSalvo, Knoblock

 Larry Smith, Councilman Ward 4	4/2/2020	Date
 Doug Seal, Councilman Ward 1	4/7/2020	Date
 Gene Hoffman, Councilman Ward 2	4/7/2020	Date
 Jeffery Reed, Councilman Ward 3	4/21/2020	Date
 Buddy Zimmerman, Councilman Ward 5	4/7/2020	Date
 Josh DeSalvo, Councilman Ward 6	4/7/2020	Date
 Gary Knoblock, Councilman At Large	4/7/2020	Date
 Caitlin Bourgeois Clerk of Council	4-21-20	Date
 Mike Favre, Mayor	4-7-20	Date

**SECOND EMERGENCY MAYORAL PROCLAMATION OF
EXECUTIVE ORDER REGARDING ADDITIONAL EFFORTS
TO FURTHER COMBAT THE SPREAD OF COVID-19
IN THE CITY OF BAY ST. LOUIS, MISSISSIPPI, INCLUDING THE
ESTABLISHMENT OF A TEMPORARY MANDATORY CURFEW
AND ISSUANCE OF A “SAFER-AT-HOME” ORDER**

WHEREAS, on March 16, 2020, as Mayor of the City of Bay St. Louis, Mississippi and pursuant to Miss. Code Ann. § 45-17-3, et seq. and Miss. Code Ann. § 33-15-17, et seq., the Mayor of Bay St. Louis issued a “Proclamation of Existence of a Local Emergency,” which was ratified by the Bay St. Louis City Council on March 21, 2020; and

WHEREAS, within the span of a week and by March 19, 2020, the Mississippi Department of Health (“MDOH”) reported that there were in excess of 70 confirmed cases of persons infected with COVID-19 in the State of Mississippi, and which number is now (as of March 31, 2020) presently in excess of 937 with 20 deaths, 16 of which are reported cases in Hancock County, Mississippi, where the City of Bay St. Louis is located; and

WHEREAS, COVID-19 is a new strain of coronavirus that previously had not been identified in humans, and this disease can result in severe illness or death, is highly contagious, and can be easily transmitted from person to person and by attaching to surfaces for prolonged periods of time; and

WHEREAS, heretofore Federal, State, and Local Authorities have continually impressed upon the public the importance of heeding the guidance of the Centers for Disease Control and Prevention (“CDC”), state departments of health, and the United States President concerning steps necessary to stop the proliferation of this outbreak, one of the most significant of which is the need to create “social distance” from others in all places, including in the public; and

WHEREAS, the scientific evidence shows that it is essential to slow virus transmission as much as possible to safeguard lives and to protect the ability of public and private health care providers to handle the influx of new patients and that one proven way to slow the transmission of the virus is to limit interactions among people to the greatest extent possible; and

WHEREAS, as a means of attempting to combat the prolific spread of this disease in the City of Bay St. Louis, “Emergency Mayoral Proclamation of Executive Order” was issued on March 21, 2020, which expanded on the earlier “Proclamation of Existence of a Local Emergency” by temporarily closing entrances to the City’s buildings and facilities, as well as prohibiting gatherings of more than ten (10) people and which also temporarily closed various establishments; and

WHEREAS, the outbreak of COVID-19 is continuing to grow and is now infiltrating more areas in close proximity to the City of Bay St. Louis; and

WHEREAS, as an example, the State of Louisiana presently has over 4,000 reported cases of the COVID-19 virus and 185 related deaths, and the rate; that the City of New Orleans,

which is located within an hour's drive of the City of Bay St. Louis, is reported as having more than 1,400 of Louisiana's 4,000 plus confirmed cases of the COVID-19 virus to date, which number largely grew in the span of the past two (2) or so weeks; and that in response to the significant rise in reported coronavirus cases in the City of New Orleans, the Mayor there recently issued a "stay at home mandate" to citizens, and the Governor of the State of Louisiana on March 22, 2020, issued an Executive Order requiring residents of Louisiana to restrict travel and to stay home; and

WHEREAS, the nationwide outbreak of COVID-19 and the effects of its extreme risk of person-to-person transmission throughout the country and region, including the Mississippi Gulf Coast, continue to significantly threaten the health, safety, and security of the citizens of the City of Bay St. Louis; and

WHEREAS, since issuance of the March 20, 2020, "Emergency Mayoral Proclamation of Executive Order," reported cases of the coronavirus in Hancock County, Mississippi have increased and, according to the MDOH, reported cases of the disease in the State of Mississippi have significantly risen from a little more than 80 on March 19, 2020, to more than 200 as of March 22, 2020, and now to over 937 on March 31, 2020; and

WHEREAS, in continued recognition of the need to restrict the ability of this virus to spread, the Governors from several nearby States, including now Florida and Texas, have issued Executive Orders which require persons traveling from certain areas to self-quarantine for a minimum of fourteen (14) days or the length of their stay, whichever is shorter, as additional measures to combat this pandemic; and there are a number of cities and States that have now issued orders that have generally been referred to as "stay-at-home" or "shelter-in-place," the common theme of which is to require people to remain home except for those affiliated with the provision or receipt of "essential services"; and

WHEREAS, the extraordinary threat posed by COVID-19 has resulted in critical shortages of health care equipment, personal protective equipment, and possible shortages of hospital beds, throughout the region, and without additional means and measures to slow the spread of this disease in our region, health care facilities in our community are at a significant risk of being overwhelmed and which may lead to some who contract the virus requiring in-hospital treatment but not being able to receive the same; and

WHEREAS, consistent with guidance from the CDC and the MDOH, as well as after consultation with MDOH officials and local physicians, including one specializing in infectious diseases, it is clear that further courses of action and measures are necessary to protect and safeguard the health, safety, and welfare of those residing in the City of Bay St. Louis, to mitigate the impact of this disease, and to combat and disrupt the spread of the virus; and

WHEREAS, unbelievably in the midst of this increasing pandemic, there are numerous businesses, establishments, and individuals in the City of Bay St. Louis who have selfishly refused to comply with the guidelines of the CDC and the President of the United States as well as have violated the Proclamation of Executive Order issued on March 21, 2020; and

WHEREAS, in addition, there are certain non-essential businesses whose very nature require contact of less than six (6) feet, including, but not limited to, personal care and grooming businesses, tattoo parlors, spas, exercise studios, massage parlors, fitness centers, nail salons,

barber shops, cross training gyms, fitness facilities, beauty parlors, and gyms, and it is my determination that any guidance regarding social distancing while still operating such businesses is impractical, if not impossible, and, if such businesses are permitted to continue, these would contribute to the spread of this disease and expose our citizens to this emergent threat to public health and safety; and

WHEREAS, the Mayor of Bay St. Louis is statutorily empowered through Miss. Code Ann. § 45-17-5 to order and issue a general curfew applicable to the City as deemed advisable and applicable during hours of the day or night as found necessary in the interest of the public safety and welfare and is further empowered through Miss. Code Ann. § 45-17-7 to issue such orders as are necessary for the protection of life and property; and, further, the Mayor is statutorily authorized pursuant to Miss. Code Ann. § 33-15-17 to, among other things, control and restrict egress, ingress and movement within and about the City to the degree necessary to facilitate the protection of life and property; and

WHEREAS, in a continuing effort to encourage civic responsibility, to prevent and combat the spread of this virus, and in an effort to curtail the growth and spread of coronavirus, authorities across the country have taken and are continuing to take and pursue extraordinary measures to limit and preclude close personal contact in communities through the issuance of orders and enactment of legislation; and such extraordinary measures related to attempting to thwart the spread of this disease continue to be necessary and needed in promotion and preservation of the public health, safety, welfare, and good order to protect public peace and save and preserve lives; and

WHEREAS, in addition to the temporary closure of certain establishments ordered because of this emergency in the “Emergency Mayoral Proclamation of Executive Order” issued on March 21, 2020, certain additional businesses and establishments need to be temporarily closed to the public during this emergency; movement of citizens and visitors not associated with “Essential Businesses,” as defined and understood herein, is in need of temporary restriction by way of imposition of a curfew and restriction of movement; and it is further imperative that all residents in our City, when they are not engaged in services or operations associated with “Essential Businesses,” should limit movements outside of their homes beyond essential needs; and

THEREFORE, pursuant to the authority vested in me by Mississippi Law, including, but not limited to, Miss. Code Ann. § 45-17-1, et seq. and Miss. Code Ann. § 33-15-17, et seq., as amended, and in the public interest of the City of Bay St. Louis, and to safeguard and protect the health, safety, and welfare of the public and for the protection of life and property, I do hereby issue this Second Emergency Mayoral Proclamation of Executive Order (also referred to as “Proclamation”) as set out herein.

IT IS HEREBY ORDERED, that all provisions of the “Emergency Mayoral Proclamation of Executive Order” issued by me on March 21, 2020, not expressly in conflict with the provisions of this additional Proclamation herein shall remain in full force and effect. It is further,

ORDERED that all non-essential businesses whose very nature requires contact of less than six (6) feet, including, but not limited to, personal care and grooming businesses, tattoo parlors, spas, exercise studios, massage parlors, fitness centers and facilities, health clubs, nail

salons, barber shops, cross training gyms, beauty parlors and salons, gyms, and other similar businesses located in the City of Bay St. Louis shall close and suspend operations, effective Wednesday, April 1, 2020, at 11:59 p.m. It is further,

ORDERED that all restaurants, bars, and dining establishments located in the City of Bay St. Louis shall continue to remain closed, with the only exception being that these businesses may provide take-out, curbside pick-up, delivery, or drive-through services as allowed by law. To the extent there is any ambiguity, these businesses shall not provide any in-house, on-premise, or dine-in services or available sitting areas for the public, regardless of whether inside or outside, or on public or private land, of a structure or building. It is further,

ORDERED that the maximum room occupancy for all transient public lodging establishments within the City of Bay St. Louis, which is understood and defined herein to mean and include hotels, motels, short-term rentals, and similar type businesses and operations that provide temporary lodging by way of temporary rental of rooms, mobile or immobile units, structures, enclosed spaces, or any other lodging areas or improvements shall temporarily not exceed the bed capacity of the room or facility. For example, if a room that is rented has two (2) beds, its maximum room occupancy shall temporarily be limited to two (2) persons – i.e., one (1) person per bed. It is further,

ORDERED that all businesses are strongly recommended to offer and/or provide customers hand sanitizer or similar type disinfectant for personal, human use, must disinfect and sanitize common areas on a regular basis, and must actively pursue all available precautions to ensure adherence to the most recent regulations or guidelines issued by the CDC, the MDOH, or the President of the United States with respect to prevention and protection against the spread of this virus, whichever is strictest, including, but not limited to, social distancing requirements (e.g., minimally staying at least six (6) feet away from others) and guidelines or guidance on restrictions of gathering of persons (e.g., avoiding groups in excess of ten (10) persons) and regular and proper hand-washing and personal hygiene (e.g., using hand sanitizers that minimally contain 70% alcohol or washing hands with soap in excess of twenty seconds). It is further,

ORDERED that all public neighborhood parks in the City may remain open on a limited basis only for those persons properly adhering to the most recent regulations or guidelines issued by the CDC, the MDOH, or the President of the United States with respect to prevention and protection against the spread of this virus, whichever is strictest, including, but not limited to, social distancing requirements (e.g., minimally staying at least six (6) feet away from others) and guidelines or guidance on restrictions of gathering of persons (e.g., avoiding groups in excess of ten (10) persons). It is further,

ORDERED that all persons within the boundaries of the City of Bay St. Louis should take personal responsibility to prevent the spread of COVID-19 by adhering to the most recent regulations or guidelines issued by the CDC, the MDOH, or the President of the United States, whichever shall be the strictest, regarding the prevention and protection against the spread of this virus, including, but not limited to, social distancing requirements (e.g., minimally staying at least six (6) feet away from others) and guidelines or guidance on restrictions of gathering of persons (e.g., avoiding groups in excess of ten (10) persons) and regular and proper hand-washing and personal hygiene (e.g., using hand sanitizers that minimally contain 70% alcohol or washing hands with soap in excess of twenty (20) seconds). It is further,

ORDERED that all City of Bay St. Louis residents and visitors to Bay St. Louis, especially those who the CDC has indicated are at an increased risk of infection with the COVID-19 virus, including, but not limited to, those adults over sixty (60) years of age and individuals with underlying medical conditions, are strongly encouraged to shelter in place at home, except as needed to conduct “Essential Business,” as listed in the Governor’s Executive Order 1463. It is for the benefit of all citizens that all persons adhere to a “Safer-at-Home” policy.

Individuals experiencing homelessness, who may include individuals in shelters, shall not be subject to this provision but shall be strongly encouraged to adhere to the regulations or guidelines issued by the CDC, the MDOH, or the President of the United States with respect to prevention and protection against the spread of this virus, whichever is strictest, including, but not limited to, social distancing requirements (e.g., minimally staying at least six (6) feet away from others) and guidelines or guidance on restrictions of gathering of persons (e.g., avoiding groups in excess of ten (10) persons) and regular and proper hand-washing and personal hygiene (e.g., using hand sanitizers that minimally contain 70% alcohol or washing hands with soap in excess of twenty (20) seconds). It is further,

ORDERED that a curfew shall be, and hereby is, instituted and in place as to all persons found within the City of Bay St. Louis’s corporate limits from 11:00 p.m. to 5:00 a.m. each day of the week until further notice or modification or recession of the same. This curfew applies to all persons, with the exception of the following: (i) public safety officers; (ii) persons working for federal, state and local government or law enforcement; (iii) persons employed by a hospital, urgi-care type facility, medical clinic, medical laboratory, or physician’s office or ambulance service and who are traveling to or from such facility or place of employment; (v) persons going to and from work as permitted in this Proclamation or the “Emergency Mayoral Proclamation of Executive Order” issued on March 21, 2020; (vi) persons suffering a health or medical emergency who are traveling to a hospital, urgi-care type facility, medical clinic, medical laboratory, or physician’s office or similar type facility; (vii) individuals traveling through the City along Interstate 10 or U. S. Highway 90 and who do not stop in the City; and (viii) persons actively involved in the provision of services of an “Essential Business,” as listed in the Governor’s Executive Order 1463.

Movement around the City outside of this curfew should be limited to that as set forth and permitted elsewhere herein, and even in such circumstances only upon strict adherence to the most recent regulations or guidelines issued by the CDC, the MDOH, or the President of the United States with respect to prevention and protection against the spread of this virus, whichever is strictest, including, but not limited to, social distancing requirements (e.g., minimally staying at least six (6) feet away from others) and guidelines or guidance on restrictions of gathering of persons (e.g., avoiding groups in excess of ten (10) persons) and regular and proper hand-washing and personal hygiene (e.g., using hand sanitizers that minimally contain 70% alcohol or washing hands with soap in excess of twenty (20) seconds). It is further,

ORDERED, that this Second Proclamation of Executive Order does not alter any of the obligations under law of an employer affected by this Proclamation, or the one issued on March 21, 2020, to its employees or to the employees of another employer. It is further,

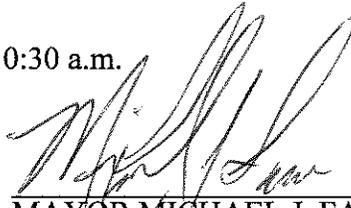
ORDERED that this Proclamation of Executive Order is herein being issued to the extent allowed by state and federal law and the United States Constitution. It is further,

ORDERED that this Proclamation of Executive Order shall be: (1) filed with the City Clerk; (2) distributed to the news media and other organizations reasonably calculated to bring its contents to the attention of the general public; and (3) distributed to others as necessary to ensure proper implementation of this Proclamation of Executive Order. It is further,

ORDERED that violations of this Second Proclamation of Executive Order may be subject to misdemeanor prosecution in accordance with, including, but not limited to, Miss. Code Ann. § 45-17-9, as amended, and, to the extent applicable, Miss. Code Ann. § 33-15-43, as amended, as well as other state laws and provisions in the City's Code of Ordinances. It is further,

ORDERED that, except for what is otherwise set out herein, this Second Emergency Mayoral Proclamation of Executive Order shall be, and hereby is, effective at 11:59 p.m. on Wednesday, April 1, 2020, and shall remain in effect until amended, rescinded, or superseded by another applicable Mayoral Proclamation or Executive Order or the termination of the current (and ongoing) State of Emergency related to this pandemic issued by the City of Bay St. Louis, whichever shall occur first.

THIS, the 1st day of April, 2020, at 10:30 a.m.



MAYOR MICHAEL J. FAVRE
CITY OF BAY ST. LOUIS, MISSISSIPPI

ATTEST:



CITY CLERK
CITY OF BAY ST. LOUIS, MISSISSIPPI

ORDINANCE NO. _____
CITY OF BAY ST. LOUIS, MISSISSIPPI

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF BAY ST. LOUIS
PERTAINING TO VIOLATIONS OF ORDERS OF CURFEWS, OTHER ORDERS AND
PROHIBITING ACTIVITIES IN THE CITY BY THE MAYOR DURING A PROCLAIMED
CIVIL EMERGENCY

WHEREAS, the Mayor has the legal authority to proclaim a state of emergency within the City of Bay St. Louis pursuant to § 45-17-3, Miss. Code Ann. (1972); and

WHEREAS, § 45-17-5, Miss. Code Ann. (1972) allows the chief administrative officer, to order a general curfew applicable to such geographical areas of the municipality or to the municipality as a whole as deemed advisable, and applicable during such hours of the day or night as deemed necessary in the interest of the public safety and welfare; and

WHEREAS, pursuant to § 45-17-7, Miss. Code Ann. (1972) the chief administrative officer has the discretion, in the interest of public safety and welfare to (1) Order the closing of all retail liquor stores; (2) Order the discontinuance of the sale of intoxicating liquor and/or beer; (3) Order the discontinuance of the manufacture, transfer, use, possession or transportation of a Molotov cocktail or any other device, instrument or object designed to explode or produce uncontained combustion; (4) Order the discontinuance of selling, distributing, dispensing or giving away of any firearms or ammunition of any character whatsoever; and (5) Issue such other orders as are necessary for the protection of life and property; and

WHEREAS, § 45-17-3, Miss. Code Ann. (1972) provides that a municipality may provide by ordinance that at any person violating the provisions of orders issued by the chief administrative officer pursuant to this authorization during a proclaimed civil emergency be guilty of a misdemeanor and be punished by a fine not exceeding Three Hundred Dollars (\$300.00) or six (6) months imprisonment, or both such fine and imprisonment.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of Bay St. Louis as follows that Ordinance Number _____: is adopted as follows:

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF BAY ST. LOUIS
PERTAINING TO VIOLATIONS OF ORDERS OF CURFEWS, OTHER ORDERS AND
PROHIBITING ACTIVITIES IN THE CITY BY THE MAYOR DURING A PROCLAIMED
CIVIL EMERGENCY

Section 1. For purposes of this section, a "civil emergency" is defined as any emergency in the city defined as a civil emergency by § 45-17-1, Miss. Code Ann. (1972), including the following:

- (A) A riot or unlawful assembly characterized by any use of force or violence disturbing the public peace, or any threat to use such force and violence, if accompanied by

immediate power of execution, by two (2) or more persons acting together and without authority of law.

(B) Any natural disaster or manmade calamity including, but not limited to, flood, conflagration, cyclone, tornado, earthquake or explosion within the geographic limits of the municipality resulting in the death or injury of persons, or destruction of property to such an extent that extraordinary measures must be taken to protect the public health, safety and welfare.

(C) The destruction of property, or the death or injury of persons brought about by deliberate acts of one (1) or more persons acting either alone or in concert with others when such acts are a threat to the peace of the general public or any segment thereof.

Section 2. For purposes of this section, a "curfew" is hereby defined as a prohibition against any person or persons walking, running, loitering, standing, sitting, lying or motoring upon any alley, street, public property or vacant premises within the corporate limits of the municipality except persons officially designated to duty with reference to said civil emergency or those lawfully on the streets as defined hereinafter.

Section 3. For purposes of this section, "chief administrative officer" during a proclaimed civil emergency as referred to in title 17, chapter 45, Miss. Code Ann. (1972) is the mayor or in his absence, the duly appointed mayor pro tem of the city.

Section 4. After a state of emergency has been declared by the governing authority of the city, and during the period of the state of emergency, pursuant to § 45-17-3, Miss. Code Ann., when, in the judgment of the chief administrative officer a civil emergency as defined herein is determined to exist, he shall forthwith proclaim in writing the existence of the same, and a copy of which proclamation will be filed with the clerk of the city.

Section 5. *Curfew order.* After proclamation of a civil emergency by the chief administrative officer, he may order a general curfew applicable to such geographical areas of the city or to the city as a whole as he deems advisable, and applicable during such hours of the day or night as he deems necessary in the interest of the public safety and welfare. Said proclamation and general curfew shall have the force and effect of law and shall continue in effect until rescinded in writing by the chief administrative officer. If the order does not specify geographic limits for which it applies, then it shall apply to the city as a whole. Unless otherwise rescinded by the chief administrative officer, the curfew order shall stay in effect until the expiration of the proclaimed civil emergency.

Section 6. *Exemptions from curfew orders.* Curfews ordered under this section shall not apply to persons lawfully on the streets and public places during a civil emergency who have obtained written permission of the local chief of police or other law enforcement officer then in charge of municipal law enforcement, including the permission of the chief administrative officer, which permission shall be granted on good cause shown. This curfew shall not apply to medical personnel in the performance of their duties, or any employees of the city or of the city's contractors who are acting within the scope of their employment performing essential public service during the time of civil emergency.

Section 7. *Order(s) prohibiting activities.* After proclamation of a civil emergency, the chief administrative officer may at his discretion, in the interest of public safety and welfare issue any such order(s) or proclamation(s) as are necessary for the protection of life and property.

Section 8. *Violations of orders declared misdemeanors; penalties.* Any person violating the provision of orders issued by the chief administrative officer pursuant to this section during a proclaimed civil emergency shall be guilty of a misdemeanor and may be punished by a fine not exceeding three hundred dollars (\$300.00) or six (6) months' imprisonment, or both such fine and imprisonment. These penalties shall not exceed the penalties that may be imposed under § 45-17-9. Miss. Code Ann. (1972), if amended.

After being reduced to writing, the forgoing Ordinance was read and considered, section by section, and then as a whole, whereupon, Councilman _____ moved for its adoption, and after a second by Councilman _____, the following roll call vote was had:

Councilman Gary Knoblock	YEA/NAY
Councilman Doug Seal	YEA/NAY
Councilman Gene Hoffman	YEA/NAY
Councilman Jeffery Reed	YEA/NAY
Councilman Larry Smith	YEA/NAY
Councilman Buddy Zimmerman	YEA/NAY
Councilman Josh Desalvo	YEA/NAY

Approved by the City Council of the City of Bay St. Louis on the 2nd day of April, 2020.

CERTIFICATION

I, Sissy H. Gonzales, City Clerk for the City of Bay St. Louis, Mississippi, do hereby certify that the foregoing Ordinance Number _____ was approved and adopted in the public meeting of the City Council held on April 2, 2020, a quorum being present, in the City Council Conference Chambers and to be recorded in the Minute Books, said Council being the duly elected, qualified, and acting governing body of Bay St. Louis.

Presented by me to the Mayor on this, the _____ day of April, 2020.

Sissy H. Gonzales, City Clerk

Approved and signed by me on this, the _____ day of April, 2020.

Michael J. Favre, Mayor

Supervisor Shaw moved the adoption of the following Order:

**ORDER TEMPORARILY CLOSING COUNTY OWNED OR CONTROLLED
PARKING LOTS AND PARKING BAYS UNDER EMERGENCY REGULATIONS
PURSUANT TO MISS. CODE ANN. § 33-15-17(d)**

WHEREAS, in keeping with the Declarations of Emergency declared by the President of the United States and the Governor of the State of Mississippi, the Hancock County Board of Supervisors declared the existence of a local emergency on March 16, 2020 to combat the spread of COVID-19, a novel coronavirus, and the potential impacts thereof (illness and death) which threaten to commence in and impact an area that includes Hancock County; and

WHEREAS, the Center for Disease Control (CDC), the President's Task Force and other experts have promulgated guidelines for state and local governing agencies to follow in an effort to mitigate the spread of the COVID-19 Virus; and

WHEREAS, in order to protect the public and employees, the Board of Supervisors deems it necessary to adopt reasonable regulations to protect against the novel coronavirus disease 2019 (COVID-19), a severe acute respiratory illness that can spread among humans through respiratory transmission and other potential methods, and presents symptoms similar to those of influenza; and

WHEREAS, as of April 1, 2020, at least 1,073 persons in the State of Mississippi have tested positive for COVID-19, at least 20 people in Hancock County have tested positive for COVID-19, and one person has died in Hancock County, with an unknown number of persons awaiting testing or awaiting test results; and

WHEREAS, the health and safety of citizens and employees of Hancock County are potentially threatened by COVID-19 because of the apparent ability of the virus to spread rapidly among humans, thereby COVID-19 constitutes a clear and present threat to the health, safety, and welfare of the citizens and visitors of the Hancock County; and

WHEREAS, Hancock County borders on the State of Louisiana, which has seen a sharp rise in COVID-19 cases and deaths;

WHEREAS, the Governor of the State of Mississippi has issued a declaration regarding COVID-19 declaring a state of emergency in the State of Mississippi pursuant to Miss. Code §33-15-1 *et seq.* (1972), as amended, and Hancock County has coordinated its efforts with the Governor's office and staff. The Governor on this day issued a shelter-in-place order, which closed the beaches of the state.; and

WHEREAS, pursuant to the authority granted by Miss. Code Ann. §33-15-1 *et seq.* (1972), as amended, together with the Declarations of Emergency by the President of the United States of America, the Governor of the State of Mississippi and the Board of Supervisors of Hancock County, Mississippi, the Board does hereby adopt the following rules and regulations to address the emergency as follows:

1. All previous orders adopted by the Board of Supervisors concerning the COVID-19 epidemic remain in full force and effect;

2. The Hancock County parking lots and parking bays on or adjacent to the beaches of Hancock County, Mississippi—which are under the possession or control of Hancock County—are closed except solely for use by persons parking for use of the trail adjacent to the beach. No loitering at the parking lot is allowed and all social distancing measures and gathering limitations of the prior orders of the Board remain in effect.

NOW, THEREFORE, BE IT ORDERED BY THE BOARD OF SUPERVISORS OF HANCOCK COUNTY, MISSISSIPPI, AS FOLLOWS:

SECTION I. The findings, conclusions and statements of fact contained in the foregoing preamble are hereby adopted, ratified and incorporated herein.

SECTION II. Pursuant to the authority granted by Miss. Code Ann. §33-15-1 *et seq.* (1972), as amended, together with the Declarations of Emergency by the President of the United States of America, the Governor of the State of Mississippi and the Board of Supervisors of Hancock County, Mississippi, the Board does hereby adopt the following rules and regulations to address the emergency as follows:

1. All previous orders adopted by the Board of Supervisors remain in full force and effect;

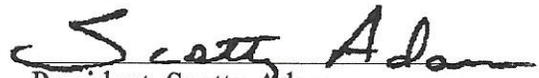
2. Effective Friday, April 3, 2020 at 5:00 p.m., The Hancock County parking lots and parking bays on or adjacent to the beaches of Hancock County, Mississippi, which are under the possession or control of Hancock County are closed except solely for parking use by persons parking for use of the trail adjacent to the beach. No loitering at the lots is allowed, and all social distancing measures and gathering limitations of the prior orders of the Board remain in effect.

Supervisor Koenenn seconded the motion to adopt the above and foregoing Order whereupon the question was put to a vote with the following results:

Supervisor District 1	voted	Yes
Supervisor District 2	voted	Yes
Supervisor District 3	voted	Yes
Supervisor District 4	voted	Yes
Supervisor District 5	voted	Yes

The majority of the members present having voted in the affirmative, the motion was declared carried, and the Order adopted on this the 1st day of day of April, 2020.




President, Scotty Adam

Attest:

Valerie Pitts
Chancery Clerk (D.C.)



Bay St. Louis City Council

EMERGENCY MEETING NOTICE

The Bay St. Louis City Council will hold a Special meeting on Thursday, April 02, 2020 at 3:30 p.m. at the Conference Center, 598 Main Street, to discuss the City's response to COVID-19 including ratifying the Mayor and Governor's Stay-at-home order and an ordinance for State of Emergency.

Due to COVID-19 concerns, we encourage all citizens to view the meeting via the live stream which may be found on the City's website: baystlouisms.iqm2.com.

Council Clerk
Caitlin Bourgeois

City Council Meeting
Exhibit List - April 02, 2020

Exhibit "A"	Second Emergency Mayoral Proclamation.
Exhibit "B"	Ordinance 645-02-2020.
Exhibit "C"	Order temporarily closing County parking lots and bays.
Exhibit "D"	Emergency meeting notice.
Exhibit "E"	
Exhibit "F"	
Exhibit "G"	
Exhibit "H"	
Exhibit "I"	
Exhibit "J"	
Exhibit "K"	
Exhibit "L"	
Exhibit "M"	
Exhibit "N"	
Exhibit "O"	
Exhibit "P"	
Exhibit "Q"	
Exhibit "R"	
Exhibit "S"	
Exhibit "T"	
Exhibit "U"	
Exhibit "V"	
Exhibit "W"	
Exhibit "X"	
Exhibit "Y"	
Exhibit "Z"	