

CITY OF LAKESITE

CIVIL EMERGENCY PROCLAMATION AND ORDER

**WHEREAS**, the President of the United States, the Governor of Tennessee, the Mayor of Hamilton County, and other local municipalities relative to the current threat of the coronavirus; and

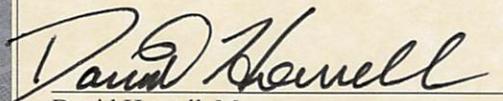
**WHEREAS**, two statutory schemes exist under Tennessee law to confer emergency powers, Tenn. Code Ann. § 38-9-101, et. seq., empowering the city manager to proclaim in writing the existence of a civil emergency and Tenn. Code Ann. §58-8-104, which empowers the Mayor to declare a civil emergency for a period of seven (7) days as provided in Tenn. Code Ann. § 58-2-110(3)(A)(v); and

**WHEREAS**, on March 22, 2020 the Governor of Tennessee issued Executive Order No. 17, **AN ORDER TO MITIGATE THE SPREAD OF COVID-19 BY LIMITING SOCIAL GATHERINGS, DINE-IN SERVICE, AND GYM USE, AND EXPOSURE AT NURSING AND RETIREMENT HOMES, AND PROVIDING FLEXIBILITY FOR RESTAURANTS REGARDING THE SALE OF ALCOHOL**; and

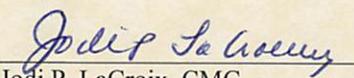
**WHEREAS**, Tenn. Code Ann. § 38-9-104(9) allows the City Manager to “Issue such other orders as are necessary for the protection of life and property”; and, with the Mayor concurring, the City Manager deems the adoption of the Governor’s Order No. 17 by the City to eliminate any confusion that might be created by exercise of the overlapping of the City Manager’s statutory authority, the Mayor’s statutory authority (including the need to renew the order every seven (7) days), and the order of the Governor; it is therefore ORDERED, as follows:

1. That the Civil Emergency be declared for the City of Lakesite, Tennessee; and
2. That pursuant to the authority vested by Tenn. Code Ann. § 38-9-104(9) the City Manager hereby adopts the Governor’s Order No. 17 as an order “necessary for the protection of life and property” within the City;
3. That this Order remain in effect until the final expiration of the Governor’s Order No. 17, and any renewal thereof.

ISSUED this 26<sup>th</sup> day of March, 2020, effective as of 12:01 a.m. on March 26<sup>th</sup>, 2020.

  
David Howell, Mayor  
City of Lakesite

  
Dr. David Edwards, City Manager  
City of Lakesite

ATTEST:   
Jodi P. LaCroix, CMC  
City of Lakesite

