



Legislation Details (With Text)

File #: ID#21-097 **Version:** 1 **Name:**
Type: Discussion Item **Status:** Individual Consideration
File created: 1/20/2021 **In control:** City Council
On agenda: 2/2/2021 **Final action:**
Title: Hold discussion and provide direction to staff related to the passage of one or more emergency orders related to the current disaster declaration stemming from the COVID-19 pandemic.

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
2/2/2021	1	City Council		

AGENDA CAPTION:

Hold discussion and provide direction to staff related to the passage of one or more emergency orders related to the current disaster declaration stemming from the COVID-19 pandemic.

Meeting date: February 2, 2021

Department: City Manager's Office

Amount & Source of Funding

Funds Required: N/A

Account Number: N/A

Funds Available: N/A

Account Name: N/A

Fiscal Note:

Prior Council Action: N/A

City Council Strategic Initiative: [Please select from the dropdown menu below]

Choose an item.

Choose an item.

Choose an item.

Comprehensive Plan Element (s): [Please select the Plan element(s) and Goal # from dropdown menu below]

☐ Economic Development - Choose an item.

- ☐ Environment & Resource Protection - Choose an item.
- ☐ Land Use - Choose an item.
- ☐ Neighborhoods & Housing - Choose an item.
- ☐ Parks, Public Spaces & Facilities - Choose an item.
- ☐ Transportation - Choose an item.
- ☐ Core Services
- ☒ Not Applicable

Master Plan: *[Please select the corresponding Master Plan from the dropdown menu below (if applicable)]*

Choose an item.

Background Information:

During the regular meeting of the San Marcos City Council held on January 19, 2021, a majority of the Council provided direction to staff for this discussion item to be scheduled for the February 2, 2021 Council meeting. The purpose of this discussion is to allow Council to consider and discuss the passage of one or more emergency orders related to slowing the spread of COVID-19 in the San Marcos community. More specifically, the purpose of this discussion is to determine the will of the Council with regard to the passage of emergency orders that would be more restrictive on our citizens and certain businesses than what is currently provided in the standing Governor's Orders.

Despite the fact that the standing Governor's Orders have suspended some of the statutory authority granted to Mayors during states of disaster, some cities have made the decision to enact ordinances that are substantially in conflict and are more restrictive than the requirements contained in the Governor's Orders. The current Governor's Orders also prohibit counties and cities from passing such orders that are in conflict with his standing orders. However, as previously mentioned some cities have elected to act in ways contrary to these stipulations out of concern for the safety of the public in their communities.

This discussion item will provide an opportunity for Council to consider and discuss the various risks and benefits of this course of action and provide direction to staff.

Council Committee, Board/Commission Action:

Click or tap here to enter text.

Alternatives:

Click or tap here to enter text.

Recommendation:

Click or tap here to enter text.