

CITY OF PARKLAND
EMERGENCY ORDER NO. 2020-09

WHEREAS, Novel Coronavirus Disease 2019 ("COVID-19") is a severe acute respiratory illness that can spread among humans through respiratory transmission and presents with symptoms similar to those of influenza; and

WHEREAS, on March 1, 2020, Governor DeSantis issued Executive Order 20-51, directing the Florida Department of Health to issue a Public Health Emergency; and

WHEREAS, on March 9, 2020, Governor DeSantis issued Executive Order 20-52, declaring a State of Emergency in the State of Florida due to COVID-19; and

WHEREAS, on March 11, 2020, the World Health Organization declared the spread of COVID-19 to be a global pandemic; and

WHEREAS, on March 13, 2020, City of Parkland Mayor Christine Hunschofsky issued Executive declaring a State of Local Emergency; and

WHEREAS, on March 16, 2020, the White House issued guidelines recommending the avoidance of gatherings of 10 people or more; and

WHEREAS, on March 17, 2020, Governor DeSantis issued Executive Order 20-68, setting forth, among other things, certain requirements for bars, pubs, nightclubs and restaurants and supporting the closure of beaches at the discretion of local authorities; and

WHEREAS, subsequently, the Governor has issued numerous Executive Orders relating to public behavior in view of the COVID-19 pandemic as well as governing the operation of certain non-essential businesses in Broward County (all orders of the Governor issued to date are collectively referred to as the Governor's Orders); and

WHEREAS, on March 22, 2020, the Broward County Administrator Bertha Henry issued Emergency Order No. 2020-01 relating to non-essential businesses, which was modified on March 23, 2020 by Order No. 2020-02; and

WHEREAS, on March 18, 2020, the City of Parkland (City) City Commission adopted a Resolution extending the State of Local Emergency in the City through April 20, 2020; and

WHEREAS, on April 20, 2020, the City Commission adopted a Resolution extending the State of Local Emergency in the City through May 20, 2020; and

WHEREAS, on May 20, 2020, the City Commission adopted a Resolution extending the State of Local Emergency in the City through June 19, 2020; and

WHEREAS, on April 28, 2020, as part of a coordinated effort with municipalities located in Broward County and adjoining counties, parks, golf courses, and other recreational amenities were reopened pursuant to Broward County Emergency Order 20-08 and City of Parkland Emergency Order 2020-004; and

WHEREAS, on April 29, 2020, Governor DeSantis issued Executive Order 20-112, establishing Phase 1 of a step-by-step plan for Florida's recovery, and adding (for counties other than Broward, Miami-Dade, and Palm Beach) certain additional services to the activities previously permitted for individuals under

Executive Order 20-91, including on-premises consumption of food and beverage at restaurants, operation of in-store retail, and opening of museums and libraries (if permitted by local government), subject to a twenty-five percent (25%) capacity limitation and certain other conditions; and

WHEREAS, on May 9, 2020, Governor DeSantis issued Executive Order 20-120, authorizing (for counties other than Broward and Miami-Dade) licensed professionals, including barbers and cosmetologists, to provide personal services as part of Phase 1; and

WHEREAS, on May 14, 2020, Governor DeSantis issued Executive Order 20-122 permitting Broward County to participate in the Phase 1 reopening identified in Executive Order 20-112, Executive Order 20-120, and any future order pertaining to Phase 1 or the phased reopening of Florida; and

WHEREAS, on May 14, 2020, the Broward County Administrator issued Emergency Order 20-10, and the City of Parkland issued Emergency Order 2020-005 providing processes for the Phase 1 opening of Broward County and the City of Parkland; and

WHEREAS, after consideration of the risks and opportunities along with the guidance and recommendations of the Centers for Disease Control and Prevention (CDC), and in keeping with Broward County Emergency Order 20-12, it is appropriate to allow all businesses, except as expressly closed herein, to resume operations subject to the restrictions as set forth in this Emergency Order; and

WHEREAS, the City seeks to support the reopening and economic recovery of local businesses in a manner consistent with the Emergency Orders of the Broward County Administrator while ensuring the health and safety of employees and customers; and

WHEREAS, on May 22, 2020, Broward County Emergency Order 20-13, which reopened Broward County beaches, hotels, motels, and commercial lodging establishments, and gyms and fitness centers, subject to the guidelines stated for each type of establishment, including limiting beaches to only certain limited uses; and

WHEREAS, on May 25, 2020, the City issued Emergency Order 2020-008 reopening gyms and fitness centers and providing guidelines for these establishments; and

WHEREAS, on May 29, 2020, Broward County issued Emergency Order 20-13, finding that permitting certain additional activities on Broward County beaches, in coordination with the thirty-one (31) municipalities in Broward County, is warranted by the circumstances, and that certain other amendments to existing orders are appropriate to permit additional activities at Parks in Broward County, allow certain additional establishments to operate, and clarify the guidelines and requirements for all establishments; and

WHEREAS, it is the intent of this order to implement the changes set forth in Broward County Emergency Order 20-13; and

WHEREAS, the City seeks to modify existing City of Parkland Emergency Orders to ensure conformity with Broward County and to permit additional activities at municipal parks operated by the City, and to allow certain additional establishments to operate, and to clarify the guidelines and requirements for all establishments; and

WHEREAS, many aspects of COVID-19 remain unknown, but what is known is that the virus spreads easily and can be deadly; medical experts strongly advise that the reopening of communities include full observance of the social distancing, facial covering, and sanitation requirements stated in the CDC Guidelines and reflected in Broward County Emergency Order 20-07, as amended by both operator of the

establishment and by persons patronizing the establishment, in order to minimize the risk of a dramatic increase in infections that might overwhelm the available public health resources and require reclosure of public amenities, restaurants, and stores.

NOW, THEREFORE, I, Nancy Morando, as City Manager, pursuant to my emergency authority under Section 2-101 of the City Code, the Declaration of Emergency issued by the Governor, Chapter 252, Florida Statutes, the State of Local Emergency extended by the City Commission, and by the City Comprehensive Emergency Management Plan, declare:

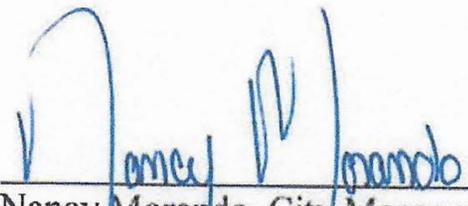
Section 1. Other Amendments to Emergency Order 2020-07

- A.** General Requirements for All Establishments. Emergency Order 2020-07 is amended to replace Attachment 1, General Guidelines for All Establishments, with Attachment 1 hereto. All establishments operating in the City of Parkland shall comply with the applicable guidelines stated in Attachment 1, and shall also comply with all guidelines contained in any other attachment(s) to Emergency Order 2020-07, as amended, addressing specific use(s) applicable to the establishment.
- B.** Parks in the City of Parkland. Emergency Order 2020-08 is amended to replace Attachment 6, Parks in the City of Parkland Limited Reopening Guidelines, with Attachment 6 hereto.
- C.** Massage Establishments. Massage establishments may operate consistent with Emergency Order 2020-07, as amended, including the guidelines stated in Attachment 4 for Personal Services. Emergency Order 2020-07 is amended to delete and 2.G (Massage Parlors) in its entirety.

Section 2. Applicability; Severability.

This Emergency Order supersedes and replaces any contrary provision in any prior City of Parkland Emergency Order. Except as superseded, all City of Parkland Emergency Orders remain in full force and effect. Any provision(s) within this Emergency Order that (i) conflict(s) with any state or federal law or constitutional provision, or (ii) conflict(s) with or are superseded by a current or subsequently-issued Executive Order of the Governor or the President of the United States solely to the extent such Executive Order (a) expressly preempts the substance of this Emergency Order or (b) imposes stricter closures than set forth herein, shall be deemed inapplicable and deemed to be severed from this Emergency Order, with the remainder of the Emergency Order remaining intact and in full force and effect. To the extent application of some or all of the provisions of this Emergency Order is prohibited on the sovereign land of a federally or state recognized sovereign Indian tribe, such application is expressly excluded from this Emergency Order. This order shall be enforceable by the Broward Sheriff's Office and subject to the maximum fines permitted by law.

Section 3. This Order shall be effective at 12:01a.m. June 1, 2020 and shall terminate when the Parkland local state of emergency ends.



Nancy Morando, City Manager

ATTEST:



ATTACHMENT 1
GENERAL REQUIREMENTS FOR ALL ESTABLISHMENTS

All establishments that have on-site operations must comply with the following:

A. General Business Requirements

1. Ensure compliance with the guidelines from the Centers for Disease Control and Prevention available at <https://www.cdc.gov/coronavirus/2019-ncov/prevent-getting-sick/index.html> (referred to as the "CDC Guidelines") and all additional requirements stated in Broward County Emergency Order 20-12, as amended.
2. Establish and continue communication with local and State authorities to determine current mitigation measures in your community.
3. Communicate clearly all plans and policies you develop regarding personal protective equipment, social distancing, and employee health monitoring to your staff, customers, vendors, partners, and other interested parties. Take the time to answer any questions and concerns.
4. Post CDC signage in public locations emphasizing measures to "Stop the Spread" and to exercise social responsibility (see <https://www.cdc.gov/coronavirus/2019-ncov/downloads/stop-the-spread-of-germs.pdf>).
5. Post a telephone number for persons to report suspected violations (311 or the applicable local municipal code enforcement telephone number).
6. Whenever feasible, allow employees to telework or establish a rotation or staggered schedule to reduce the number of employees working on site. Where telework is not possible, consider how your current workspace could be reconfigured by installing physical barriers, placing visual markers, and implementing other measures that allow for social distancing.
7. To the extent possible, implement flexible childcare and sick leave policies and reiterate existing sick time and paid time-off policies to discourage employees from coming to work if they feel ill.
8. Develop a plan for monitoring your employees' health, with a particular focus on COVID-19 symptoms, with the goal of preventing ill employees from working.
9. Establish contingency plans for the handling of a positive case of COVID-19 in your workplace. OSHA's guidelines give specific steps on how to manage and isolate employees displaying COVID-19 symptoms (see <https://www.osha.gov/Publications/OSHA3990.pdf>).

10. Develop or update your employee contact system (e.g. phone tree, social media, texting, etc.) so you have a way to quickly reach all staff if there is a workplace COVID-19 exposure.
11. Ensure that employees wear facial coverings in the workplace when within six feet of someone else and when required by City of Parkland Emergency Order 2020-007, as amended. Social distancing of six feet should be practiced to the maximum extent possible, even when facial coverings are worn.
12. Limit the number of employees simultaneously using employee common areas like breakrooms to ensure social distancing of at least six feet between employees. If not possible, consider closing common areas.
13. Enforce the CDC's health and safety guidelines when employees return to work. Provide employee training on safety measures, including proper use of personal protective equipment and social distancing.
14. Visually mark required separation distances (**six** feet apart) for areas where there is any potential for people to congregate, such as in elevators, aisles, food counters, or lines to enter, check-in, or receive services or purchase goods.
15. Discourage car valet parking.
16. Set up self-checkout lines and contactless payments, if applicable and practical. Avoid cash transactions as much as practical.
17. Require customers, clients, and other visitors to the business to wear facial coverings in accordance with City of Parkland Emergency Order 2020-007, as amended.

B. Business Process Adaptions and Sanitization Requirements

1. Upgrade/Install ventilation including HVAC filters per OSHA guidance.
2. Clean and disinfect all bathrooms regularly throughout the day.
3. Limit capacity of elevators and place proper markers in such elevators to ensure social distancing.
4. Remove all magazines and other frequently shared items from waiting rooms.
5. Deep clean the establishment at least once every twenty-four hours.
6. Regularly conduct enhanced sanitization of all common areas and high- contact touchpoints such as doors, stairwells, handles, light switches, elevator switches, etc.
7. Provide hand-sanitizing stations or supplies throughout the workplace.

8. All staff, customers, vendors, partners, and other persons entering the establishment should immediately sanitize their hands upon entrance and should be encouraged to continue to sanitize hands routinely, and as otherwise required, throughout their time in the establishment.
9. Any establishment that has equipment for the use of the public (for example, golf clubs or go karts at recreational businesses, or shopping carts or baskets at grocery stores) must ensure that staff monitors such use and must implement sanitization protocols to fully disinfect these items prior to each new customer use.

ATTACHMENT 6
PARKS IN THE CITY OF PARKLAND LIMITED REOPENING GUIDELINES

Except as otherwise set forth herein, all parks in the City of Parkland, may be open to public access on a limited basis, subject to the limitations set forth in this Attachment 6. Conducting any activities in a way that deviates from said guidelines is prohibited.

Hours of operation will be determined by the City. The opening of private parks will be governed by the City, but if opened, any such private parks must operate in compliance with the minimum requirements of this Attachment 6. Notwithstanding this Emergency Order permitting the reopening of Parks in the City of Parkland, certain Parks in the City may remain closed to public access as determined appropriate by the owner or operator of that park.

Tennis facilities and other similar recreational amenities, not including basketball courts, that are not located in Parks in the City of Parkland may open as determined by the owner or operator of such facilities, provided the owner or operator ensures that the use thereof is in full compliance with all applicable requirements of this Attachment 6, notwithstanding that such use is not occurring in a Park in the City of Parkland.

Specific establishments (including businesses and amenities) operating within Parks in the City of Parkland may operate consistent with the guidelines applicable to that specific use, unless otherwise prohibited by contract or other applicable requirement. For example, community centers and other buildings located within Parks in the City of Parkland may operate consistent with the guidelines applicable to all establishments (Attachment 1) and any other attachments applicable to the particular activity taking place at the community center or building (e.g., if a community center is being used as a fitness facility, the guidelines applicable to fitness centers must be followed).

The following parks shall be reopened for passive enjoyment, subject to limitations, at this time:

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| Pine Trails Park & Terramar Park(s) Barkland | 8AM-8PM, Monday through Sunday 8AM-8PM, Monday through Sunday |
| Equestrian Center at Temple Park Doris Davis Foreman Wilderness Preserve Covered Bridge Park Six Acre Wood Park(s) | 8AM-6PM, Monday through Sunday |
| John H. Quigley Park & Tennis Center | 8AM-8PM, Monday through Friday 8AM-3PM, Saturday and Sunday |
| P-Rec | 8AM-8PM, Monday through Friday 8AM-5PM, Saturday Closed on Sunday |

Fields at Pine Trails Park and Terramar Park shall be opened for passive use by residents. Passive use shall not include any use which shall require the use of park equipment. Social distancing and CDC guidelines shall be observed at all times.

Operating Requirements

1. No groups of more than ten (10) people shall congregate in any area of any Park in the City of

Parkland. All playgrounds, outdoor exercise equipment, and other exercise courts (including basketball courts), except as provided below, shall remain closed to the public.

2. Use of tennis courts and pickle ball courts shall be limited to a maximum of four people on the court at any one time (i.e., singles or doubles play only). Basketball courts shall remain closed. Social distancing must be maintained at all times. Organized sports, such as soccer, baseball, and softball are prohibited.
3. All CDC Guidelines regarding social distancing must be observed at all times by all persons using any Park in the City of Parkland.
4. Facial coverings must be worn at all times to the extent social distancing cannot be maintained. Facial coverings are not required when social distancing of at least six feet (6') is consistently maintained or when the only persons within six feet (6') are members of the same household or group.
5. To the extent practicable, walking paths and trails shall be used only in a one-way direction to help maintain social distancing, and signage posted that appropriate social distancing of at least six feet (6') should be maintained between persons when passing.