

## EXECUTIVE ORDER 2020-02

WHEREAS I, Robert B. Everson, Jr., Mayor of the City of Mitchell did declare a state of local disaster or emergency on March 13, 2020 in relation to the coronavirus pandemic; and

WHEREAS the City Council of the City of Mitchell did adopt Emergency Ordinance O2020-04 on March 30, 2020 which put in place certain restrictions intended to slow the spread of coronavirus; and

WHEREAS Governor Kristi Noem did issue Executive Order 2020-12 which ordered South Dakota citizens and business to follow recommended CDC hygiene guidelines and also ordered City's to restrict public gatherings; and

WHEREAS, as part of her "Back to Normal" plan, Governor Kristi Noem did issue Executive Order 2020-20 on April 28<sup>th</sup>, 2020 which rescinded Executive Order 2020-12; thus removing the obligations to follow the recommended CDC hygiene guidelines and permits all businesses to resume operations and suggests such businesses follow certain hygiene and sanitation practices; and

WHEREAS Governor Noem's Executive Order 2020-20 states that all "local governments shall follow the [Back to Normal Plan] for their respective jurisdictions."

WHEREAS Emergency Ordinance O2020-04 authorizes the Mayor to temporarily suspend the provisions of said ordinance for the purpose of bringing the matter to council for formal repeal; and

WHEREAS the provisions of Emergency Ordinance O2020-04 are incompatible with Governor Noem's Executive Order 2020-20.

NOW THEREFORE, in light of the above stated facts, the provisions of Emergency Ordinance O2020-04 are hereby suspended and City staff are hereby directed to schedule the appropriate action on the next available City Council meeting for the Council to consider the repeal of Emergency Ordinance O2020-04.

Dated this 28<sup>th</sup> day of April, 2020.



Robert B. Everson, Jr.