

**PROCLAMATION THAT A CIVIL EMERGENCY EXISTS
IN SMITH COUNTY, MISSISSIPPI DUE TO THE SPREAD OF
THE CORONAVIRUS (COVID-19)
AND IN THE INTEREST OF PUBLIC SAFETY AND WELFARE,
MEASURES SUCH AS CURFEW, ADJUSTED BUSINESS CLOSING HOURS,
LIMITATIONS ON BUSINESS SERVICES AND SOCIAL DISTANCING AND
LIMITATIONS ON GATHERINGS
ARE HEREBY ORDERED FOR THE NEXT 30 DAYS COMMENCING AT 5:00 O'CLOCK
P.M. ON MARCH 31, 2020**

WHEREAS, on March 23, 2020, pursuant to the Constitution of the State of Mississippi and Miss. Code Ann.. 33-15-11(b)(17) Governor Tate Reeves declared a State of Emergency existed in the state of Mississippi as a result of the outbreak of COVID-19; and

WHEREAS, the risk of the spread of the COVID-19 virus within Mississippi and Smith County constitutes a public emergency that has resulted in substantial injury or harm to life, health and property within Mississippi and Smith County; and

WHEREAS, on March 31, 2020, six positive cases of COVID-19 have been confirmed in Smith County, Mississippi;

WHEREAS, on March 31, 2020, at 10:00 o'clock a.m. there had been 944 positive cases of COVID-19 confirmed in the state of Mississippi, with 20 deaths;

WHEREAS, on March 31, 2020, there were five positive cases of COVID-19 confirmed among patients at the Mississippi Care Center of Raleigh located in Raleigh, Smith County, Mississippi;

WHEREAS, an emergency meeting was called for 4:00 o'clock p.m. on March 31, 2020, at the recommendation of Emergency Management Director Heather Easterling;

WHEREAS, a quorum was present at said Emergency Meeting;

WHEREAS, Supervisor Howard Hammons was elected to preside over the Emergency Meeting;

WHEREAS, the Board of Supervisors is concerned about the further spread of COVID-19 cases in Smith County, Mississippi;

WHEREAS, the Smith County Board of Supervisors is vested with the obligation and authority to promote and protect the public's safety and social and economic welfare and cause the public to take this matter seriously; and

WHEREAS, pursuant to the authority vested in the Smith County Board of Supervisors by Miss. Code Ann. 33-15-17, the Board of Supervisors may enact various measures to protect the public's health, safety and welfare in the event of epidemics and related emergencies deemed a threat to the health, safety and welfare of the Smith County community.

NOW, THEREFORE, PURSUANT TO THE AUTHORITY VESTED IN SMITH COUNTY BOARD OF SUPERVISORS PURSUANT TO SECTION 33-15-17 OF THE MISSISSIPPI CODE OF 1972, AS AMENDED, THE SMITH COUNTY BOARD OF SUPERVISORS DOES HEREBY RESOLVE, APPROVE AND ORDER AS FOLLOWS:

Section 1. That pursuant to Miss. Code Ann. 33-15-17, a State of Emergency be, and is hereby, declared within the confines of Smith County, Mississippi due to the conditions of an epidemic.

Section 2. For as long as the Governor's Emergency Proclamation remains in effect and until further order of the Smith County Board of Supervisors, all restaurants doing business in the County shall limit all food service through the use of drive-thru, curbside pick-up or delivery methods, and the use by the public of interior or exterior common dining facilities is hereby prohibited.

Section 3. The Smith County Board of Supervisors strongly encourages all churches, business and families to adhere to the CDC guidelines and Governor's recommendation of not more than 10 people together in groups in a single room. The object is to keep a minimum of six (6) feet between persons and;

Section 4. The President of the Board of Supervisors is authorized, in the interest of protecting the health, safety and welfare of the citizens of Smith County, and may order general curfews and may further limit individual gatherings, as conditions may require in the future during the declared state of emergency in an effort to stop and control the spread of COVID-19.

Section 5. Social distancing should be enforced throughout the County – stay at least 6 feet away from others to the extent possible.

Section 6. A county-wide curfew will be strictly enforced from 11:00 p.m. until 5:00 a.m. Persons should not be on the public street or in any public place unless it is for traveling to or from work or for medical personnel in the performance of their duties. First Responders and law enforcement are exempt from this curfew.

Section 7. Most places that have public assembly such as churches, places of entertainment, and other places where the public gathers from time to time have already adopted policies of closing or limiting the number or persons allowed inside at the same time. There should not be gatherings of more than 10 people at an event. None of the abovementioned places shall allow gatherings of more than 10 people for the next 20 days.

Section 8. Bars, nightclubs, lounges, taverns shall close, except to the extent that such establishments may only provide take-out, pick-up, delivery, or drive-through services for food as allowed by law. Restaurants and private clubs shall close dine-in services, but may provide pick-up, curbside service, delivery, or drive-through services for food as allowed by law. There shall not be more than 10 employees and 10 customers inside abovementioned businesses at any one time. These establishments must close by 11:00 p.m. and remain closed until 5:00 a.m.

Section 9. Essential business are hereby defined as set forth by Governor Tate Reeves Executive Order number 1463.

Section 10. No person under eighteen (18) years of age shall be allowed in any public building.

Section 11. Violations of the Proclamation will be subject to misdemeanor prosecution pursuant to Section 33-15-17 of the Mississippi Code of 1972, as amended, with fine up to \$1,000.00.

Section 12. This Emergency Proclamation shall be reviewed by the Smith County Board of Supervisors on April 20, 2020, at the Recess Board Meeting of the Smith County Board of Supervisors.

THIS PROCLAMATION SHALL BE IN EFFECT BEGINNING TUESDAY, MARCH 31, 2020 AT 5:00 P.M. AND CONTINUE FOR A PERIOD OF 30 DAYS.

Supervisor Danny Arender offered and moved for adoption of this Proclamation, which was seconded by Supervisor Fields and the motion and foregoing Proclamation was received by all members of the Board of Supervisors, the President declared the motion carried and the Proclamation adopted, on this 31st day of March, 2020.

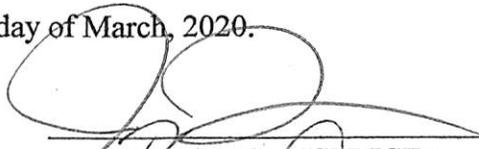
Supervisor Jerry Fields voted: Aye

Supervisor Danny Arender voted: Aye

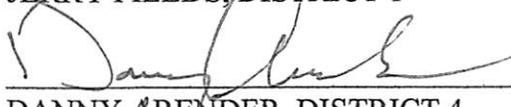
Supervisor Howard Hammons voted: Aye

The motion and foregoing Proclamation having received a majority of the vote of the Board of Supervisors, the President declared the motion carried and the Proclamation adopted, on this 31st day of Mach, 2020.

SO PROCLAIMED, this the 31st day of March, 2020.



JERRY FIELDS, DISTRICT 1

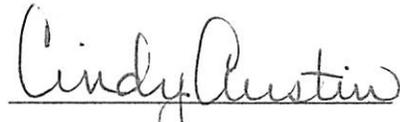


DANNY ARENDER, DISTRICT 4



HOWARD HAMMONS, DISTRICT 5

ATTEST:



CINDY AUSTIN, CLERK

