

**RESOLUTION NO. 0231-20-RES**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LEWISVILLE, TEXAS, EXTENDING THE DECLARATION OF LOCAL DISASTER FOR PUBLIC HEALTH EMERGENCY SIGNED BY MAYOR RUDY DURHAM ON MARCH 13, 2020 UNTIL 11:59 P.M. ON JULY 20, 2020 AND AMENDING THE PERIOD OF SUSPENSION OF THE ENFORCEMENT OF SECTION 16-327 OF THE CITY CODE (DISCONTINUATION FOR NONPAYMENT) TO TERMINATE ON JULY 20, 2020; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, on March 13, 2020, Mayor Rudy Durham, acting in accordance with authority granted to him under the City Charter and Code of Ordinances and under section 418.108(a) of the Texas Government Code, declared a local state of disaster for public health emergency for the City due to concerns related to the novel coronavirus, now designated SARS-CoV2 (COVID-19) (the “Disaster Declaration”); and

**WHEREAS**, Section 418.108(b) of the Texas Government Code provides that such a declaration of disaster may not be continued for a period of more than seven (7) days except with the consent of the governing body of the political subdivision; and

**WHEREAS**, on March 20, 2020, the City Council ratified and supported the Disaster Declaration signed by Mayor Rudy Durham on March 13, 2020, and consented to its continuation until 11:59 p.m. on April 6, 2020; and

**WHEREAS**, since April 6, 2020, the City Council has consented to the continuation of the Disaster Declaration at multiple consecutive meetings, the latest of which continued the Disaster Declaration until 11:59 p.m. on July 6, 2020; and

**WHEREAS**, on-going evaluation of circumstances related to the virus, including the identification of 2,951 total COVID-19 cases and 37 deaths in Denton County as of July 1, 2020, and the updated recommendations of the Centers for Disease Control and the Texas Department of State Health Services indicate that the conditions necessitating the Disaster Declaration have and will continue to exist for a period extending beyond July 6, 2020; and

**WHEREAS**, the City Council consents to the continuation of the Disaster Declaration as set forth herein; and

**WHEREAS**, the City Council suspended certain utility disconnections for nonpayment for the term of the Disaster Declaration, including any continuations or renewals thereof; and

**WHEREAS**, the availability of utility payment assistance made possible through CARES Act funding as well as the development of a plan to allow past due amounts to be repaid in up to six installment payments obviates the need for the suspension of utility disconnections for nonpayment; and

**WHEREAS**, the City Council consents to the termination of the period of suspension of the enforcement of section 16-327 (Discontinuation for Nonpayment) as set forth herein.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LEWISVILLE, TEXAS, THAT:**

**SECTION 1. FINDINGS.** All of the above premises are found to be true and correct legislative and factual findings of the City Council, and they are hereby approved, ratified and incorporated into the body of this Resolution as if copied in their entirety.

**SECTION 2. EXTENSION OF DISASTER DECLARATION.** The City Council hereby continues the Disaster Declaration signed by Mayor Rudy Durham on March 13, 2020 until 11:59 p.m. on July 20, 2020, unless it is rescinded, superseded or amended in accordance with applicable law.

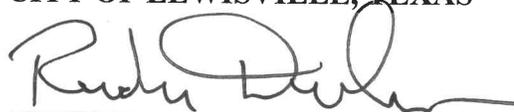
**SECTION 3. DISCONTINUATION FOR NONPAYMENT OF UTILITIES.** The order suspending section 16-327 (Discontinuation for nonpayment) of the Lewisville City Code, as set forth in Resolution No. 0200-20-RES on March 20, 2020, and renewed by Resolution No. 0203-20-RES on April 6, 2020, shall terminate on July 20, 2020, thereby allowing the process for disconnections in accordance with the City Code to begin on July 21, 2020.

**SECTION 4. PUBLIC NOTICE.** Pursuant to 418.108(c) of the Texas Government Code, this Resolution shall be given prompt and general publicity and shall be filed promptly with the City Secretary.

**SECTION 5. EFFECTIVE DATE.** This Resolution shall take effect immediately from and after its passage.

**DULY PASSED AND APPROVED** by the City Council of the City of Lewisville, Texas  
this 6th day of July, 2020.

**CITY OF LEWISVILLE, TEXAS**



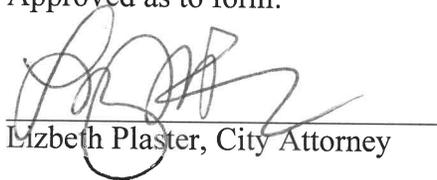
Rudy Durham, Mayor

ATTEST:



Julie Worster, City Secretary

Approved as to form:



Elizabeth Plaster, City Attorney