



EXHIBIT A

**SIXTEENTH ORDER OF THE COUNCIL
OF THE CITY OF DENTON**

DATE ISSUED: OCTOBER 26, 2021

Summary: The virus that causes 2019 Coronavirus Disease (COVID-19) is easily transmitted through person to person contact, especially in group settings, and it is essential that the spread of the virus be slowed. As the number of positive cases of COVID-19 continue to present a public health concern in the City of Denton, there is an immediate need to undertake the following measures described in this Order.

PURSUANT TO THE DECLARATION EXTENDED BY COUNCIL ON SEPTEMBER 21, 2021 AND THE AUTHORITY IN SECTION 9-22 OF THE DENTON CODE OF ORDINANCES AND SECTION 418.108 OF THE TEXAS GOVERNMENT CODE, THE COUNCIL OF THE CITY OF DENTON HEREBY ORDERS:

This Order pertaining to a Declaration of Local Disaster for Public Health Emergency shall take effect at 11:59 p.m. on October 31, 2021 and continue through 11:59 p.m. on November 30, 2021.

I. Health and Safety Policy – Pre-K Through 12 Public Schools and Child Care Centers.

From the date of this Order, all child care centers and Pre-K through 12 Public Schools operating in the City of Denton must develop and implement a health and safety policy (“Health and Safety Policy”). The Health and Safety Policy must require, at a minimum, universal indoor masking that covers the nose and mouth for all teachers, staff, students, and visitors to child care centers and pre-K through 12 schools, regardless of vaccination status, except for children under 2 years of age. The Health and Safety Policy required to be developed and implemented by this Order may also include the implementation of other mitigating measures recommended by the CDC to control and reduce the transmission of COVID-19, such as maintaining at least 3 feet of physical distance between students within classrooms. The requirement of wearing a face mask does not apply if covering the nose and mouth poses a significant mental or physical health risk to the individual.

II. Health and Safety Policy – Commercial Entities.

From the date of this Order, all commercial entities in the City of Denton providing goods or services directly to the public must develop and implement a health and safety policy (“Health and Safety Policy”). The Health and Safety policy must require, at a minimum, universal indoor masking that covers the nose and mouth for all employees and visitors to the commercial entity’s business premises or other facilities, except that an individual who is alone, or in the presence of only members of the same household or residence, in a separate room or single space that is not a common area, is not required to wear a face mask. The Health and Safety Policy required to be developed and implemented by this Executive Order may also include the implementation of other mitigating measures designed to control and reduce the transmission of COVID-19 such as temperature checks or health screenings. Commercial entities must post the Health and Safety Policy required by this Order in a conspicuous location sufficient to provide notice to employees and visitors of all health and safety requirements. Failure to develop and implement the Health and Safety Policy required by this Order within three (3) calendar days following the Effective Date may result in a fine not to exceed \$1,000 for each violation. Any peace officer or other person with lawful authority is hereby

authorized to enforce the provisions of this Order in accordance with the authority granted under the Texas Disaster Act of 1975. The requirement of wearing a face mask does not apply if covering the nose and mouth poses a significant mental or physical health risk to the individual.


III. **Face Coverings Required – City of Denton Buildings.** From the date of this Order, all employees, contractors, and visitors when on the premises of a building, offices, or recreation center owned or operated by the City of Denton are required to wear a face mask that covers the nose and mouth, regardless of vaccination status. Any fitness-based classes where the wearing of masks by all participants cannot be achieved will be relocated outdoors or cancelled. Any person who is unable to attend classes at a recreation center due to this order will be refunded the remaining value of such membership or enrollment upon request. An individual who is alone, or in the presence of only members of the same household or residence, in a separate room or single space that is not a common area, is not required to wear a face mask. The requirement of wearing a face mask does not apply if covering the nose and mouth poses a significant mental or physical health risk to the individual.

IV. **Face Coverings Strongly Urged – General Public.** It is strongly urged that all people 2 years or older wear a face mask that covers the nose and mouth when in public indoor space. No civil or criminal penalty will be imposed on individuals for failure to wear a face mask.

Please note that face coverings are a secondary strategy to other mitigation efforts. **Face coverings are *not* a replacement for social distancing, frequent handwashing, testing after exposure, vaccination, and for self-isolation when sick.** All people should follow CDC recommendations for how to wear and take off a face mask. Residents should keep up the following habits while in public:

- washing hands before you leave home and when you return,
- staying at least six feet away from others,
- avoiding touching nose or face,
- not using disposable masks more than three times, and
- washing reusable cloth masks regularly to prevent the spread of the virus.

IT IS SO ORDERED PURSUANT TO ORDINANCE NO. 21-2342



Mayor Gerard Hudspeth
City of Denton