

**RESOLUTION OF THE BOARD OF SUPERVISORS OF LAFAYETTE COUNTY,
MISSISSIPPI RECOGNIZING GOVERNOR’S EXECUTIVE ORDER 1466
IMPOSING STATE-WIDE SHELTER-IN-PLACE RESTRICTIONS**

WHEREAS, on March 14, 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, by subsequent Executive Order 1463 and as Supplemented by Executive Order dated March 26, 2020, ordered the closures of certain businesses and limited gatherings of individuals in accordance with the guidelines issued by the Mississippi Department of Health and the United States Centers for Disease Control (CDC); and

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

WHEREAS, on March 19, 2020 there was a positive case of COVID-19 confirmed in Lafayette County; and

WHEREAS, due to the presence of the COVID-19 virus within Lafayette County, and pursuant to the authority vested in the Board of Supervisors by Miss. Code Ann. § 33-15-17, and in accordance with the directives and guidance set forth in the Executive Orders previously issued by the Governor of the State of Mississippi, the Board of Supervisors previously enacted various measures to protect the public’s health, safety and welfare of the Lafayette County, Mississippi community posed by the COVID-19 epidemic; and

WHEREAS, in spite of the public health related measures adopted and imposed by and through the Governor’s Executive Order 1463, as supplemented, and the Resolution and Orders adopted by the Lafayette County Board of Supervisors, the spread of the COVID-19 virus remains a substantial and growing threat to the health, safety and welfare of the Lafayette County and state-wide communities; and

WHEREAS, by virtue of the continuing and growing threat which the presence of the COVID-19 virus poses to the health, safety and welfare of the state-wide community, the Governor of the State of Mississippi issued Executive Order 1466 on April 1, 2020 which imposed “Shelter-In-Place” requirements effective April 3, 2020 at 5:00 pm for all individuals residing in the State of Mississippi and, further, closing and limiting certain business operations and authorizing County and other local law enforcement agencies to enforce said Shelter-in-Place and other restrictions as contained in Executive Order 1466.

NOW, THEREFORE, THE LAFAYETTE COUNTY BOARD OF SUPERVISORS DOES HEREBY RESOLVE, APPROVE AND ORDER AS FOLLOWS:

Section 1. That pursuant to Executive Order 1466 and the authority conferred by Miss. Code Ann. §33-15-17, the Lafayette County Board of Supervisors adopts the Shelter-in-

Place and other prohibitory and limiting provisions of said Executive Order, it being the intent of the Lafayette County Board of Supervisors that, subject to further order by this Board, there shall be no greater restriction or limitation on individual movement and activities, and business operations, than those imposed by said Executive Order, commencing on April 3, 2020 at 5:00 pm.. The prior related Resolution and Orders issued by the Lafayette County Board of Supervisors are hereby superseded by the provisions contained in this Resolution.

Section 2. For as long as the Governor’s Executive Order 1466 remains in effect and until further order of the Lafayette County Board of Supervisors, all “Essential Businesses and Operations” (as defined by Executive Order 1463 as supplemented) are to remain open only to the extent necessary to provide all essential services (as defined by Executive Order 1463 as supplemented) and, provided further, that said essential businesses adhere to the social distancing and related COVID-19 guidelines as promulgated by the Mississippi Department of Health and the CDC.

Section 3. In accordance with Executive Order 1466 and for the period it shall remain in effect, all non-essential businesses and operations as defined by omission from the definition of “Essential Businesses and Operations” set forth in Executive Order 1463 as supplemented, are hereby closed effective April 3, 2020 at 5:00 pm and shall cease all operations except to the extent necessary to maintain the condition of facilities, premises and equipment, value of business inventory, payroll, employee benefits, security, and to facilitate employees of the business or operation to continue to work remotely from their residences.

Section 4. That, pursuant to the Shelter-in-Place” provisions of Executive Order 1466, all individuals are to remain in and upon their residential premises (including outside contiguous areas appurtenant to the residence) unless departure from the residence is necessary to : (1) obtain food, services and supplies needed to maintain the health, safety and welfare of individuals and goods essential to the operation of the residence, (2) work at an “Essential Business” as defined in Executive Order 1463, as supplemented, (3) engage in individual outdoor activity and recreation and (4) obtain medical and other health related services or assist others in obtaining health related services.

Section 5. Restaurants and bars may remain open, provided their operations are limited to curbside pick-up, delivery or drive thru service. All on-premises service is prohibited.

Section 6. Being advised by Lafayette County Emergency Management that the Lafayette County community currently experiences a “substantial” level of transmission of the COOVID-19 virus, all churches and other faith-based facilities are hereby prohibited from holding on-premises gatherings of any size, but may continue to engage in such minimum operations as necessary to deliver services and other activities by remote video/audio means, and may engage in necessary routine administrative and outreach operations.

Section 7. That all Essential Businesses and Operations are hereby required to adhere to the COVID-19 guidelines as promulgated by the Mississippi Department of Health and the CDC during the periods of operation, including “social distancing” requirements and guidelines.

Section 8. That in consultation with Lafayette County Emergency Management and the Mississippi Department of Health, the President of the Board of Supervisors is hereby authorized, in the interest of protecting the health, safety and welfare of the Lafayette County community residing in the unincorporated areas of the County, to order additional limits to individual gatherings, as conditions may require in the future during the declared state of emergency.

Section 9. It is acknowledged that Executive Order 1466 closed all “parks including all beaches, lakes and reservoirs (but not including walking trails)” thus closing such areas which allow public access as places of recreation. All private lakes are therefore unaffected by the closures ordered in Executive Order 1466. In addition, the operations of the Sardis Reservoir, being a federal facility operated by the U.S. Army Corp of Engineers, Vicksburg District, are unaffected by Executive Order 1466. The availability of the Sardis Reservoir facility as a recreation area for use by the Lafayette County community is therefore subject to the policies and orders disseminated by the U.S. Army Corp of Engineers.

Section 10. All construction businesses, including residential and commercial, operating in the unincorporated areas of Lafayette County are designated as “Essential Businesses and Operations” in Executive Order 1463 and are therefore to remain open. However, as is the case for all “Essential Businesses and Operations,” such businesses shall adhere to the “social distancing” guidelines promulgated by the Mississippi Department of Health and the CDC during the course of all construction activities.

Section 11. In furtherance of the execution of Executive Order 1466 and the provisions of this Resolution, the Lafayette County Sheriffs Department is hereby authorized to undertake any and all actions deemed necessary, in the discretion of the Sheriff of Lafayette County, Mississippi, to enforce this Resolution and Executive Order 1466.

Section 12. This Resolution shall remain in effect until 8:00 am on April 20, 2020. Violations of this Resolution and Executive Order 1466 are subject to the provisions of Miss. Code Ann. §33-15-43.

Supervisor ____ offered and moved for the adoption of this Resolution, which was seconded by Supervisor _____ and the vote thereupon was as follows:

Supervisor Larson	voted: <u>AYE</u>
Supervisor Gillespie	voted: <u>AYE</u>
Supervisor Rikard	voted: <u>AYE</u>
Supervisor McLarty	voted: <u>AYE</u>
Supervisor Roberts	voted: <u>AYE</u>

The motion and the foregoing Resolution having received a majority of the vote of the Board of Supervisors, the President declared the motion carried and the Resolution adopted, on this the 3rd day of April, 2020.

**PRESIDENT, BOARD OF SUPERVISORS,
LAFAYETTE COUNTY, MISSISSIPPI**

ATTEST:

CLERK