



CITY OF BARTOW

OFFICE OF THE CITY MANAGER
FEBRUARY 15, 2021

EMERGENCY ADMINISTRATIVE ORDER NO. 2021-07

I, George A. Long, as City Manager of the City of Bartow, issue the attached set of Emergency Administrative Orders, which includes a revision to Orders Series Five, pursuant to § 252.38(3)(a), Florida Statutes (2020), §§ 26-26, *et seq.*, *Code of Ordinances of the City of Bartow, Florida*, and Resolution 20-4041-R of the City Commission of the City of Bartow, Florida dated March 16, 2020. All prior Orders to and through the effective date of this Order remain in effect unless amended herein.

This administrative order shall only be effective during the State of Civil Emergency and the orders issued shall expire as stated therein. Each administrative order, any portion thereof, or all orders as a whole, may be withdrawn or superseded at any time by subsequent administrative order.

DONE and ORDERED at BARTOW, FLORIDA this 15th day of February, 2021.


George A. Long, City Manager

ATTEST:


Jacqueline Poole, City Clerk



CITY OF BARTOW
COVID-19 EMERGENCY ADMINISTRATIVE ORDERS

Order Title: Employee Travel and Leave
Series No.: One
Subject: Emergency Administrative Order restricting official travel by City of Bartow employees and describing official City of Bartow leave policies during the COVID-19 Local State of Emergency

Original Order No. / Issue Date: CM EAO 2020-01, March 17, 2020
Revised Order No. / Issue Date: CM EAO 2020-28, July 10, 2020
Last Revised Order No. / Issue Date: CM EAO 2021-04, January 25, 2020
Expiration Date: End of Local State of Civil Emergency or As Stated

Section 1. Official Travel.

Official travel on behalf of the City of Bartow outside the boundaries of Polk County, Florida is prohibited without the express authorization of the City Manager for the duration of the State of Civil Emergency declared by Governor Ron DeSantis in Executive Order 20-52 and the City Commission in Resolution 20-4041-R. Employees should take steps to cancel and rearrange plans for scheduled official travel. Employees should further limit official travel within Polk County, Florida as much as reasonably possible for the duration of the State of Civil Emergency and should, in every case possible, use alternative means to facilitate City business such as teleconferencing, video conferencing and other similar technologies.

Section 2. Leave; Generally.

The City of Bartow provides critical infrastructure to daily life for its citizens, residents and visitors. City employees have a special responsibility to maintain normal work schedules for the duration of the State of Civil Emergency and are expected to observe guidance issued by the Centers for Disease Control (“CDC”) and the Florida Department of Health (“FDOH”) to protect the health of others at work. Leave requests will be closely scrutinized and employees will be asked to state if out-of-County travel is expected as part of the requested leave and, if so, the destination and mode of expected travel.

Section 3. Interim COVID-19 Leave Policies for State of Civil Emergency.

In response to the COVID-19 outbreak, the following interim employee leave time policies shall take immediate effect and remain in effect for the duration of the City of Bartow’s State of Civil Emergency:

(a) *Employees exhibiting COVID-19 symptoms.*

(1) *At work.* A city employee who exhibits symptoms of COVID-19 or infection with SARS-CoV-2 while at work shall be instructed to leave municipal premises.

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An employee so instructed shall receive administrative leave with pay for the hours remaining in his or her regular shift of work for that day, rounded to the nearest quarter-hour. Thereafter, the employee shall not be permitted to return to work until the employee is eligible to return under Section 7 of this emergency order. During the interim period, the employee shall be eligible to use leave to receive pay, which shall be deducted from the employee's accrual accounts in the following order: (i) Compensatory Time; (ii) Sick Time; (iii) Vacation Time; (iv) Personal Time, to the extent such leave is available.

(2) *Outside of work.* A city employee who (i) displays symptoms of COVID-19 or infection with SARS-CoV-2 outside of work, or (ii) has been instructed by a medical professional to be tested for COVID-19 / SARS-CoV-2 infection, should inform his or her supervisor of the situation by expeditious means and not return to work until the employee is eligible to return under Section 7 this emergency order. With appropriate documentation from a medical professional, the employee shall be eligible to use leave to receive pay during the period of his or her absence from work, which shall be deducted from the employee's accrual accounts in the following order: (i) Compensatory Time; (ii) Sick Time; (iii) Vacation Time; (iv) Personal Time, to the extent such leave is available.

(b) *Order of quarantine.* A city employee who is quarantined under federal or state law by order of the CDC or the FDOH shall, in the event the employee is unable to perform his or her normal duties of work from home, be eligible to use leave to receive pay during the period of quarantine, which shall be deducted from the employee's accrual accounts in the following order: (i) Compensatory Time; (ii) Sick Time; (iii) Vacation Time; (iv) Personal Time, to the extent such leave is available.

(c) *Self-quarantine.* A city employee asked to self-quarantine by the CDC or the FDOH shall, in the event the employee is unable to perform his or her normal duties of work from home, be eligible to use leave to receive pay during the period of self-quarantine, which shall be deducted from the employee's accrual accounts in the following order: (i) Compensatory Time; (ii) Sick Time; (iii) Vacation Time; (iv) Personal Time, to the extent such leave is available.

(d) *Asymptomatic COVID-19 situations.* Each department head, in his or her discretion, may allow an asymptomatic subordinate city employee to be absent from work when there is a legitimate reason to believe the employee, or the employee's relative, roommate or close contact, has COVID-19 or is positive for SARS-CoV-2 infection. In the event the employee is unable to perform his or her normal duties of work from home, the employee shall be eligible to use leave to receive pay during the period of his or her absence from work, which shall be deducted from the employee's accrual accounts in the following order: (i) Compensatory Time; (ii) Sick Time; (iii) Vacation Time; (iv) Personal Time, to the extent such leave is available.

(e) *Families First Coronavirus Response Act ("FFCRA").* Expired as of December 31, 2020.

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(f) *Administrative leave without pay.* Administrative leave with without pay shall be generally available during the State of Civil Emergency to employees who otherwise would qualify for leave based on COVID-19 illness or COVID-19-related circumstances. No employee shall elect to use administrative leave without pay for more than the equivalent of ten (10) regular shifts of work without prior approval from his or her department head.

(g) *Work from home.* During the State of Civil Emergency, a city employee who is able to perform his or her normal duties of work from home may, with the express written approval from his or her department head, be eligible to work from home and receive pay. If permitted to work from home, employees shall not work more than the equivalent of ten (10) regular shifts without prior department head approval. Employees eligible to work at home may not work overtime, nor receive pay for overtime, under any circumstance.

(h) *Special leave requests.* Department heads may, in their discretion, authorize a subordinate city employee to use leave accruals and/or administrative leave without pay for special reasons related to the COVID-19 or SARS-CoV-2 emergency that are not described in the interim policies above. Special leave shall be coordinated with Personnel before approval. Special leave requests are disfavored and should only be approved sparingly on a case-by-case basis for the protection of the health of the general public, the health of the employee, or the health of a relative of the employee. Each department head's decision with respect to a special leave request is final and non-appealable.

(i) *Regular leave policies.* In addition to the foregoing interim policies, all regular leave time policies of the City shall remain in effect.

(j) *Oversight; Authority to Protect the Public Health.* All leave granted under these policies is subject to review and reclassification by Personnel at any time in order to properly administer interim COVID-19 related leave in accordance with generally applicable laws. In addition, each department head shall have the authority to instruct his or her subordinate city employees to take COVID-19-related leave to protect the health, safety and welfare of the general public and of the City of Bartow workforce.

(k) *Supplementing FFCRA Compensation.* Expired as of December 31, 2020.

Section 4. Vacation Leave Accrual Caps.

Employee vacation leave accrual caps are suspended as follows: Between April 1, 2020 and the end of the State of Civil Emergency, employees may accrue vacation leave in excess of any cap identified in relevant personnel regulations and collective bargaining agreements at the employees' regular rate of accrual.

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Section 5. Seniors Leave / Executive Orders 2020-91.

Expired as of May 1, 2020 at 11:59 P.M.

Section 6. Worksite Self-Assessments.

Prior to beginning his or her shift, and at each additional time prescribed by his or her department head, each city employee reporting for work shall conduct a worksite self-assessment for symptoms of COVID-19 or infection with SARS-CoV-2. Each self-assessment shall include a temperature check with a non-contact thermometer. If an employee registers a temperature of 100.4 or greater during a temperature check, or is experiencing symptoms of COVID-19 or infection with SARS-CoV-2, the employee shall immediately notify his or her supervisor and follow all instructions.

Section 7. Returning to Work After COVID-19-Related Leave.

City employees on leave pursuant to any of these interim leave policies may only return to work in compliance with these rules and the then-effective OSHA and CDC guidance for discontinuing COVID-19-related isolations if the guidance is more stringent. As of August 24, 2020, the following rules shall apply, unless modified by further administrative order or superseded:

General Return-to-Work Rule:

The decision to return to work should be made by the employee's department head, in consultation with the Personnel Department with notice to the City Manager, taking into account the context of the type of leave, the employee's illness and symptoms if any, and the general circumstances necessitating the employee's leave.

For situations where these rules, together with OSHA and CDC guidance, do not provide a clear date for an employee to return to work, the employee's department head should determine the employee's return to work date based on the totality of the circumstances surrounding the employee's leave, erring in favor of protecting the City's general workforce from unintended viral transmissions.

For Confirmed Symptomatic Cases of COVID-19:

As applicable and in the city's discretion, the employee must meet one or both of the following return-to-work strategies:

Symptom-based strategy:

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Persons with COVID-19 who have symptoms and were directed to care for themselves at home may seek permission to return to work under the following conditions:

- At least 3 days (72 hours) have passed since recovery defined as resolution of fever without the use of fever-reducing medications and improvement in respiratory symptoms (e.g., cough, shortness of breath); and,
- At least 10 days have passed since symptoms first appeared.

Test-based strategy:

(Test-based strategy is currently disfavored and should only be practiced sparingly under unique circumstances. Test-based strategy is contingent on the commercial availability of ample testing supplies and laboratory capacity as well as convenient access to testing. Test results shall be acquired by the employee using the employee's resources and results should be released to the city for review.)

Persons who have COVID-19 who have symptoms and were directed to care for themselves at home may seek permission to return to work under the following conditions:

- Resolution of fever without the use of fever-reducing medications and
- Improvement in respiratory symptoms (e.g., cough, shortness of breath), and
- Negative results of an FDA Emergency Use Authorized COVID-19 molecular assay for detection of SARS-CoV-2 RNA from at least two consecutive respiratory specimens collected more than 24 hours apart (total of two negative specimens).

For Confirmed Asymptomatic Cases of COVID-19:

Time-based strategy:

Persons with laboratory-confirmed COVID-19 who have not had any symptoms and were directed to care for themselves at home may seek to return to work under the following condition:

At least 10 days have passed since the date of the positive COVID-19 diagnostic test assuming no subsequently developed symptoms have occurred since. If symptoms developed, then the symptom-based or test-based strategy should be used.

For Reasonably Suspected or Confirmed Cases of Illness Other than COVID-19:

If COVID-19 has been medically ruled out and the employee has received a confirmed alternate diagnosis (i.e., influenza, &c.), the employee may seek to return to work based on the City's ordinary sick leave policy. *Alternatively*, where it is reasonable to believe the

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employee experienced symptoms of a common illness (i.e., the common cold, allergies, ear infections, &c.) and there are no complicating environmental factors, the employee may seek permission to return to work after at least 3 days (72 hours) have passed since recovery defined as resolution of fever without the use of fever-reducing medications and improvement in respiratory symptoms (e.g., cough, shortness of breath), if any.

For Unconfirmed Asymptomatic Cases, Quarantines and/or Exposures:

In unconfirmed asymptomatic cases, asymptomatic mandatory- or self-quarantine cases, or cases of direct exposure to an individual known to be positive with COVID-19, where the employee has not developed symptoms during leave, the employee may seek to return to work after the CDC- or FDOH-advised period of quarantine ends or fourteen (14) days have passed, whichever date is later.

Section 8. Leave Balances.

The City Manager may approve equitable adjustments to affected employees' Sick Time and Vacation Time leave balances based on policy changes to self-quarantine and asymptomatic leave situations in Emergency Administrative Order 2020-35.

CITY OF BARTOW
COVID-19 EMERGENCY ADMINISTRATIVE ORDERS

Order Title: Employee Personal Activities and Personal Travel
Series No.: Two
Subject: Emergency Administrative Order encouraging employees to limit personal travel outside the boundaries of Polk County, Florida, monitor available news sources, and avoid eating in restaurants or in places where persons are gathered

Original Order No. / Issue Date: CM EAO 2020-01, March 17, 2020
Last Revised Order No. / Issue Date: CM EAO 2020-13, April 30, 2020
Expiration Date: End of Local State of Civil Emergency

Section 1. Personal Travel.

Employees are encouraged to limit personal travel outside the boundaries of Polk County, Florida to necessary trips only. Employees of the City of Bartow are also encouraged to keep a travel log of destinations and stops for personal trips outside of Polk County, Florida.

Section 2. News Monitoring.

Consistent with guidance from the CDC, employees are encouraged to monitor local news outlets for information about COVID-19, to review available information and understand the signs and symptoms of COVID-19, to practice personal protective measures outside of official work activities such as frequent hand sanitizing or hand washing with soap for 20 or more seconds, create a household plan of action with families, obtain a 30-day supply of medicines and monitor emergency operations plans for the Polk County School Board and places of work for spouses and other household members.

Section 3. Restaurants.

Given the limits placed on restaurants by Executive Orders 20-68, issued March 17, 2020, 20-71, issued March 20, 2020, and 20-112, issued April 29, 2020, employees are encouraged to avoid eating at restaurants and other places where significant numbers of individuals are gathered. Food orders at restaurants should be taken to-go for consumption at home or at places with small gatherings of family or other healthy individuals. When eating at restaurants, employees should use outdoor seating areas if provided, and follow all recommended social distancing guidelines.

CITY OF BARTOW
COVID-19 EMERGENCY ADMINISTRATIVE ORDERS

Order Title: Recreational Activities and Municipal Facilities
Series No.: Three
Subject: Emergency Administrative Order regarding cancellation of recreational activities and closures of municipal facilities

Original Order No. / Issue Date: CM EAO 2020-01, March 17, 2020
Revised Order No. / Issue Date: CM EAO 2020-29, July 13, 2020
Last Revised Order No./Issue Date: CM EAO 2021-06, February 8, 2021
Expiration Date: April 5, 2021

Section 1. Users of Facilities Must Follow CDC and FDOH Guidelines; Facilities Subject to Close Without Notice; General Policy on Reopening.

During the effective period of this order, all users of City of Bartow facilities must follow current CDC and FDOH guidelines for group size and social distancing and are encouraged to monitor news sources and official sources of information for the latest requirements.

The intent of this policy is to continue to provide as many recreation opportunities to the general public as possible, within reason, during the State of Civil Emergency. Users are advised that the City shall close facilities, without notice, as circumstances change during the State of Civil Emergency regarding the pattern of public use of such facilities; the unavailability of City staff to properly manage or maintain such facilities; the issuance of new CDC and FDOH guidance; and/or the issuance of emergency orders by the State of Florida, Polk County, or the City Manager.

During the State of Civil Emergency, the City may, in its sole discretion, open or close any one, some, or all, of its recreation facilities for limited use by the general public. A decision to open or close one or more of the City's recreational facilities will be made based on (a) policy guidance from the CDC, the FDOH, the Governor of the State of Florida and Polk County and (b) the availability of appropriate Personal Protective Equipment (PPE) for City staff. Timing will be coordinated with Polk County and other municipal governments in Polk County to avoid unreasonable demands on service.

The city reserves the right to remove and/or deny admission to any or all of its facilities, including parks, to (a) any person exhibiting signs of COVID-19 infection; (b) any person or group of persons not following current guidelines for group size and social distancing; and (c) any person exhibiting reckless disregard to themselves, to others or the general public health, safety and welfare.

Section 2. Youth Events and Sports Tournaments.

Consistent with Executive Order 20-131 issued by Florida Governor Ron DeSantis,

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outdoor fields and courts used for youth sports activities may be reserved by youth sports organizers for tournament play. Reservations may only be made by telephone until further notice. (863-534-0120) All tournament play must be managed in accordance with best practices issued by the tournament sponsor's sanctioning body and tournament events should follow all rules issued by the City of Bartow's Leisure Services Department. Organizers, participants and spectators must follow all signs and posted regulations placed by the City of Bartow while on City of Bartow property.

Section 3. Civic Centers.

Bartow Civic Center, Carver Recreation Center and Polk Street Community Center ("Civic Centers") shall, with the exceptions of: (a) listed items; (b) election activity; and (c) official government use; be officially closed until further order or issuance of an approved reopening plan. No bookings for meetings, rentals and activities will be accepted while facilities are officially closed.

The following policies are issued based on a current evaluation of the circumstances and are subject to change and reconsideration without notice:

- The Sam Griner swimming pool at Bartow Civic Center shall be open on a limited basis for lap swimming only. Swim lessons are cancelled until further notice. Use shall be limited based on available space and users are advised that time limits may be imposed based on demand. Pool restrooms will be available, however shower facilities shall be closed. Users should follow all rules issued by the City of Bartow's Leisure Services Department and follow all signs and posted regulations placed by the City of Bartow while on City of Bartow property.
- The weight room at Polk Street Community Center shall be open for use. Use shall be limited based on available space and users are advised that time limits may be imposed based on demand. Restrooms will be available, however shower facilities shall be closed. Users should follow all rules issued by the City of Bartow's Leisure Services Department, including social distancing and sanitation requirements, and follow all signs and posted regulations placed by the City of Bartow while on City of Bartow property.

Section 4. Athletic Programming.

Outdoor-only City-sponsored athletics and recreation programming may operate pursuant to a Leisure Services Department-approved COVID-19 safety plan. Indoor athletics and recreation programming shall remain cancelled until further order.

Section 5. Bartow Golf Course and Mulligan's Restaurant.

Patrons of the Bartow Golf Course shall observe current CDC and FDOH guidelines for group size and social distancing and follow all policies and public health safety rules implemented

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by course management, including any limitations placed on play groups, cart occupancy and start times.

Mulligan's Restaurant shall have limited appropriately distanced seating in accordance with Executive Orders issued by the Florida Governor.

Bookings for the use of outdoor common facilities at the Bartow Golf Course, to include the smokehouse and patio, may be permitted in accordance with an approved outdoor common facilities reopening plan when issued. No bookings shall be accepted while facilities are officially closed.

Tournament play shall be permitted if conducted in a safe and responsible manner. All tournament activity shall be coordinated with appropriate Leisure Services Department personnel.

Future decisions regarding operations at Mulligan's Restaurant or the Bartow Golf Course will be made based on (a) policy guidance from the City Manager, the CDC, the FDOH, the Governor of the State of Florida and Polk County; and (b) the availability of appropriate Personal Protective Equipment (PPE) for City staff. Patrons are notified that the City may close the Bartow Golf Course and/or Mulligan's Restaurant, without notice, as circumstances change during the State of Civil Emergency regarding the pattern of public use; the unavailability of City staff to properly manage or maintain the Course or Restaurant; the issuance of new CDC and FDOH guidance; and/or the issuance of emergency orders by the State of Florida, Polk County, or the City Manager.

Section 6. Bartow Public Library.

Bartow Public Library shall operate pursuant to its approved reopening plan. Room rentals, programs and bookings shall only occur or be accepted while the Library is open in accordance with its reopening plan.

Section 7. Parks.

Unless a use is specifically permitted below, all parks, pavilions, playgrounds, restrooms, outdoor fields and courts, outdoor fitness equipment, bandshells, amphitheaters, skate parks, recreation amenities, and designated play areas are officially closed for public activity until further order to avoid unintentional viral transmissions. Decisions to open or close some or all of these facilities will be made based on (a) policy guidance from the CDC, the FDOH, the Governor of the State of Florida and Polk County and (b) the availability of appropriate Personal Protective Equipment (PPE) for City staff.

Access to and use of City of Bartow Parks and Recreation Facilities shall be limited as follows:

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- (a) Persons may use the open, outdoor and unenclosed areas of City of Bartow Parks and Recreation Facilities for the following activities until the end of the State of Civil Emergency:
 - (i) passive walking, biking, hiking, running and taking care of pets, consistent with CDC and FDOH guidance for group size and social distancing;
 - (ii) fishing within parks, consistent with CDC and FDOH guidance for group size and social distancing; and
 - (iii) racquet sports, such as tennis and racquetball, on unlocked open-air courts for single-player practice or very small group play, consistent with CDC and FDOH guidance for group size and social distancing.
- (b) Outdoor fields and courts may be used and reserved for local youth sports practice and local youth sports games or scrimmages by individuals, teams and leagues. Reservations may only be made by telephone (863-534-0120) until further notice. All youth sports play must be managed in accordance with best practices issued by the organizer's sanctioning body, if any, and must follow all rules issued by the City of Bartow's Leisure Services Department. Organizers, participants and spectators of youth sports activities must follow all signs and posted regulations placed by the City of Bartow while on City of Bartow property.
- (c) The Triple Nickle Raceway at the 555 Bartow Ball Park shall be open for remote controlled car activities consistent with its approved reopening plan. Users and organizers of events shall implement and follow reasonable social distancing requirements.
- (d) The skate park at Mary Holland Park shall be open for appropriate activities on a limited basis. Users shall follow social distancing requirements and avoid club meetings, large group activities, or contests which could reasonably be seen to draw crowds in excess of ten (10) persons.
- (e) Park pavilions shall be open for use and reservation by persons for responsible activities. Reservations may only be made by telephone (863-534-0120) until further notice. Individuals utilizing park pavilions must follow all rules issued by the City of Bartow's Leisure Services Department and adhere to all signs and posted regulations placed by the City of Bartow while on City of Bartow property.
- (f) Bandshells and amphitheaters shall be open for use and reservations by persons for responsible activities. Reservations may only be made by telephone (863-534-0120) until further notice. Individuals and spectators must follow all rules issued

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by the City of Bartow's Leisure Services Department and adhere to all signs and posted regulations placed by the City of Bartow while on City of Bartow property.

- (g) Playgrounds and restrooms within park facilities shall be open for use by persons for responsible activities. Individuals must follow all rules issued by the City of Bartow's Leisure Services Department and adhere to all signs and posted regulations placed by the City of Bartow while on City of Bartow property.

Park users are advised to use city park facilities at their own risk. Park users must follow all City signs and marked instructions. Park users are advised that the City shall close Parks and Recreation Facilities, without notice, as circumstances change during the State of Civil Emergency regarding the pattern of public use of such parks and facilities; the unavailability of City staff to properly manage or maintain such parks and facilities; the issuance of new CDC and FDOH guidance; and/or the issuance of emergency orders by the State of Florida, Polk County, or the City Manager.

Park users are prohibited from using gasoline-powered electric generators and prohibited from renting, bringing, or using inflatable play structures such as bounce houses, water slides and similar items during the effective period of this order.

**CITY OF BARTOW
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Order Title: Utilities
Series No.: Four
Subject: Emergency Administrative Order suspending utility disconnections for non-payment of services

Original Order No. / Issue Date: CM EAO 2020-01, March 17, 2020
Last Revised Order No. / Issue Date: CM EAO 2020-11, April 22, 2020
Expiration Date: End of Local State of Civil Emergency or As Stated

Section 1. Suspension of utility disconnects.

Utility disconnects are suspended until April 30, 2020.

Section 2. Emergency Use of Meter Deposits.

Notwithstanding Sections 78-52, 78-152 and 78-153 of the City's Code of Ordinances, or the text of the City's utility service deposit policies, during the State of Civil Emergency delinquent utility services customers may make a one-time request to avoid service disconnection and termination as follows:

(a) *Customers With Active Utility Meter Deposits:* A delinquent customer with an active utility meter deposit may make a one-time request for the City to use deposit monies to assist with satisfaction of the delinquency. The maximum amount of deposit monies that may be used to satisfy an outstanding delinquency shall be the amount of the most dated (oldest) month's utility services bill. If, after application of deposit monies, the outstanding delinquency is not fully satisfied, the customer shall be required to pay the remaining amount due by the City-established cutoff date to avoid service disconnection and termination. Each customer requesting application of deposit monies to assist with satisfaction of delinquency shall, in addition to payment of regular utility service charges, sign an agreement to pay to the City one-sixth (1/6) of the deposit amount which has been applied each month for a six (6) month period to restore the meter deposit to its original sum without interest.

(b) *Customers Without Active Utility Meter Deposits:* A delinquent customer without an active utility meter deposit may make a one-time request to pay the delinquency over time as follows: In addition to payment of regular utility service charges, the customer shall sign an agreement pay to the City one-sixth (1/6) of the delinquent sum each month for a six (6) month period without interest.

**CITY OF BARTOW
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Order Title: State of Local Civil Emergency
Series No.: Five
Subject: Emergency Administrative Order extending the State of Local Civil Emergency

Original Order No. / Issue Date: CM EAO 2020-01, March 17, 2020
Last Revised Order No. / Issue Date: CM EAO 2021-07, February 15, 2021
Expiration Date: February 22, 2021, 4:59 P.M.

The duration and effective period of the City of Bartow’s State of Civil Emergency relating to COVID-19 shall be, as of February 15, 2021, extended and renewed for seven (7) additional days. The extended and renewed period shall begin at 5:00 P.M. on Monday, February 15, 2021 and end at 4:59 PM on Monday, February 22, 2021.

Original Period: Resolution 20-4041-R; March 16, 2020 6:44 P.M. – March 23, 2020 6:43 P.M.

First Extension: EAO 2020-02; March 23, 2020, 5:00 P.M. – March 30, 2020, 4:59 P.M.

Second Extension: EAO 2020-03; March 30, 2020, 5:00 P.M. – April 6, 2020, 4:59 P.M.

Third Extension: EAO 2020-06; April 6, 2020, 5:00 P.M. – April 13, 2020, 4:59 P.M.

Fourth Extension: EAO 2020-09; April 13, 2020, 5:00 P.M. – April 20, 2020, 4:59 P.M.

Fifth Extension: EAO 2020-10; April 20, 2020, 5:00 P.M. – April 27, 2020, 4:59 P.M.

Sixth Extension: EAO 2020-12; April 27, 2020, 5:00 P.M. – May 4, 2020, 4:59 P.M.

Seventh Extension: EAO 2020-13; May 4, 2020, 5:00 P.M. – May 11, 2020, 4:59 P.M.

Eighth Extension: EAO 2020-16; May 11, 2020, 5:00 P.M. – May 18, 2020, 4:59 P.M.

Ninth Extension: EAO 2020-18; May 18, 2020, 5:00 P.M. – May 25, 2020, 4:59 P.M.

Tenth Extension: EAO 2020-19; May 25, 2020, 5:00 P.M. – June 1, 2020, 4:59 P.M.

Eleventh Extension: EAO 2020-21; June 1, 2020, 5:00 P.M. – June 8, 2020, 4:59 P.M.

Twelfth Extension: EAO 2020-23; June 8, 2020, 5:00 P.M. – June 15, 2020, 4:59 P.M.

Thirteenth Extension: EAO 2020-24; June 15, 2020, 5:00 P.M. – June 22, 2020, 4:59 P.M.

Fourteenth Extension: EAO 2020-25; June 22, 2020, 5:00 P.M. – June 29, 2020, 4:59 P.M.

Order Title: State of Local Civil Emergency
Series No.: Five
Subject: Emergency Administrative Order extending the State of Local Civil Emergency

Fifteenth Extension: EAO 2020-26; June 29, 2020, 5:00 P.M. – July 6, 2020, 4:59 P.M.

Sixteenth Extension: EAO 2020-27; July 6, 2020, 5:00 P.M. – July 13, 2020, 4:59 P.M.

Seventeenth Extension: EAO 2020-29; July 13, 2020, 5:00 P.M. – July 20, 2020, 4:59 P.M.

Eighteenth Extension: EAO 2020-30; July 20, 2020, 5:00 P.M. – July 27, 2020, 4:59 P.M.

Nineteenth Extension: EAO 2020-31; July 27, 2020, 5:00 P.M. – August 3, 2020, 4:59 P.M.

Twentieth Extension: EAO 2020-32; August 3, 2020, 5:00 P.M. – August 10, 2020, 4:59 P.M.

Twenty-first Extension: EAO 2020-33; August 10, 2020, 5:00 P.M. – August 17, 2020, 4:59 P.M.

Twenty-second Extension: EAO 2020-34; August 17, 2020, 5:00 P.M. – August 24, 2020, 4:59 P.M.

Twenty-third Extension: EAO 2020-35; August 24, 2020, 5:00 P.M. – August 31, 2020, 4:59 P.M.

Twenty-fourth Extension: EAO 2020-36; August 31, 2020, 5:00 P.M. – September 7, 2020, 4:59 P.M.

Twenty-fifth Extension: EAO 2020-37; September 7, 2020, 5:00 P.M. – September 14, 2020, 4:59 P.M.

Twenty-sixth Extension: EAO 2020-38; September 14, 2020, 5:00 P.M. – September 21, 2020, 4:59 P.M.

Twenty-seventh Extension: EAO 2020-39; September 21, 2020, 5:00 P.M. – September 28, 2020, 4:59 P.M.

Twenty-eighth Extension: EAO 2020-40; September 28, 2020, 5:00 P.M. – October 5, 2020, 4:59 P.M.

Twenty-ninth Extension: EAO 2020-41; October 5, 2020, 5:00 P.M. – October 12, 2020, 4:59 P.M.

Thirtieth Extension: EAO 2020-42; October 12, 2020, 5:00 P.M. – October 19, 2020, 4:59 P.M.

Thirty-first Extension: EAO 2020-43; October 19, 2020, 5:00 P.M. – October 26, 2020, 4:59 P.M.

Order Title: State of Local Civil Emergency
Series No.: Five
Subject: Emergency Administrative Order extending the State of Local Civil Emergency

Thirty-second Extension: EAO 2020-44; October 26, 2020, 5:00 P.M. – November 2, 2020, 4:59 P.M.

Thirty-third Extension: EAO 2020-45; November 2, 2020, 5:00 P.M. – November 9, 2020, 4:59 P.M.

Thirty-fourth Extension: EAO 2020-46; November 9, 2020, 5:00 P.M. – November 16, 2020, 4:59 P.M.

Thirty-fifth Extension: EAO 2020-47; November 16, 2020, 5:00 P.M. – November 23, 2020, 4:59 P.M.

Thirty-sixth Extension: EAO 2020-48; November 23, 2020, 5:00 P.M. – November 30, 2020, 4:59 P.M.

Thirty-seventh Extension: EAO 2020-49; November 30, 2020, 5:00 P.M. – December 7, 2020, 4:59 P.M.

Thirty-eighth Extension: EAO 2020-50; December 7, 2020, 5:00 P.M. – December 14, 2020, 4:59 P.M.

Thirty-ninth Extension: EAO 2020-51; December 14, 2020, 5:00 P.M. – December 21, 2020, 4:59 P.M.

Fortieth Extension: EAO 2020-52; December 21, 2020, 5:00 P.M. – December 28, 2020, 4:59 P.M.

Forty-first Extension: EAO 2020-53; December 28, 2020, 5:00 P.M. – January 4, 2021, 4:59 P.M.

Forty-second Extension: EAO 2021-01; January 4, 2021, 5:00 P.M. – January 11, 2021, 4:59 P.M.

Forty-third Extension: EAO 2021-02; January 11, 2021, 5:00 P.M. – January 18, 2021, 4:59 P.M.

Forty-fourth Extension: EAO 2021-03; January 18, 2021, 5:00 P.M. – January 25, 2021, 4:59 P.M.

Forty-fifth Extension: EAO 2021-04; January 25, 2021, 5:00 P.M. – February 1, 2021, 4:59 P.M.

Forty-sixth Extension: EAO 2021-05; February 1, 2021, 5:00 P.M. – February 8, 2021, 4:59 P.M.

Order Title: State of Local Civil Emergency

Series No.: Five

Subject: Emergency Administrative Order extending the State of Local Civil Emergency

Forty-seventh Extension: EAO 2021-06; February 8, 2021, 5:00 P.M. – February 15, 2021, 4:59 P.M.

Forty-eighth Extension: EAO 2021-07; February 15, 2021, 5:00 P.M. – February 22, 2021, 4:59 P.M.

CITY OF BARTOW
COVID-19 EMERGENCY ADMINISTRATIVE ORDERS

Order Title: Public Meetings
Series No.: Six
Subject: Emergency Administrative Order regarding public meetings of the City Commission and other boards and authorities of the City of Bartow

Original Order No. / Issue Date: CM EAO 2020-04, April 1, 2020
Last Revised Order No. / Issue Date: CM EAO 2020-19, May 22, 2020
Expiration Date: June 30, 2020

Section 1. Meeting Cancellations.

The regular meetings of the City Commission of the City of Bartow for April 6, 2020 and April 20, 2020 are cancelled. Additionally, all regular meetings of the following boards and committees scheduled to occur prior to April 30, 2020 are cancelled:

Beautification Advisory Board
Building and Housing Board of Appeals
Code Enforcement Special Magistrate
Community Redevelopment Agency
General Employees' Pension Trust Board of Trustees
Mayor's Art Club
Planning and Zoning Commission
Recreation Advisory Board
Zoning Board of Adjustment

Notwithstanding anything herein, special meetings of the City Commission or of any board or committee may be noticed in accordance with general law, Executive Order and Administrative Order during the State of Civil Emergency, if necessary.

Section 2. Meetings During May 2020.

(a) The City Commission shall meet on May 4, 2020 and May 18, 2020.

(b) All regular meetings of inferior boards, dependent special districts, committees and other boards with business related to the City of Bartow during May 2020 are cancelled. Notwithstanding cancellation of regular meetings, any inferior board, dependent special district, committee or other board with business related to the City of Bartow may meet in special session to adjudicate time-sensitive quasi-judicial matters or to take action on time-sensitive applications for municipal or district action. Boards are encouraged to meet in accordance with Executive Order 2020-69, and to meet in virtual session, if possible. Meeting dates and times shall be coordinated with the City Manager, the City Clerk and the City Attorney.

Order Title: Public Meetings

Series No.: Six

Subject: Emergency Administrative Order regarding public meetings of the City Commission and other boards and authorities of the City of Bartow

Section 3. Meetings During June 2020.

(a) The City Commission shall meet on June 1, 2020 and June 15, 2020.

(b) All regular meetings of inferior boards, dependent special districts, committees and other boards with business related to the City of Bartow during June 2020 are cancelled. Notwithstanding cancellation of regular meetings, any inferior board, dependent special district, committee or other board with business related to the City of Bartow may meet in special session to adjudicate time-sensitive quasi-judicial matters or to take action on time-sensitive applications for municipal or district action. Boards are encouraged to meet in accordance with Executive Order 2020-69, and to meet in virtual session, if possible. Meeting dates and times shall be coordinated with the City Manager, the City Clerk and the City Attorney.

CITY OF BARTOW
COVID-19 EMERGENCY ADMINISTRATIVE ORDERS

Order Title: Land Use and Development
Series No.: Seven
Subject: Emergency Administrative Order authorizing Temporary Tents on land lying in the public institutional zoning district

Original Order No. / Issue Date: CM EAO 2020-06, April 6, 2020
Last Revised Order No. / Issue Date: CM EAO 2020-20, May 26, 2020
Expiration Date: End of Local State of Civil Emergency

WHEREAS, the *State Emergency Management Act*, Chapter 252, Florida Statutes (“SEMA”) gives local governments the power and authority to waive the procedures and formalities otherwise required by law pertaining to “taking whatever prudent action is necessary to ensure the health, safety and welfare of the community[;]” See § 252.38(3)(a)5.a., Fla. Stat. (2019); and

WHEREAS, on March 29, 2020, the Florida Chief Financial Officer and State Fire Marshal issued directive 2020-02 instructing authorities with jurisdiction to partner with hospitals and healthcare providers to identify all equivalencies, modifications and creative solutions afforded within the Florida Fire Prevention Code to accommodate the erection of temporary healthcare facilities; and

WHEREAS, on April 3, 2020, BayCare Health System, Inc. (“BayCare”), operator of Bartow Regional Medical Center, Inc. (“BRMC”), notified the City of Bartow that it intended to operate a drive through COVID-19 testing service at the BRMC campus; and

WHEREAS, drive through COVID-19 testing services are performed in tents outdoors to help protect the health of healthcare workers and the general public by asking testing patients to remain inside their cars with windows raised thereby decreasing the chances of unintentional aerosol spread of coronavirus SARS-CoV-2; and

WHEREAS, BayCare plans to erect several tents on the Northeast parking lot of its BRMC campus to perform testing services; and

WHEREAS, BayCare has already erected two (2) tents on the Northwest parking lot of its BRMC campus to triage patients prior to admission to the BRMC Emergency Department; and

WHEREAS, BayCare has permitted at least one of its outpatient healthcare tenants to erect a triage tent in the parking area of its South outpatient facilities; and

WHEREAS, § 2.03.02 of the *Unified Land Development Code of the City of Bartow, Florida*, only permits tents to be erected temporarily on property in a commercial district where a commercial structure is already established, and on property occupied by a church, regardless of

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its zoning district; and

WHEREAS, BRMC is located on property in the Public Institutional zoning district; and

WHEREAS, it is prudent to permit BayCare to erect tents on a temporary basis on the BRMC campus to operate triage facilities, permit its outpatient providers to operate triage facilities, and operate a COVID-19 drive through testing service as such services are necessary to ensure the health, safety and welfare of the community; and

WHEREAS, the Florida Department of Health has requested to operate a drive through testing event at the Carver Recreation Center on Saturday, May 30, 2020; and

WHEREAS, the City of Bartow is desirous of accommodating the Florida Department of Health’s request, as well as potential future requests by public agencies, hospitals and public health institutions in the future; and

WHEREAS, Carver Recreation Center lies in the Public Institutional zoning district.

Section 1. Temporary Tents.

(a) For the duration of the State of Local Civil Emergency, (i) healthcare providers who own property in the public institutional zoning district may request and receive, (ii) the city’s emergency coordinator may request and receive, or (iii) the city may issue on its own, a city permit to erect tents temporarily on public institutional zoning district lands subject to the following requirements:

- (1) tents must be used for a critical public purpose related to the State of Local Civil Emergency, to be determined in the sole discretion of the City;
- (2) tents may not be erected for a period to exceed 2 weeks;
- (3) if tents are to be erected in a parking area, no more than 10 percent of any existing parking area may be used; further, tents may not block the general ingress or egress of traffic without offering alternative ingress or egress routes;
- (4) all electrical connections must be inspected and approved by the Building Department; and
- (5) tents must be inspected and approved by the Bartow Fire Department as being in compliance with all relevant Fire Code regulations.

(b) The City shall take administrative action to issue or deny a request for a permit

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Series No.: Seven

Subject: Emergency Administrative Order authorizing Temporary Tents on land lying in the public institutional zoning district

promptly; if an application is filed, the City shall issue or deny a permit within 1 business day of the date the application filing date.

(c) Permits may be renewed during the State of Local Civil Emergency as follows: no later than 5 business days before the expiration of a city permit, a property owner may apply to receive, or the City may on its own issue, a renewed permit for an additional 2 week period. There are no limits to the number of renewals that may be given.

(d) The City may deny a permit application or request if necessary to protect the health, safety and welfare of the community.

CITY OF BARTOW
COVID-19 EMERGENCY ADMINISTRATIVE ORDERS

Order Title: Safer At Home
Series No.: Eight
Subject: Emergency Administrative Order regarding limitations of movement and personal interactions

Original Order No. / Issue Date: CM EAO 2020-08, April 8, 2020
Last Revised Order No. / Issue Date: CM EAO 2020-13, April 30, 2020
Expiration Date: 12:01 A.M., May 4, 2020

WHEREAS, Section 1 of Executive Order 2020-91 (“E.O. 20-91”) issued April 1, 2020 by Florida Governor Ron DeSantis, entitled “Safer At Home,” states:

“A. Senior citizens and individuals with a significant underlying medical condition (such as chronic lung disease, moderate-to-severe asthma, serious heart conditions, immunocompromised status, cancer, diabetes, severe obesity, renal failure and liver disease) shall stay at home and take all measures to limit the risk of exposure to COVID-19.

B. In concert with the efforts of President Trump and the White House Coronavirus Task Force to fight COVID-19, and based on guidance provided by Florida Surgeon General and State Health Officer, Dr. Scott Rivkees, all persons in Florida shall limit their movements and personal interactions outside of their home to only those necessary to obtain or provide essential services or conduct essential activities.”; and

WHEREAS, Section 2 of E.O. 20-91 describes “Essential Services” and states that “The State Coordinating Officer shall maintain an online list of essential services” available at the Division of Emergency Management’s website at www.floridadisaster.org and the Florida Department of Health’s website at www.floridahealth.gov; and

WHEREAS, Section 3 of E.O. 20-91 describes “Essential Activities” and states that “The State Coordinating Officer shall maintain an online list of essential activities” at the same website addresses as the list of essential services; and

WHEREAS, Section 3 C. of E.O. 20-91 states that “A social gathering in a public space is not an essential activity” and “Local jurisdictions shall ensure that groups of people greater than ten are not permitted to congregate in any public space;” and

WHEREAS, citizens and business owners in the City of Bartow have contacted City Hall and the Bartow Police Department inquiring about the Governor’s order and whether certain services or activities are considered “essential” during the State of Emergency; and

WHEREAS, on April 4, 2020, the Governor’s Office released a document entitled “FAQs

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for Executive Order 20-91” which answers a number of the same questions asked by citizens and business owners in the City of Bartow; and

WHEREAS the City of Bartow wishes to give guidance to citizens and businesses that may be impacted by E.O. 20-91; and

WHEREAS, Executive Order 2020-111 extended the effect of E.O. 20-91 to May 4, 2020 at 12:01 A.M.

Section 1. Safer At Home.

(a) Up to and through May 4, 2020, senior citizens and individuals with a significant underlying medical condition (such as chronic lung disease, moderate-to-severe asthma, serious heart conditions, immunocompromised status, cancer, diabetes, severe obesity, renal failure and liver disease) shall stay at home and take all measures to limit the risk of exposure to COVID-19. As clarified on April 4, 2020 by Governor DeSantis, senior citizens may leave their homes when necessary to obtain or provide essential services or conduct essential activities as described in E.O. 20-91 and related guidance issued by the State of Florida. This includes going to the grocery store or pharmacy, going for a walk, or working at an essential service.

(b) Up to and through May 4, 2020, persons shall limit their movements and personal interactions outside of their home to only those necessary to obtain or provide essential services or conduct essential activities as described in E.O. 20-91 and related guidance issued by the State of Florida.

(c) A list of essential services and essential activities may be found at the website <https://www.floridadisaster.org/globalassets/governor-essential-services.pdf>. Business operators and citizens in the City of Bartow are encouraged to read the list of essential services and essential activities in conjunction with E.O. 20-91 and this emergency administrative order.

(d) A list of frequently asked questions about E.O. 20-91 may be found at the website <https://www.flgov.com/wp-content/uploads/covid19/Exec%20Order%2020-91%20FAQs.pdf>.

(e) Citizens of the City of Bartow who must leave their homes are encouraged to adhere to the following CDC guidance on how to meet household needs during the E.O. 20-91 Safer At Home period:

Shopping for food and other household essentials

- Avoid shopping if you have a fever, cough, or shortness of breath.
- If possible, order food and other items online for home delivery or curbside pickup.
- Only visit the grocery store, or other stores selling household essentials, in person when you absolutely need to. This will limit your potential exposure to others and the virus that

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causes COVID-19.

- When you do have to visit in person, go during hours when fewer people will be there (for example, early morning or late night).
- Here are ways to protect yourself while shopping:
 - Stay at least 6 feet away from others while shopping and in lines.
 - Cover your mouth and nose with a cloth face covering when you have to go out in public.
 - If you are at higher risk for severe illness, find out if the store has special hours for people at higher risk. If they do, try to shop during those hours. People at higher risk for severe illness include adults 65 or older and people of any age who have serious underlying medical conditions.
 - Disinfect the shopping cart, use disinfecting wipes if available.
 - Cover coughs and sneezes.
 - Do not touch your eyes, nose, or mouth.
 - If possible, use touchless payment (pay without touching money, a card, or a keypad). If you must handle money, a card, or use a keypad, use hand sanitizer right after paying.
- After leaving the store, use hand sanitizer. When you get home, wash your hands with soap and water for at least 20 seconds.
- At home, follow food safety guidelines: clean, separate, cook, chill external icon. There is no evidence that food or food packaging has been linked to getting sick from COVID-19.

Accepting deliveries and takeout orders

- If possible, pay online or on the phone when you order.
- Accept deliveries without in-person contact whenever possible. Ask for deliveries to be left in a safe spot outside your house (such as your front porch or lobby), with no person-to-person interaction. Otherwise, stay at least 6 feet away from the delivery person.
- After receiving your delivery or bringing home your takeout food, wash your hands with soap and water for 20 seconds. If soap and water are not available, use a hand sanitizer with at least 60% alcohol.
- After collecting mail from a post office or home mailbox, wash your hands with soap and water for at least 20 seconds or use a hand sanitizer with at least 60% alcohol.

Banking

- Bank online whenever possible.
- If you must visit the bank, use the drive-through ATM if one is available. Clean the ATM keyboard with a disinfecting wipe before you use it.
- When you are done, use a hand sanitizer with at least 60% alcohol. Wash your hands with soap and water for at least 20 seconds when you get home.

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Getting gasoline

- If available, use gloves or disinfecting wipes on handles and buttons before you touch them.
- After fueling, use a hand sanitizer with at least 60% alcohol. Wash your hands for at least 20 seconds when you get home or somewhere with soap and water.

Going to the doctor or getting medicine

- Visit the doctor when you need to, but only when you need to. Use telemedicine, if available, or contact your doctor or nurse by phone or e-mail.
- If you must visit the doctor, follow recommendations to protect yourself:
 - Cover your mouth and nose with a cloth face covering when you have to go out in public.
 - Do not touch your eyes, nose, or mouth.
 - If available, use disinfecting wipes on frequently touched surfaces such as handles, knobs, touchpads.
 - Stay at least 6 feet away from others while inside and in lines.
 - When paying, use touchless payment methods if possible. If you cannot use touchless payment, sanitize your hands after paying with card, cash, or check. Wash your hands with soap and water for at least 20 seconds when you get home.
- If you think you have COVID-19, let the office know and follow guidance.
- Talk to your doctor about rescheduling procedures that are not urgently needed.
- If possible, plan to order and pick up all your prescriptions at the same time.
- If possible, call prescription orders in ahead of time. Use drive-thru windows, curbside services (wait in your car until the prescription is ready), mail-order, or other delivery services. Do the same for pet medicine.
- Check with your doctor and pharmacist to see if you can get a larger supply of your medicines so you do not have to visit the pharmacy as often.

(f) During the Safer At Home period, the City of Bartow encourages all of its citizens to follow E.O. 20-91 and to mutually cooperate in the effort to alleviate the present situation by staying home, refraining from congregating in public places or upon the streets, and leaving home only when genuinely necessary.

(g) Persons observing large group gatherings may report them to the Bartow Police Department by calling 863-534-5034.

CITY OF BARTOW
COVID-19 EMERGENCY ADMINISTRATIVE ORDERS

Order Title: Municipal Operations
Series No.: Nine
Subject: Emergency Administrative Order regarding municipal operations

Original Order No. / Issue Date: CM EAO 2020-10, April 20, 2020
Last Revised Order No. / Issue Date: N/A
Expiration Date: End of State of Local Civil Emergency or Further Administrative Order

Section 1. City Hall Public Access “By Appointment Only.”

Effective May 1, 2020, public access to City Hall shall be by appointment only. Official signage shall be posted outside the entrance to City Hall with contact telephone numbers by operating area. Appointments for municipally necessary in-person service may be made in advance of May 1, 2020 by calling the general city switchboard at (863) 534-0100.

Appointment times are limited and members of the general public with municipal business are encouraged to act promptly and well in advance of deadlines or due dates if in-person service is necessary. Most municipal business can be resolved by telephone or electronic mail.

CITY OF BARTOW
COVID-19 EMERGENCY ADMINISTRATIVE ORDERS

Order Title: Communications Media Technology
Series No.: Ten
Subject: Emergency Administrative Order permitting municipal meetings by communications media technology

Original Order No. / Issue Date: CM EAO 2020-11, April 22, 2020
Last Revised Order No. / Issue Date: N/A
Expiration Date: End of State of Local Civil Emergency or Further Administrative Order

WHEREAS, Coronavirus disease 2019 (“COVID-19”) is a severe acute respiratory illness that can spread among humans through respiratory transmission; and

WHEREAS, on March 2, 2020, Florida Governor Ron DeSantis issued Executive Order 2020-51 declaring COVID-19 and the presence of the coronavirus responsible for COVID-19 (“SARS-CoV-2”) in the State of Florida to be a public health emergency pursuant to Chapter 381 of the Florida Statutes; and

WHEREAS, on March 9, 2020, Governor DeSantis issued Executive Order 2020-52 (a) declaring COVID-19 and the presence of SARS-CoV-2 in the State of Florida to be a state of emergency pursuant to Chapter 252 of the Florida Statutes; (b) activating the Florida National Guard to assist with emergency management; (c) suspending the effect of budgetary statutes and rules that would prevent, hinder or delay necessary action in coping with the emergency; (d) authorizing pharmacists to dispense extended refills of medication; and (e) authorizing political subdivisions of the state to waive certain procedures and formalities relating to public work, contracts, obligations, employment of workers, rental of equipment, acquisition of supplies and appropriation/expenditure of public funds; and

WHEREAS, on March 16, 2020, the City Commission of the City of Bartow declared a local state of emergency to exist within the corporate limits of the City of Bartow, Florida under authority of Chapter 26 of the Code of Ordinances of the City of Bartow, Florida and Chapter 252 of the Florida Statutes; and

WHEREAS, pursuant to Resolution 20-4041-R, Chapter 26 of the Code of Ordinances of the City of Bartow, Florida and Chapter 252 of the Florida Statutes, the City Manager is authorized to issue and promulgate all administrative orders necessary to deal with the emergency circumstances presented by COVID-19 and SARS-CoV-2; and

WHEREAS on March 20, 2020, Governor DeSantis issued Executive Order 2020-69 that, for the duration of the state of emergency: (a) suspended Florida’s statutory laws requiring that a quorum of any local governing body be physically present in person at a specific public place; and (b) authorized local governing bodies to use communications media technology, such as telephonic

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and video conferencing, as provided in Section 120.54(5)(b)2., Florida Statutes; and

WHEREAS, on March 24, 2020, Governor DeSantis issued Executive Order 2020-82 directing all persons, including Floridians, who traveled to an area with substantial community spread of SARS-CoV-2, such as the New York Tri-State Area (Connecticut, New Jersey and New York), between March 10, 2020 and March 24, 2020, and all persons arriving in Florida after March 24, 2020 from such an area, to isolate or quarantine for a period of 14 days from the time of entry into the State; and

WHEREAS, on March 24, 2020, Governor DeSantis issued Executive Order 2020-83 directing the State Surgeon General to issue public health advisories:

- (1) directing (a) all persons over 65 years of age and (b) all persons with a serious underlying medical condition that places them at a high risk of severe illness from COVID-19, urging them to stay home and to take such other measures as necessary to limit their risk of exposure to SARS-CoV-2;
- (2) advising against all social or recreational gatherings of 10 or more people; and
- (3) urging all those who can work remotely to do so;

during the state of emergency; and

WHEREAS, on March 27, 2020, Governor DeSantis issued Executive Order 2020-86 directing all persons, including Floridians, who enter the state of Florida by roadways from areas with substantial community spread of SARS-CoV-2, such as the New York Tri-State Area (Connecticut, New Jersey and New York) and the State of Louisiana, to isolate or quarantine for a period of 14 days from the time of entry into the State; and

WHEREAS, the *State Emergency Management Act*, Chapter 252, Florida Statutes (“SEMA”), permits each Florida county and municipality to make, amend, and rescind such orders and rules as are necessary for emergency management purposes which have the full force and effect of law when filed in the office of the responsible respective clerk or recorder, so long as such orders and rules are taken or made with due consideration of the orders, rules, actions, recommendations and requests of federal authorities relevant thereto; *See* § 252.46, Fla. Stat. (2019); and

WHEREAS, the Centers for Disease Control (“CDC”) has issued formal guidance advising that, as of March 16, 2020, all public events of 10 or more people in communities with minimal or moderate spread of SARS-CoV-2 should be canceled or held virtually to reduce the viral transmission rate; and

WHEREAS, as of 6:00 P.M. on April 14, 2020, the Florida Department of Health reports

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21,628 active SARS-CoV-2 infections, 571 COVID-19-related deaths and 3,050 hospitalizations in the State of Florida and with 279 active SARS-CoV-2 infections, 85 hospitalizations and 10 deaths in Polk County; and

WHEREAS, consistent with CDC guidance and to prevent rapid spread of the SARS-CoV-2 virus, it is formally found that, for the duration of the state of emergency, all public meetings of the governing bodies of the City of Bartow, Florida, to include the City Commission, lesser appointed boards, and any dependent public agency or special district, such as the Bartow Community Redevelopment Agency, should be convened telephonically or virtually; and

WHEREAS, telephone and internet connections are ubiquitous throughout the City of Bartow, Florida;

NOW THEREFORE, pursuant to the delegation of authority from the City Commission of the City of Bartow by § 3(c) of Resolution 20-4041-R, the lawful powers granted to the City of Bartow by the *State Emergency Management Act*, §§ 252.38(3)(a)5. and 252.46, Florida Statutes (2019) and the suspension of state statutes requiring a physical quorum and physical meeting space by Executive Order 2020-69, I hereby promulgate the following emergency order:

Section 1. Meetings by Communications Media Technology Permitted; Suspension of Charter Provisions and/or Local Ordinances Relating to Meeting Dates, Times and Places and Local Public Participation Requirements.

(a) All local governing bodies of the City of Bartow, Florida, to include the City Commission, lesser appointed boards and authorities, and any dependent public agency or special district, such as the Bartow Community Redevelopment Agency (individually each a “Board” and collectively the “Boards”), are authorized to convene or meet through the use of communications media technology in the manner provided for by this emergency order for the duration of the state of emergency in Executive Order 2020-52, including any extension thereof, and the state of local emergency in Resolution 20-4041-R, including any extension thereof.

(b) All provisions of the *Charter of the City of Bartow*, the *Code of Ordinances of the City of Bartow, Florida*, and any governing non-codified ordinance, rule, resolution or bylaw, that regulate the meeting dates, times and places of Boards, or provide specific physical public participation requirements are, for the duration of the state of emergency in Executive Order 2020-52, including any extension thereof, and the state of local emergency in Resolution 20-4041-R, including any extension thereof, are suspended pursuant to SEMA, § 252.38(3)(a)5.a., Florida Statutes (2019) to protect the health, safety and welfare of the community.

(c) Notwithstanding anything herein, each Board may meet at its regular time in its regular meeting room with less than an in-person quorum, as authorized by Section 1 of E.O. 2020-69 for the duration of the State of Emergency, without use of special notices, advertisements, or alternative provisions for public participation. Alternatively, each Board may meet in full virtual

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session, without any in-person attendance, as provided for in this order and Section 2 of E.O. 2020-69.

Section 2. Teleconferences and Internet Video Conferences Authorized.

At the option of the City's information technology officer, any regular or special meeting of any Board may be convened by teleconference or internet video conference. Regardless of the type of technology used, Board members and participating officials shall be authorized through the conferencing system as speakers who may, at any time, be allowed to comment, subject to the general control of the meeting by the Chair of the Board. Teleconferencing technology, if selected, shall permit Board members and participating individuals to connect using a toll-free or local telephone number. Internet video conferencing technology, if selected, shall permit individuals to connect using generally available computer technology, cameras and microphones. The conferencing system selected shall accommodate unique connections equal to or greater than the physical occupancy of the regular meeting room used by the Board.

Section 3. Public Participation.

As required by § 286.0114, Florida Statutes (2019), members of the public shall be allowed to attend teleconference or internet video conference Board meetings, and permitted to provide public comment on Board action items as follows:

(a) At least three (3) days prior to the scheduled meeting of the Board, notice of the meeting in a substantially similar form to Exhibit 'A' attached hereto and incorporated herein shall be (1) published once in a newspaper of general circulation in the community and (2) published electronically on the City's website in a prominent location. The notice shall, at a minimum, provide a call in number for teleconferencing or link for internet video conferencing that will allow members of the public to connect to and listen and/or watch the Board meeting. Teleconferencing technology, if selected, shall permit members of the public to connect and listen using a toll-free or local telephone number. Internet video conferencing technology, if selected, shall permit individuals to connect and watch using generally available computer hardware, standard web browser software and a reasonable high-speed internet connection.

(b) At least three (3) days prior to the scheduled meeting of the Board, the action item agenda for the Board shall be published and made available on the City's website for examination by the public in preparation for the teleconference or internet video conference meeting. A link to the agenda or webpage where the agenda may be found shall be published in the meeting notice required by paragraph (a).

(c) At the option of the City's information technology officer, the meeting notice required by paragraph (a) shall either:

(1) provide a call in number or link for members of the public to connect and

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provide live comment or ask live questions during times set aside for public participation during the Board meeting;

- (2) provide one or more methods, such as a mailing address, call in number, and/or an email address, for members of the public to provide written, recorded or emailed comments or to ask written, recorded or emailed questions in advance of the meeting to be read and/or played back during times set aside for public participation during the Board meeting; or
- (3) provide the address of a physical access point where members of the public may participate in the Board meeting and provide comment or ask questions during times set aside for public participation during the Board meeting;

whichever is reasonable and feasible, given the circumstances surrounding the state of emergency and the technological capabilities of the City.

Section 4. Workshops or Agenda Review Sessions.

Board sessions may be convened electronically to receive information from staff or to discuss agenda items scheduled for a forthcoming Board meeting without taking formal Board action using the following procedure:

(a) At least twenty four (24) hours prior to a workshop or agenda review session of the Board, notice of the session in a substantially similar form to Exhibit 'B' attached hereto and incorporated herein shall be (1) published electronically on the City's website in a prominent location and (2) circulated to local media outlets and interested parties using the City Clerk's general interest mailing list. The notice shall, at a minimum, provide a call in number for teleconferencing or link for internet video conferencing that will allow members of the public to connect to and listen and/or watch the Board session. Teleconferencing technology, if selected, shall permit members of the public to connect and listen using a toll-free or local telephone number. Internet video conferencing technology, if selected, shall permit individuals to connect and watch using generally available computer hardware, standard web browser software and a reasonable high-speed internet connection.

(b) At least eight (8) hours prior to the scheduled meeting of the Board, the agenda for the Board session shall be published and made available on the City's website for examination by the public in preparation for the teleconference or internet video conference meeting. A link to the webpage where the agenda may be found shall be published in the meeting notice required by paragraph (a)

(c) Public participation shall not be allowed at electronic workshops or agenda review sessions.

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Section 5. Ground Rules.

The City may develop and promulgate reasonable ground rules for Board member, City official and public participation in a teleconference or internet video conference in order to promote the efficient dispatch of public business. If ground rules are developed, a link to such rules shall be published in the meeting notice required by Sections 3(a) or 4(a) of this Order.

Section 6. Accommodations.

Pursuant to the provisions of the *Americans with Disabilities Act of 1990*, as amended, and § 286.26, Florida Statutes (2019), if any individual requires any special accommodation in order to participate in any teleconference or internet video conference Board meeting, the individual should contact the clerk of the Board at least 48 hours prior to the meeting to make arrangements. Every meeting notice published under Section 3(a) of this Order shall contain a provision advising the public of the availability of special accommodations by law.

Section 7. General Matters.

(a) If technical problems with the communication network develop during any Board meeting conducted by teleconferencing or internet video conferencing, the meeting should be recessed until the problems have been corrected.

(b) Minutes of every Board meeting conducted by teleconferencing or internet video conferencing shall be taken and promptly recorded.

(c) If quasi-judicial matters are scheduled to be heard by teleconferencing or internet video conferencing, the City may develop and promulgate reasonable rules for the administration of oaths and for participation of applicants and organized group representatives.

CITY OF BARTOW
COVID-19 EMERGENCY ADMINISTRATIVE ORDERS

Order Title: Fleet Vehicles and Pooled Equipment
Series No.: Eleven
Subject: Emergency Administrative Order Establishing Fleet Vehicle and Pooled Equipment Use Policy

Original Order No. / Issue Date: CM EAO 2020-30, July 20, 2020
Last Revised Order No. / Issue Date: N/A
Expiration Date: End of Local State of Civil Emergency or As Stated

According to the best information available to the City, coronavirus can survive for up to 72 hours on non-metallic surfaces before dying if surfaces are not cleaned. This order is issued and shall be effective for the duration of the Local State of Emergency to help slow and prevent transmissions of SARS-CoV-2 / COVID-19.

Drivers and operators of City of Bartow fleet vehicles have general responsibility of ensuring the safe operation of fleet assets, including the cleanliness of vehicle equipment, used at work. Users of common pooled tools and equipment have general responsibility for cleanliness of items. While all employees are responsible for compliance with this Emergency Administrative Order, drivers and operators shall have primary compliance responsibility for the cleanliness of fleet vehicles when in service and technicians shall have primary compliance responsibility for the cleanliness of tools and equipment when in service.

Standard Procedures:

Fleet vehicles operated by employees of the City of Bartow should be cleaned and disinfected using the following minimum guidelines and procedures:

- Frequently touched vehicle surfaces, such as the steering wheel, gear shifter, radio, armrest, power window buttons, and door handles should be wiped down with a sanitizer or disinfectant. At a minimum, frequently touched vehicle surfaces should be sanitized or disinfected at the beginning and end of each shift, however drivers are encouraged to sanitize commonly-used or shared-use surfaces multiple times a day.
- Cleaning and disinfection protocol should be followed consistently and correctly, which includes adequate ventilation for personnel when chemicals are in use.
- Doors and windows should remain open when cleaning the vehicle.
- When cleaning and disinfecting, individuals should wear disposable gloves compatible with the products being used as well as any other personal protective equipment (“PPE”) required according to the product manufacturer’s instructions.

Order Title: Fleet Vehicles and Pooled Equipment

Series No.: Eleven

Subject: Emergency Administrative Order Establishing Fleet Vehicle and Pooled Equipment Use Policy

- Equipment, such as handheld computers, scanners and toolboxes, and cart handles used to haul equipment, should be cleaned and sanitized at the beginning and end of each shift and at any time cleaning or sanitization appears necessary. Drivers and operators should be aware that chlorine- or ammonia-based cleaners may damage the interior dashboard and seats and take appropriate precautions to use correct cleansers and sanitizers. Additionally, ammonia-based cleaners may damage in-cab touch screen terminal displays.
- *Personal Hygiene:* Drivers should frequently sanitize their hands. Suggested times for use of sanitizer include each time before entering a vehicle and after the completion of each delivery or service call. Drivers should use respiratory etiquette, even if wearing a face covering, by covering a cough or sneeze with a tissue or sleeve to avoid expelling viral secretions on vehicle surfaces.

Activity-Based Rules:

When transporting work crews: “Social distancing” is the key to slowing the spread of the virus by breaking the chain of transmission. If there are two passengers (or more) in a vehicle, each will wear face coverings while inside the vehicle.

- The number of people in a vehicle should not exceed the number of doors
- Per CDC guidelines for multi-passenger vehicles, windows should be kept open when possible to provide ventilation.
- Managers should ensure that each passenger has an assigned door, window and seat. Do not switch seats throughout the day.
- Managers should assign crew members to the same vehicle daily. Crew members should sit in the same seat daily, as much as scheduling and attendance permits.

When using pooled vehicles, tools and equipment:

- Drivers of pooled vehicles and users of pooled tools and equipment must clean and wipe down every touched surface twice daily – first when entering the vehicle, obtaining a tool or checking out equipment and second, when the vehicle, tool, or equipment is returned to the pool.
- Pool managers are encouraged to assign specific vehicles, tools, and equipment to each crew to limit sharing and opportunities for unintended viral transmissions.
- Workers are discouraged from using other workers’ phones, desk, office, or other work tools and equipment when possible.

Order Title: Fleet Vehicles and Pooled Equipment

Series No.: Eleven

Subject: Emergency Administrative Order Establishing Fleet Vehicle and Pooled Equipment Use Policy

- Users of carts, dollies and service tools must clean and sanitize items before returning them.
- If tools or equipment are to be used by different employees within a 72-hour period, pool managers should ensure proper disinfectant procedures are in place to avoid unintended viral transmissions.
- Tool belts and other gear should be cleaned or disinfected following product label instructions.

When refueling a vehicle:

- Drivers should wipe down the fuel pump handle and keypad prior to inputting their odometer and driver ID. If wipes are not available, drivers should use disposable gloves or a paper towel to grab the fuel dispenser handle. Drivers should wipe down fuel keys, especially if shared. If drivers wear disposable gloves when refueling, drivers should dispose of them before re-entering the vehicle cab.

Common Reminders:

Pool managers should consider accelerating the frequency of replacing cabin air filters beyond OEM recommendations in frequently-used pool vehicles where deemed necessary and not contrary to the City's budget or public fiscal interest.

Cleaners are used to remove germs, dirt, and impurities from surfaces, but cleaning does not kill germs. By removing germs however, cleaning can lower the risk of infection. Disinfectants and sanitizers are used to kill germs on surfaces, however disinfecting does not necessarily clean dirty surfaces. It is recommended to use a cleaner, followed by a disinfectant, to lower the risk of infection as much as possible.

The *Health Insurance Portability and Accountability Act of 1996* (known as HIPAA) makes it a criminal act to divulge medical information without permission in certain circumstances. If you are informed that a fellow employee has tested positive for COVID-19 in your work area, let your supervisor and Human Resources know, follow any instructions you receive and clean any commonly-used vehicles, tools and equipment. Violating HIPAA regulations could legally comprise yourself and the City.