

IN THE CITY OF BILOXI
SECOND JUDICIAL DISTRICT OF HARRISON COUNTY
STATE OF MISSISSIPPI

**SIXTH EMERGENCY MAYORAL PROCLAMATION OF
EXECUTIVE ORDER DATED MAY 19, 2020 REGARDING NECESSARY
EFFORTS TO COMBAT THE SPREAD OF COVID-19 IN THE CITY OF
BILOXI, MISSISSIPPI FOLLOWING ISSUANCE OF THE
GOVERNOR'S EXECUTIVE ORDER NO. 1486**

WHEREAS, in accordance with authority vested in me by Mississippi Law, including, but not limited to, Miss. Code Ann. § 45-17-1, et seq. and Miss. Code Ann. § 33-15-17, et seq., as amended, and in the public interest of the City of Biloxi, and to safeguard and protect the health, safety, and welfare of the public and for the protection of life and property, I issued an Executive Order on March 31, 2020, entitled “Second Emergency Mayoral Proclamation of Executive Order Dated March 31, 2020, Regarding the Curtailment of Exposure to COVID-19 in the City of Biloxi,” which was adopted by the governing authorities of the City of Biloxi pursuant to Resolution 210-20; and

WHEREAS, in accordance with the Mississippi’s “Emergency Management Act” (Miss. Code Ann. §§ 33-15-1, et seq.), the Governor of the State of Mississippi issued “Executive Order No. 1466” on Friday, April 3, 2020, wherein he placed a “Shelter in Place” Order in effect for the State of Mississippi which was later modified by Executive Order 1473, and later modified by Executive Order 1477 (“Safer-at-Home”); and

WHEREAS, the Governor’s Executive Order No. 1466 previously stated and recognized that, with limited restriction, local governments, such as the City of Biloxi, may adopt and issue orders, rules, regulations, and resolutions and take actions “that are more strict” than those set out in Executive Order No. 1466; and

WHEREAS, although by social distancing and adherence to CDC Guidelines, Harrison County has made progress in “flattening the curve”, all citizens should continue to use common sense, wash their hands, and avoid close contact with others; and

WHEREAS, as part of what I have found to be a continued need to address COVID-19 in the City of Biloxi, and in response to the Governor’s Executive Order No. 1486 and in recognition of the findings set out therein as well as the rationale for ongoing efforts to combat the spread of COVID-19, which I find are still needed and required in the City of Biloxi, I find that there is need for issuance of a further Emergency Mayoral Proclamation to preserve and protect life, property, and good order as well as to safeguard and protect the health, safety, and welfare of the public; and

THEREFORE, pursuant to the authority vested in me by Mississippi Law, including, but not limited to, Miss. Code Ann. § 45-17-1, et seq. and Miss. Code Ann. § 33-15-17, et seq., as amended, and in the public interest of the City of Biloxi, and to safeguard and protect the health, safety, and welfare of the public and for the protection and preservation of life and property and good order, I do hereby issue this Sixth Emergency Mayoral Proclamation of Executive Order of May 19, 2020 (also referred to as “Proclamation”) as set out herein.

IT IS HEREBY ORDERED that the Governor’s Executive Order No. 1486 (attached as Exhibit “A”) is hereby adopted and incorporated as my “Sixth Emergency Mayoral Proclamation of Executive Order” for the City of Biloxi and to take effect at 1:00 p.m. on Tuesday, May 19, 2020.

It is further,

ORDERED, that places of worship shall be allowed to open on Saturday, May 23, 2020, provided that they follow those conditions and guidelines set forth in the City “Opening Up Biloxi Again” guidelines. It is further,

ORDERED, that any and all retail businesses, service businesses and museums that wish to open are encouraged to review and implement those conditions and guidelines set forth in the City’s “Opening Up Biloxi Again” guidelines. It is further,

ORDERED, that Donal Snyder pool and Biloxi Natatorium will remain closed. It is further,

ORDERED that this Proclamation of Executive Order shall be: (1) filed with the City Clerk; (2) distributed to the news media and other organizations reasonably calculated to bring its contents to the attention of the general public; and (3) distributed to others as necessary to ensure proper implementation of this Proclamation of Executive Order. It is further,

ORDERED that violations of this Proclamation of Executive Order may be subject to misdemeanor prosecution in accordance with, including, but not limited to, Miss. Code Ann. § 45-17-9, as amended, § 13-1-15 of the City’s Code of Ordinances, and, to the extent applicable, Miss. Code Ann. § 33-15-43, as amended, as well as other state laws and provisions in the City’s Code of Ordinances. It is further,

ORDERED that, this Sixth Emergency Mayoral Proclamation of Executive Order shall be, and hereby is, effective at 1:00 p.m. on Tuesday, May 19, 2020, and shall remain in effect until amended, rescinded, or superseded by another applicable Mayoral Proclamation or Executive

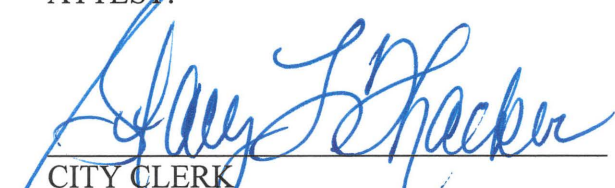
Order, or Resolution, or the termination of the current (and ongoing) State of Emergency related to this pandemic issued by the City of Biloxi, whichever shall occur first.

THIS, the 19th day of May, 2020, at 1:00 p.m.



MAYOR A.M. GILICH, JR.
CITY OF BILOXI, MISSISSIPPI

ATTEST:



CITY CLERK
CITY OF BILOXI, MISSISSIPPI



STATE OF MISSISSIPPI

Office of the Governor



EXECUTIVE ORDER NO. 1486

WHEREAS, on March 14, 2020, pursuant to the Constitution of the State of Mississippi and Miss. Code Ann. § 33-15-11(b)(17), I issued a Proclamation declaring that a State of Emergency exists in the State of Mississippi as a result of the outbreak of COVID-19; and

WHEREAS, on January 31, 2020, the United States Department of Health and Human Services Secretary Alex Azar declared a public health emergency for COVID-19 beginning on January 27, 2020, on March 11, 2020, the World Health Organization characterized COVID-19 as a pandemic, and on March 13, 2020, the President of the United States declared a nationwide state of emergency due to the coronavirus COVID-19 pandemic; and

WHEREAS, the worldwide outbreak of COVID-19 and the effects of its extreme risk of person-to-person transmission throughout the United States and Mississippi significantly impact the life and health of our people, as well as the economy of Mississippi; and

WHEREAS, on March 26, 2020, the Mississippi State Department of Health announced new and expanded measures to increase testing and data analysis to identify regions and localities that are at higher risk for transmission of COVID-19 and to provide more location-specific restrictions and limitation of movement and social interaction to combat the virus in those regions and localities; and

WHEREAS, on April 1, 2020, in order to minimize the risk of possible further transmission of COVID-19 and related measures, I issued Executive Order No. 1466 instituting a statewide Shelter in Place effective at 5:00 p.m. on Friday, April 3, 2020, and remaining in full force and effect until 8:00 a.m. on Monday, April 20, 2020; and

WHEREAS, on April 17, 2020, I issued Executive Order 1473 extending the statewide Shelter in Place, with certain additional exceptions, until 8:00 a.m. on Monday, April 27, 2020; and

WHEREAS, consistent with the guidance provided by the White House for beginning the process of reopening the economy while minimizing the risk of a resurgence of COVID-19, the incidences of infection in Mississippi have stabilized; there is decreased utilization of hospital resources; a robust testing system is in place capable of promptly detecting any increase in the rate of infection; the healthcare system is capable of treating persons with COVID-19 and has the capacity to promptly react to any increase in incidences; and the State has in place a plan to rapidly scale up healthcare capacity in the event of an increase in the rate of infection; and

WHEREAS, Mississippi must protect lives while restoring livelihoods, both of which can be achieved with the expert advice of medical professionals and business leaders; and

WHEREAS, on April 24, 2020, I issued Executive Order 1477 establishing the statewide Safer at Home order allowing certain businesses to open and operate under certain conditions, until 8:00 a.m. on Monday, May 11, 2020; and

WHEREAS, on May 4, 2020, I issued Executive Order 1478 amending Executive Order 1477 allowing certain additional business and parks to open and operate under certain conditions, until 8:00 a.m. on Monday, May 11, 2020; and

WHEREAS, on May 8, 2020, I issued Executive Order 1480 extending Executive Order 1477 as amended and allowing certain additional business to open and operate under certain conditions, until 8:00 a.m. on Monday, May 25, 2020; and

WHEREAS, continuing to follow a measured and strategic plan to reopen the economy is essential to the health, safety, and well-being of Mississippi residents, and in consultation with the State Health Officer, there are certain additional business operations and other activities that can safely resume under the limitations set forth herein.

EXHIBIT "A"

NOW, THEREFORE, I, Tate Reeves, Governor of the State of Mississippi, by the authority vested in me by the Constitution and laws of the State of Mississippi, and in consultation with the State Health Officer do hereby order and direct as follows:

- I. Paragraph I(a)(ii) of Executive Order 1478 is amended to permit restaurants that do not serve alcohol to offer in-house dining to the public twenty-four (24) hours a day. Restaurants that do serve alcohol shall continue to set hours of operation to close in-house dining to the public no later than 10:00 p.m.

- II. Paragraph I(h)(ix) of Executive Order 1477 is amended to allow tattoo parlors (including body piercing) to open subject to the following limitations:
 - i. Prior to resuming operations, the tattoo parlor, including areas not open to the public, shall be deep cleaned, disinfected, and sanitized.
 - ii. Pursuant to Paragraph I(h)(ii) of Executive Order 1477, tattoo parlors shall take all reasonable measures to ensure compliance with the Mississippi State Department of Health's and CDC's regulations, orders and guidelines to prevent the spread of COVID-19, including, but not limited to: social distancing; sending sick employees home; actively encouraging sick employees to stay home; separating and sending home employees who appear to have respiratory illness symptoms; adopting and enforcing regular and proper hand-washing and personal hygiene protocols; and daily screening of employees for COVID-19 related symptoms before beginning their shift.
 - iii. Tattoo parlors shall conduct a daily screening of all employees at the beginning of their shift. Such daily screening shall include the following questions, and any employee answering any question in the affirmative shall be sent home:
 1. Have you been in close contact with a confirmed case of COVID-19 in the past 14 days?
 2. Are you experiencing a cough, shortness of breath, or sore throat?
 3. Have you had a fever in the last 48 hours?
 4. Have you had new loss of taste or smell?
 5. Have you had vomiting or diarrhea in the last 24 hours?
 - iv. All employees shall be required to report any symptoms of COVID-19 to their supervisor, and any employee who exhibits any of the symptoms of COVID-19 during their shift shall be sent home immediately and advised to consult with their physician.
 - v. All employees shall be provided training regarding minimizing the spread of COVID-19, including reinforcement of proper sanitation, hand washing, cough and sneeze etiquette, and using PPE.
 - vi. Break rooms shall be thoroughly cleaned and sanitized, and the number of employees in the break room shall be limited to allow for strict social distancing (a minimum of six feet between employees and no gathering of more than ten employees).
 - vii. Appropriate PPE shall be worn by all employees based on their duties and responsibilities and in adherence to state and local regulations and guidelines. Every employee who comes into direct contact with customers shall be provided a cloth mask and required to wear the mask while on duty. Employees are encouraged to wear face shields when serving a customer.
 - viii. Every employee shall wear disposable gloves when serving a customer and change gloves between customers.
 - ix. All linens shall be stored in an airtight container.
 - x. All linen hampers and trash containers shall be cleaned and disinfected daily, and all such containers must have a lid.
 - xi. Employees shall wash their hands with soapy, warm water for a minimum of twenty seconds between every customer.
 - xii. Services shall be provided on an appointment basis only. No walk-in customers are permitted.
 - xiii. The use of technology solutions to minimize person-to-person contact is encouraged, including mobile appointment systems, text upon arrival, and contactless payment options.
 - xiv. Signage shall be posted at each entrance stating no customer with a fever or other symptom of COVID-19 is permitted in the tattoo parlor.
 - xv. Customers shall be screened for illness prior to their entry into the tattoo parlor.
 - xvi. Customers shall wear a face covering, covering nose and mouth, at all times while inside the tattoo parlor.
 - xvii. Tattooing and piercing of the mouth and nose area is prohibited.

- xviii. All waiting areas shall be closed, and customers shall not be permitted to congregate outside of the tattoo parlor prior to their appointment. Customers shall wait in their vehicle until their appointment time.
 - xix. Chairs/work stations shall be rearranged to ensure at least six feet of separation between customers.
 - xx. The number of customers in the tattoo parlor shall be limited to one customer per employee.
 - xxi. Chairs and work stations shall be sanitized and disinfected after each use.
 - xxii. All high-touch areas, including all door handles shall be sanitized, at a minimum, once every two hours.
 - xxiii. Hand sanitizer shall be placed at all points of entry and exit, and customers shall be required to sanitize their hands upon entry into and exit from the tattoo parlor.
 - xxiv. The tattoo parlor shall be deep cleaned daily.
- III. Paragraph I(h)(ix) of Executive Order 1477 is amended to allow dance studios to open subject to the limitations placed on gyms pursuant to Paragraph I(b) and its subparts of Executive Order 1480.
- IV. Paragraph I(b)(i)(ii) and (iii) of Executive Order 1478 is amended to remove the hours of 9:00 a.m. through 7:00 p.m. as the hours of operation for state parks, municipal parks, private parks and outdoor recreational activities. Limitations and restrictions on hours of operation for state parks, municipal parks, private parks and outdoor recreational activities shall be established by the Mississippi Department of Wildlife, Fisheries and Parks or local authorities.
- V. Paragraph I(b)(iii) of Executive Order 1473 is amended to remove the prohibition on fishing tournaments. Fishing tournaments are permitted subject to (a) the Mississippi State Department of Health's and CDC's regulations, orders and guidelines to prevent the spread of COVID-19; including social distancing, (b) the 20 person limitation on outdoor gatherings, and (c) any rules and regulations promulgated by the Mississippi Department of Wildlife, Fisheries and Parks, Pearl River Valley Water Supply District or other operator of state or private lakes.
- VI. This Executive Order shall remain in effect and in full force from date of execution until 8:00 a.m. on Monday May 25, 2020, unless it is modified, amended, rescinded, or superseded.


IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE in the City of Jackson, on the 15th day of May, in the year of our Lord, two thousand and twenty, and of the Independence of the United States of America, the two hundred and forty-fourth.


TATE/REEVES
GOVERNOR



BY THE GOVERNOR


MICHAEL WATSON
SECRETARY OF STATE