

BOROUGH OF AVON-BY-THE-SEA

**DECLARATION
OF
STATE OF EMERGENCY**

WHEREAS, in December 2019, a novel (new) coronavirus known as Sars-Cov-2 (the "Virus") was first detected in Wuhan, Hubei Province, People's Republic of China, causing outbreaks of the coronavirus disease ("COVID-19") that has now spread globally; and

WHEREAS, COVID-19 is a contagious, and potentially fatal, respiratory disease caused by the Virus; and

WHEREAS, on January 31, 2020, the Secretary of Health and Human Services ("HHS") declared a Public Health Emergency under Section 319 of the Public Health Service Act (42 U.S.C. 247d); and

WHEREAS, on March 11, 2020, the World Health Organization declared COVID-19 a global pandemic; and

WHEREAS, on March 13, 2020 the President of the United States declared a National State of Emergency concerning COVID-19; and

WHEREAS, on January 31, 2020, the United States Department of health and Human Services Secretary declared a Public Health Emergency of the United States and the Nation's healthcare community in responding to COVID-19; and

WHEREAS, on March 9, 2020, the Governor of the State of New Jersey declared a Public Health Emergency and State of Emergency in the State of New Jersey via Executive Order No. 103; and

WHEREAS, pursuant to the Executive Order No. 103 the Governor directed the activation of county and municipal emergency operation plans, in order to fully and adequately protect the health, safety and welfare of the citizens of the State of New Jersey from any actual or potential threat or danger that may exist from the exposure to COVID-19; and

WHEREAS, on March 20, 2020 the County of Monmouth issued a Declaration of State of Emergency; and

WHEREAS, as of March 19, 2020 there were 742 positive cases of COVID-19 in New Jersey and 43 cases in Monmouth County, and the spread of COVID-19 will be exponential without effective containment; and

WHEREAS, on March 19, 2020 the Borough of Avon-by-the-Sea's Emergency Management Coordinator has declared a State of Local Disaster Emergency within the Borough of Avon-by-the-Sea due to the rapidly evolving outbreak of COVID-19 in order to protect the health and safety of our community; and

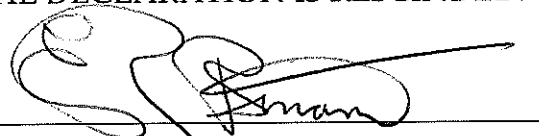
WHEREAS, pursuant to the powers vested in me, in consultation with the Chief of Police and Emergency Management Coordinator, I do declare and proclaim that a State of Emergency exists within the Borough of Avon-by-the-Sea and hereby **ORDER** and **DIRECT** the following effective immediately:

1. The Municipal Marina Building, the Municipal Gymnasium and Avon Public Library will be closed to the public.
2. Gathering of more than ten (10) people in public is prohibited.
3. All Borough departments and agencies shall provide all necessary assistance to federal, state, county and local authorities to protect the health, welfare and safety of the citizens of the Borough during this COVID-19 outbreak, and shall prioritize the most vulnerable Borough residents and develop the appropriate contingency plans to avoid any disruption of services and shall take all reasonable measures to protect the health and safety of our vulnerable and at-risk populations.
4. All Borough employees shall follow all local, county, state and federal health recommendations, in addition to Centers for Disease Control recommendations including but not limited to hand washing, sanitizing and basic infection control procedures.
5. I have directed all Department and Agency Heads to develop a continuity of government plan in order to ensure that essential government functions remain uninterrupted.
6. I have directed the Office of Emergency Management to request additional supplies and Personal Protective Equipment for emergency responders in order to ensure our essential personnel are protected and can continue to provide these critical public safety services. Essential personnel shall be police, first aid, public works personnel, utility employees, and designated administrative staff.
7. I have redirected the Police Department to prioritize their response strategy to critical medical emergencies in order to protect members from unnecessary exposure and conserve protective equipment.

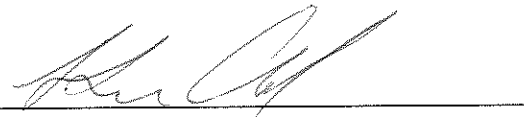
8. We will be suspending non-essential Borough sponsored events, assemblies and meetings throughout the Borough until further notice.
9. All Avon sponsored recreation programs shall be suspended.
10. All municipal permits for special events are hereby cancelled and invalidated during this state of emergency.
11. To combat COVID-19, the Borough shall be permitted whenever necessary to procure the necessary goods or services, which are not available under contracts currently in existence with the Borough, without complying with the NJ Local Public Contracts Law (N.J.S.A. 40A:11-6 seq) including but not limited to the following:
 - a. To award emergency contracts, including but not limited to emergency contracts or leases for relocation support of Borough operations for professional services for purchases of commodities, services and technology.
 - b. To purchase food supplies, services and equipment.
 - c. To procure any supplies, or equipment required to ensure adequate sanitization, cleaning or sterilization of any facility or location.
12. Code and construction inspections may be suspended at the discretion of the Borough Administrator.

Violation of this Order may be subject to fines and penalties, including but not limited to, imprisonment for a term not to exceed 6 months, fines not to exceed \$1,000.00, or both at the discretion of the court.

THIS ORDER SHALL TAKE EFFECT IMMEDIATELY AND SHALL REMAIN IN EFFECT UNTIL SUCH TIME THAT THE DECLARATION IS RESCINDED.



MAYOR EDWARD BONANNO



KENNETH CHILD
Emergency Management Coordinator