



CITY OF CLEVELAND
Mayor Frank G. Jackson

PROCLAMATION OF CIVIL EMERGENCY

No. 5 Issued on 6/23/2020

Amended 7.3.2020

RECITALS

1. On March 11, 2020, a Proclamation of Civil Emergency was declared in the City of Cleveland due to the threat to the health and safety of all citizens caused by the outbreak of COVID-19.
2. The problems experienced as a result of this public health emergency continue to endanger the health, safety, and welfare of persons and property within the City of Cleveland and potentially hinder the execution of the ordinances of the City, the laws of the State of Ohio and of the United States.
3. Commencing at 1:00 p.m., 3/11/2020 **Amended on 7/3/2020** and continuing to 11:59 p.m., 7/31/2020, the citizens of the City of Cleveland are experiencing a civil emergency due to the need to mitigate the severity and duration of COVID-19 in our City.

PROCLAMATION

NOW, THEREFORE, I, Frank G. Jackson, Mayor of the City of Cleveland, under and by the virtue of the authority vested in me by the Ohio Constitution, the Charter and laws of the City of Cleveland do hereby proclaim that a State of Civil Emergency continues to exist within the City of Cleveland.

A. AREA AFFECTED BY THIS PROCLAMATION

I hereby proclaim that the entire area within the municipal boundaries of the City of Cleveland is covered by this proclamation.

B. LAW ENFORCEMENT ASSISTANCE

All regular and auxiliary law enforcement agencies and organizations within and without the City of Cleveland are encouraged to assist in preserving the peace within the City of Cleveland by coordinating activities with Federal, State, and local health officials.

C. CIVIL EMERGENCY EXECUTIVE POLICY GROUP

There is hereby established a “Civil Emergency Executive Policy Group” consisting of Interim Chief of Staff and Finance Director Sharon Dumas, Chief of Operations Darnell Brown, Chief of Communications, Government and International Affairs Valarie J. McCall, Chief of Public Affairs Natoya Walker-Minor, Director of Law Barbara A. Langhenry, Director of Public Health Merle Gordon, Director of Public Safety Karrie D. Howard, and Emergency Operations Center Manager Fred Szabo to perform the following duties:

1. To oversee conditions during the existence of the Civil Emergency;
2. To make recommendations as to additional actions necessary to minimize the adverse impact of the Civil Emergency, including the issuance or amendment of City ordinances, rules, regulations, and procedures to alleviate or manage in an orderly manner the Civil Emergency.
3. To make recommendations to allow City property to be used to address the Civil Emergency, including the issuance of any permits, licenses, or leases and the amendment of City ordinances, rules, regulations, and procedures regarding those permits, licenses, or leases.
4. To make recommendations to allow the director of a department to accept gifts of money, property, or services to address the Civil Emergency and to apply for and accept grants from various entities, both public and private, for the provision of services, the purchase of goods, or the reimbursement of expenditures made by the City to address the Civil Emergency. If the acceptance or application and acceptance is recommended, the director of the relevant department is authorized to file all papers and execute all documents necessary to receive the funds under the grant or gift and, upon acceptance of the grant or gift, the grant or gift may be used for the purposes set forth by the grantor or gift-giver.

Amended to Include the following on 7/3/2020:

On July 2nd, Governor DeWine introduced a Public Health Advisory System. This system is a 4-level color coded system, that identifies counties with high-risk for coronavirus.

Cuyahoga County, the City of Cleveland is physically located in Cuyahoga County, is designated as a Level 3 (the 4 levels are attached as Attachment A). The Ohio Department of Public Health did not distinguish cities from counties.

The system has 7 indicators for which a Level is defined, Level 3 designated counties have between 4 – 5 indicators and are displaying “**very high**” exposure and spread. Further, the language informs that **residents should limit activities as much as possible**.

I. FACTORS FOR RED LEVEL DESIGNATION:

Cuyahoga County is designated as a Red Level. Counties that are designated Red Level meet 4-5 of the 7 indicators. Cuyahoga County meets 4 indicators (the 7 indicators are included as Attachment B):

1. New cases per capita: Triggered when a county has an average of 50 cases per 100,000 people over a two-week period [14 Counties]

Status: In total, there have been 1,300 (County), 525 (CLE) cases in the last 2 weeks, which is more cases than Cuyahoga County has seen in any 14-day period up until this point.

2. Sustained increase in new cases: Triggered by a five-day period of sustained growth [24 Counties]

Status: In total, there have been 1,300 (County), 525 (CLE) cases in the last 2 weeks, which is more cases than Cuyahoga County has seen in any 14-day period up until this point.

3. Proportion of Sustained increase in ER visits: Triggered by an increase in COVID-19-related emergency room visits over a five-day period [11 Counties]

Status: Cuyahoga County is reporting that seeking care for COVID-related concerns at higher levels than ever before.

4. Sustained increase in outpatient visits: Triggered by an increase in COVID-19-related visits to outpatient settings (such as telehealth appointments) over a five-day period [24 Counties]

Status: Cuyahoga/Cleveland Status: In last 14 days, the number of outpatient visits with suspected or confirmed COVID diagnoses have **tripled, from 43 to 139**.

While most of Cuyahoga County's cases during the last three weeks have been within congregate settings, the county still has a high number of cases outside of these settings, indicating that the **risk of continued community transmission is high**.

II. Analysis: CDPH Report, July 2, 2020

The 4 indicators that define Cuyahoga County as a Level 3 are consistent with the City of Cleveland confirmed positives.

In a report dated July 2, 2020, CDPH reports that in the last 4 days the number of coronavirus cases have been the highest since the onset of reporting, March 14, 2020.

The data documents that up until May 20th, the highest number of cases in the City of Cleveland was 54 cases. Prior to May 20th, the cases vacillated between 28 – 46. During the period, May 21st – June 21st the number of confirmed positives decreased significantly, between 15 – 35.

The science informs that the incubation period of the infection is 10 – 14 days. That is consistent with the escalated rates that CDPH has begun seeing consistent with the 4 indicators that denote Cuyahoga County as a Level 3. Below see increase cases from June 21 – July 2, 2020:

- 51 cases on June 21
- 62 cases on June 22
- 73 cases on June 27
- 64 cases on June 29
- 84 cases on July 2

City of Cleveland Coronavirus Data:

Confirmed positives to date: 2,404

Probable: 473

Age: In the last 7 days, the age group with the largest number of confirmed cases is 20 – 29.

Race: In the last 7 days, the race with the largest number of confirmed cases is Black.

Gender: Of the 2,404 positives in Cleveland, 54% are Female with 44% Male.

Death: The number of deaths in Cleveland is 74.

Exposures: From the positives that CDPH has confirmed, contact tracing has confirmed three areas of exposure:

1. Parties/Social Gatherings
2. Out of State Travel
3. Bars/Restaurants

Therefore, effective July 3rd, I am declaring the following:

1. Mandatory masks for all individuals out in public or in public spaces including businesses, restaurants etc.
2. Maximum capacity at any bar, restaurant, entertainment venue cannot exceed 50% of allowable capacity and must comply with social distancing standards.
3. Any establishment that upon 2 incidents of violating maximum capacity order will be ordered to shut down.
4. Mass Gathering Orders are still in effect. If incidents of more than 10 persons are gathered not wearing masks, enforcement actions will be taken.
5. If an establishment has an employee or a patron, who has tested positive for Covid-19, then the establishment must be sanitized to the standards of the Cleveland Health Department, failure to demonstrate such sanitization will result in the facility being shut down.
6. People should not gather during the holiday, except within the social distancing and mass gathering mandates, and shall wear masks and wash their hands often.

D. EMERGENCY PURCHASES

Upon recommendation of the Director of the appropriate Department and the Director of Finance and after justification and determination by them that the emergency need exists for the requested purchase, all purchasing and contracting requirements under Cleveland Codified Ordinance Chapters 181 and 185, and City rules, regulations or procedures are temporarily suspended to allow for entering into contracts for the procurement of materials, supplies, equipment, construction, or services immediately necessary to protect the health, safety, and welfare of the citizens of the City of Cleveland.

E. PAYROLL

All codified ordinances and/or regulatory provisions are suspended as necessary to allow for the continued ability of the City to meet payroll, process insurance benefits, and pay vendors during the time of this civil emergency.

F. DURATION OF CIVIL EMERGENCY

The State of Civil Emergency proclaimed pursuant to this proclamation shall terminate at

11:59 p.m. on 7/31/2020 or upon the issuance of a proclamation by the Mayor that a Civil Emergency no longer exists, whichever occurs first. However, the Mayor may extend the Civil Emergency for such additional periods of time as determined necessary.

I, Frank G. Jackson, Mayor of the City of Cleveland, State of Ohio, affix my signature to this **Amended** Proclamation this 3rd day of July 2020, at 4:30 p.m.



Frank G. Jackson
Mayor