

**MINUTES OF MARCH 26, 2020**  
**REGULAR MEETING**  
**LONG BEACH PLANNING and DEVELOPMENT COMMISSION**

Be it remembered that a Regular Meeting of the Planning and Development Commission of the City of Long Beach, Mississippi, was scheduled to be begun and held at the City Hall Meeting Room 201 Jeff Davis Avenue, in said City, on Thursday, March 26, 2020, at 5:30 o'clock p.m., it being the time, date, and place fixed for holding said meeting.

It was determined prior to the meeting, Planning and Development Commission meetings would be temporarily postponed based on Governor Tate Reeves EXECUTIVE ORDER NO. 1458 and Mayor George L. Bass and Board of Aldermen's RESOLUTION/PROCLAMATION DECLARING A STATE OF EMERGENCY, regarding a Coronavirus Covid-19, as follows:

**MINUTES OF MARCH 26, 2020**  
**REGULAR MEETING**  
**LONG BEACH PLANNING and DEVELOPMENT COMMISSION**  
**STATE OF MISSISSIPPI**

*Office of the Governor*



**EXECUTIVE ORDER NO. 1458**

**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**, the risk of spread of COVID-19 within Mississippi constitutes a public emergency that may result in substantial injury or harm to life, health, and property within Mississippi; and

**WHEREAS**, on March 11, 2020, the Mississippi State Department of Health confirmed the first presumptive case of COVID-19 in Mississippi and as of March 16, 2020, there are 12 presumptive and confirmed cases in Mississippi that have tested positive for COVID-19; and

**WHEREAS**, the Centers for Disease Control (CDC) guidance for responding to COVID-19 suggests avoiding crowds as much as possible, especially for older adults and individuals with serious chronic medical conditions, and the Mississippi State Department of Health has recommended avoiding large gatherings of more than 250 people; and

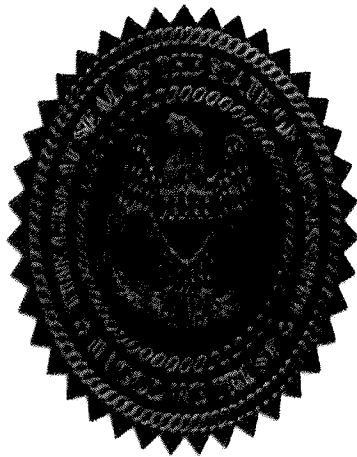
**WHEREAS**, Mississippi state agencies and governmental entities as well as school districts that have temporarily closed or are operating on limited staffing in response to COVID-19 in order to minimize the interaction and risk of possible transmission of COVID-19 between employees within governmental offices and between governmental employees and members of the public will need flexibility to meet continuity of essential operations and to address the economic impact on employees who may be asked not to report to work if their duties are not deemed essential during any period of time during the State of Emergency; and

**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, do hereby order and direct as follows:

1. That due to the State of Emergency all State agencies, boards, commissions, Mississippi school districts, and other state entities are directed to promptly review and identify which employees perform essential duties to carry out the entity's core functions during the State of Emergency and those employees whose duties are not deemed essential during any period of time during the State of Emergency. And where feasible, as determined by the entity, if core functions and duties could be performed by essential employees from home in order to minimize the interaction and risk of possible transmission of COVID-19 between employees.
2. That during the remainder of the school year school districts immediately begin working with the Mississippi Department of Education to develop and implement distance learning or other instructional means to achieve completion of essential grade-level instruction for the 2019-2020 school year.

**MINUTES OF MARCH 26, 2020  
REGULAR MEETING  
LONG BEACH PLANNING and DEVELOPMENT COMMISSION**

- 3. That with appropriate social distancing school districts shall, where feasible, maintain sufficient staffing for preparation and transportation in order to continue to provide free and reduced meals to eligible students within their respective districts.
- 4. That due to the State of Emergency and pursuant to Miss. Code Ann. § 25-3-92(2)(b), agencies, boards, commissions, and other state entities may grant their employees administrative leave with pay for any one or more of the following reasons as determined by the appointing authority:
  - a. The period(s) of time that the employee’s employer has closed in response to COVID-19.
  - b. The period(s) of time that the employee’s supervisor has determined the employee’s duties are deemed non-essential during any period of time during the State of Emergency.
  - c. The period(s) of time that the employee or a member of their immediate household is placed in quarantine or isolation as a result of being diagnosed with COVID-19.
  - d. Other reasons as determined by the appointing authority in consultation with a health care professional that are necessary to prevent the risk of possible transmission of COVID-19 within the employee’s workplace.
- 5. That all departments, commissions, agencies, institutions, and boards of the State of Mississippi or any political subdivisions thereof are authorized and directed to cooperate in actions and measures taken in response to COVID-19 during the State of Emergency.



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 16th day of March, 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*  
 TATE/REEVES  
 GOVERNOR

BY THE GOVERNOR

*Michael Watson*

MICHAEL WATSON  
SECRETARY OF STATE

**MINUTES OF MARCH 26, 2020  
REGULAR MEETING**

**LONG BEACH PLANNING and DEVELOPMENT COMMISSION**

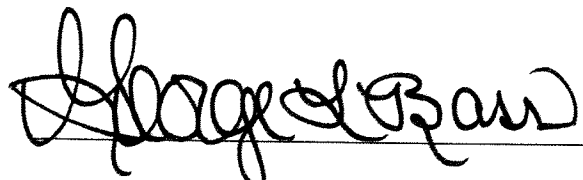
**A PROCLAMATION BY THE MAYOR OF THE CITY OF LONG BEACH  
DECLARING A CIVIL AND/OR LOCAL EMERGENCY TO EXIST AS A RESULT  
OF A THREATENED OR EXISTING PUBLIC HEALTH EMERGENCY (COVID-  
19)**

**WHEREAS**, the Mayor of the City of Long Beach, Mississippi, does hereby declare and proclaim that a **“state of emergency”** exists in the City of Long Beach, Mississippi, as of 12:00 noon CST, on March 16, 2020, as a result of the spread of Covid-19, a novel coronavirus, within Mississippi and surrounding areas and the potential impacts thereof (illness, injury and death) which threaten to commence in the area and impact an area that includes the City of Long Beach and Harrison County in the State of Mississippi; and the undersigned Mayor of the City of Long Beach, and under authority of 45-17-3, et seq., Miss Code Ann, and related statutes, finds and declares that a **“Civil Emergency”** presently exists in the City of Long Beach, Mississippi, and under authority of 33-15-17 (d), et seq., Miss. Code Ann. and related statutes, finds and declares that a **“Local Emergency”** presently exists in the City of Long Beach, Mississippi;

**NOW, THEREFORE, IT IS HEREBY PROCLAIMED** that due to the threat of Covid-19 within the geographic limits of the City of Long Beach causing or threatening to cause illness, injury or death to persons to such an extent that extraordinary measures must be taken to protect the public health, safety, and welfare, as of 12:00 noon CST, on March 16, 2020, a “Civil Emergency” and a “local Emergency” in the City of Long Beach are hereby declared to exist as a result of the spread of Covid-19, a novel coronavirus, within Mississippi and surrounding areas and the potential impacts thereof (illness, injury, and death) which threaten to commence in the area that includes the City of Long Beach and Harrison County in the State of Mississippi; and

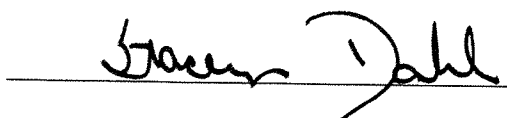
**IT IS FURTHER PROCLAIMED** and declared that said state of emergency shall be deemed to continue to exist in the City of Long Beach until its termination is ordered and proclaimed by the Mayor or Governing Authority; a copy of this proclamation is hereby filed with the Municipal Clerk of the City of Long Beach, and made a public record.

**SO ORDERED AND PROCLAIMED**, on this the 16<sup>th</sup> day of March, 2020.



**Mayor George L. Bass**

Filed and Attested by:



City Clerk Stacey Dahl

**MINUTES OF MARCH 26, 2020  
REGULAR MEETING**

**201**

**LONG BEACH PLANNING and DEVELOPMENT COMMISSION**

**EMERGENCY PROCLAMATION BY THE MAYOR THE CITY OF LONG BEACH PERTAINING TO TEMPORARY CLOSING OF ENTRANCES TO CITY BUILDINGS AND FACILITIES, AS WELL AS PROHIBITING GATHERINGS OF MORE THAN 10 PEOPLE, LIMITING GATHERINGS OF 10 PEOPLE OR FEWER, CLOSING VARIOUS ESTABLISHMENTS AND LIMITING ACCESS THERETO IN THE CITY OF LONG BEACH**

**WHEREAS**, on March 13th, 2020, the President of the United States declared a national emergency due to the coronavirus (COVID-19) pandemic and the Governor of the State of Mississippi issued a similar declaration of emergency on March 14, 2020; and

**WHEREAS**, on March 16<sup>th</sup> 2020, Mayor George L. Bass under authority of 45-17-3, et seq., Miss Code Ann. and related statutes did find, proclaim and declare a Civil Emergency in the City of Long Beach, and therefor proclaimed a local state of emergency in the City of Long Beach, Mississippi, as of 12:00 noon CST, on March 16, 2020, as a result of the spread of Covid-19, a novel coronavirus, within Mississippi and the potential impacts thereof (illness, injury and death) which threaten the City of Long Beach and Harrison County in the State of Mississippi; and

**WHEREAS**, on March 17, 2020, the Mayor and Board of Aldermen of the City of Long Beach, Mississippi, pursuant to Miss. Code Ann. § 45-17-3, et seq. and Miss. Code Ann. § 33-15-17, et seq., issued a "Resolution By The Mayor And Board Of Aldermen Of The City Of Long Beach, Mississippi Ratifying And Confirming The Proclamation By The Mayor Of The City Of Long Beach Declaring A Civil And/Or Local Emergency To Exist As A Result Of A Threatened Or Existing Public Health Emergency Resulting From The Covid-19 Crisis, And For Related Purposes; and

**WHEREAS**, COVID-19 is a disease that can result in severe illness or death and can easily spread from person to person, and which is caused by a new strain of coronavirus that had not previously been identified in humans; and

**WHEREAS**, heretofore Federal, State, and Local Authorities have continually impressed upon the public the importance of heeding the guidance of the Centers for Disease Control and Prevention (CDC), state departments of health, and the President concerning steps necessary to stop the spread of this outbreak, which has now been turned into a pandemic, one of the most significant of which is the need to "social distance" ourselves from others in all places, including in the public; and

**WHEREAS**, authorities have previously advised the citizens of the State of Mississippi to practice social distancing measures and to avoid large gatherings; and

**WHEREAS**, on March 16, 2020, the President of the United States recommended the avoidance of gatherings of more than ten (10) people; and

**MINUTES OF MARCH 26, 2020  
REGULAR MEETING  
LONG BEACH PLANNING and DEVELOPMENT COMMISSION**

**WHEREAS**, unfortunately there are many in our communities who have continued to congregate in the public, including at places of business, all of which have and, if permitted to continue, will contribute to the spread of this disease and prolific exposure of our citizens to this emergent threat to public health and safety; and

**WHEREAS**, in an effort prevent the spread of this disease, and in an effort to curb the growth of cases of affected persons and conditions, authorities across the country have taken and are continuing to take extraordinary measures to limit and inhibit close personal contact in the community through the issuance of orders and enactment of legislation, many of which have restricted access to areas that are routinely used for gatherings of people; and

**WHEREAS**, the Mississippi Department of Health (“MDOH”) has reported that as of March 19, 2020, there were eighty (80) positive cases of coronavirus in the State of Mississippi, including eight (8) in Harrison County, Mississippi, where the City of Long Beach is located; and

**WHEREAS**, the City of Long Beach does not have the luxury of a “wait-and-see” approach to the coronavirus pandemic and, trends across the world have demonstrated that such an approach can and will be costly in terms of public health, including an increase in deaths; and

**WHEREAS**, the MDOH is now recommending that all restaurants and bars suspend dine-in services immediately and that various social and public events be limited; and

**WHEREAS**, extraordinary measures related to the spread of the coronavirus are necessary and needed to be expedient for the health, safety, and welfare and good order to protect the public peace and save and preserve lives; and

**WHEREAS**, to comply with the directives and guidelines of the CDC and the MDOH, as well as the President of the United States, as part of an effort to thwart the spread of this disease and to safeguard the health and safety of the public, including City employees, public entrances to all municipal buildings and facilities should be closed to the public as of 11:59 p.m. on Saturday, March 21, 2020, and should not re-open until further notice, with the understanding that the public could still contact and perform business with City officials and employees through non-face-to-face contact via the telephone, e-mail, drive thru service (where available), and written communications (regular U. S. Mail, etc.) during this period of time; and

**WHEREAS**, in furtherance of these efforts and interests, all public parks should be closed to gatherings of individuals in excess of ten (10) persons, such to be effective as of 11:59 p.m. on Saturday, March 21, 2020, until further notice; and

**WHEREAS**, in further promotion of these efforts and interests, certain events and gatherings should be temporarily curtailed, and other orders issued pertaining to various other matters.

**MINUTES OF MARCH 26, 2020**  
**REGULAR MEETING**  
**LONG BEACH PLANNING and DEVELOPMENT COMMISSION**

**THEREFORE**, pursuant to the authority vested in me by Mississippi Law, including, but not limited to, Miss. Code Ann. § 47-17-7, et seq. and Miss. Code Ann. § 33-15-17, et seq., as amended, and in the public interest of the City of Long Beach, and to safeguard and protect the health, safety, and welfare of the public, As Mayor, I do hereby issue this Emergency Proclamation (also referred to as "Proclamation") as set out herein.

**IT IS HEREBY ORDERED**, that to comply with the directives and guidelines of the CDC, the Mississippi State Department of Health, as well as the President of the United States, as part of an effort to thwart the spread of the coronavirus (COVID-19), and to safeguard the health and safety of the public, including City employees, public entrances to all municipal buildings and facilities within the City of Long Beach shall be, and hereby are, temporarily closed to the public as of 11:59 p.m. on Saturday, March 21, 2020, and shall not re-open until further notice or expiration of the ongoing State of Emergency related to this pandemic issued by the City of Long Beach, whichever shall occur first, with the understanding that the public can still contact and perform business with City officials and employees through non-face-to-face contact via the telephone, e-mail, drive thru service (where available), and written communications (regular U. S. Mail, etc.) during this period of time. It is further,

**ORDERED** that (1) all events of more than ten (10) people in the City of Long Beach are hereby temporally prohibited; and (2) all events of ten (10) people or fewer in the City of Long Beach are limited, as provided herein:

1. An event, for purposes of this Proclamation, is an organized, orchestrated or sponsored gathering that people are invited to attend or encouraged to attend through advertising or membership. Further, an event is a gathering for business, social, or recreational activity, including, but not limited to, community, civic, public, leisure, or sporting event; parades; concerts; festivals; conventions; fundraisers, large private parties, celebrations, or banquets; and artistic performances and spiritual and faith-based gatherings.
2. An event, for purposes of this Proclamation, is not a public location where people pass through, such as transportation centers, airports, public squares, and shopping areas. Retail establishments such as grocery stores, gas stations, pharmacies, and banks are not events. Medical facilities, office environments, factories, schools, universities, and City-owned or leased buildings where essential functions and services are being carried out are not events.
3. Organizers of events of ten (10) people or fewer must ensure that:
  - (a) Older adults and individuals with underlying medical conditions that are at increased risk of serious COVID-19 are encouraged not to attend.

**MINUTES OF MARCH 26, 2020  
REGULAR MEETING  
LONG BEACH PLANNING and DEVELOPMENT COMMISSION**

- (b) Social distancing recommendations, as prescribed by the Mississippi State Department of Health must be met.
- (c) Proper hygiene and sanitation must be readily available to all attendees and individuals involved.
- (d) Environmental cleaning guidelines from the CDC are followed.

**ORDERED** that all restaurants located in the City of Long Beach, with or without drive-in or drive-through services, may only provide take-out, pick-up, delivery, or drive-through services as allowed by law. There shall be no in-house dining or available sitting areas for the public. It is further,

**ORDERED** that all bars, nightclubs, lounges, taverns, and private clubs located in the City of Long Beach shall close, except to the extent that such establishments may only provide take-out, pick-up, delivery, or drive-through services for food as allowed by law. It is further,

**ORDERED** that only to the extent allowed by state and federal law and the United States Constitution, this Proclamation of Executive Order prohibiting and limiting events is applicable to spiritual and faith-based gatherings. It is further,

**ORDERED** that this Proclamation 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. It is further,

**ORDERED** that violations of this Proclamation may be subject to misdemeanor prosecution pursuant to State Law, including, but not limited to, Miss. Code Ann. § 45-17-9, as amended, as well as the City's Code of Ordinances, including, but not limited to, § 1-9 of the City's Code of Ordinances. It is further,

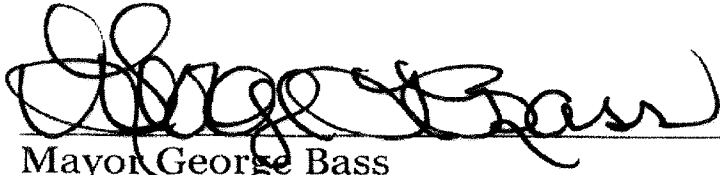
**ORDERED** that, except for what is otherwise set out herein, this Emergency Proclamation shall be, and hereby is, effective at 11:59 p.m. on Saturday, March 21, 2020. It is further,

**ORDERED** that all municipal parks and recreational facilities within the City of Long Beach shall similarly be, and hereby are, temporarily closed to the public as of 11:59 p.m. on Saturday, March 21, 2020, and shall not re-open until further notice of expiration of the ongoing State of Emergency issued by the City of Long Beach, whichever shall occur first. It is further,

**ORDERED** that this Emergency Proclamation shall be, and hereby is, effective Saturday, March 21, 2020, at 11:59 p.m. and shall remain in effect until amended, rescinded, or superseded by another applicable Proclamation or Order or the termination of the current (and ongoing) State of Emergency related to this pandemic issued by the City of Long Beach, whichever shall occur first.



**MINUTES OF MARCH 26, 2020**  
**REGULAR MEETING**  
**LONG BEACH PLANNING and DEVELOPMENT COMMISSION**  
THIS, the 21st day of March 2020, at 1:00 p.m.



\_\_\_\_\_  
Mayor George Bass  
CITY OF LONG BEACH, MISSISSIPPI

ATTEST:



\_\_\_\_\_  
Stacey Dahl, City Clerk  
CITY OF LONG BEACH, MISSISSIPPI

**MINUTES OF MARCH 26, 2020  
REGULAR MEETING  
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There being an insufficient number of Commissioners present to constitute a quorum, the meeting was adjourned until the next Regular Meeting in due course.

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APPROVED:

\_\_\_\_\_

Commission Chairman Frank Olaivar

DATE: \_\_\_\_\_

ATTEST:

\_\_\_\_\_

Tina M. Dahl, Minutes Clerk