



## City of College Park Virtual Meeting Instructions Tuesday, August 4, 2020

This will be a Zoom virtual meeting. The link is:

<https://zoom.us/j/92398574069?pwd=MIU3dFB3OG9TZnBQT242R1IsK3RNQT09>

Zoom Webinar ID: 923 9857 4069

Zoom Webinar Password: CPjoinMCM

### **A few minutes before the meeting begins**

**1. To join the meeting by computer or mobile device:**

- Click on the Zoom link above
- If this is the first time you have joined a Zoom meeting and you do not get the prompt to “Open Zoom Meetings”, you will need to click the download & run Zoom link on the page you were taken to. Clicking the link will allow you to install the Zoom app on your device.
- If you get the prompt to “Open Zoom Meetings”, click it to join the webinar.

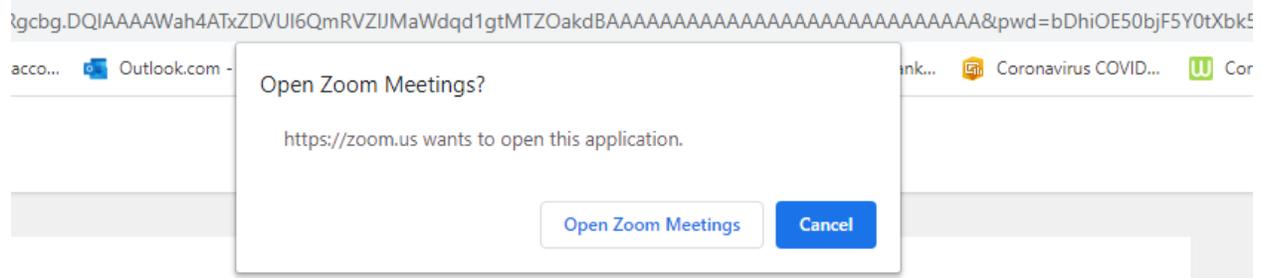
**2. To join the meeting by telephone:**

- Dial 301-715-8592
- Enter Meeting ID: 923 9857 4069, then press #
- There is no Participant ID. Just press #
- Enter Meeting Password: 419048, then press #

### **As an Attendee**

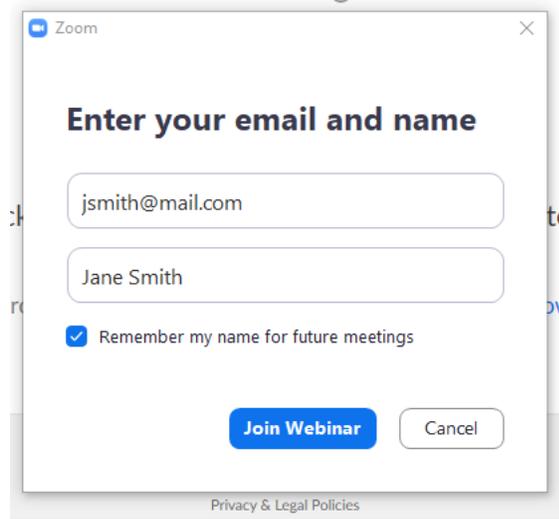
Joining a College Park Zoom webinar as an attendee will allow you to watch and listen to the webinar. Attendees can also use the Raise Hand button when the meeting is open for public comment. If the Host unmutes an attendee, that attendee will be able to speak to the webinar until they are muted again.

As an attendee, you will not have access to any other functions.

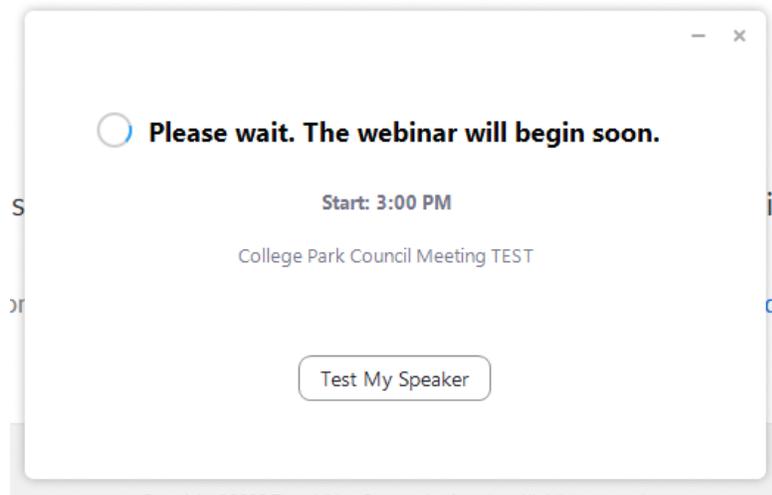


On the next screen, enter your email address and name, then click the “Join Webinar” button.

Uncheck the box next to “Remember my name for future meetings” if you do not want to automatically join subsequent Zoom meetings using the same information.



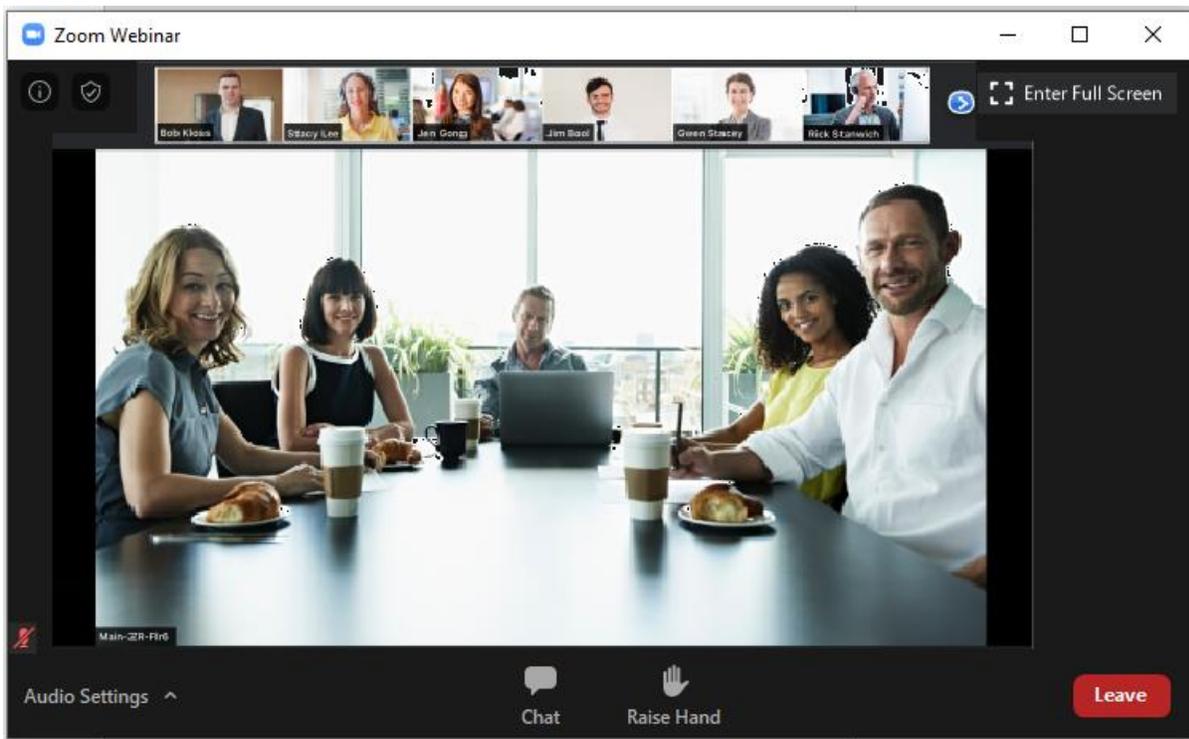
If the webinar is in the pre-meeting “Practice” mode and has not started to broadcast, you will get the following screen.



Once the webinar starts broadcasting, you will be taken into the webinar (see the next screenshot below.)

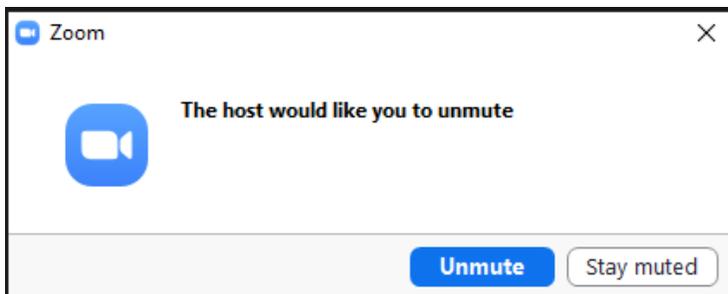
Note the “Raise Hand” Control in the lower part of the Zoom window.

If the controls are not showing, hover your mouse pointer over the Zoom window and the controls will immediately appear.



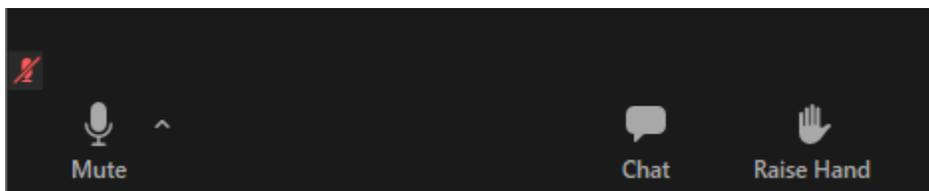
When the webinar is opened for public comment, you can click the “Raise Hand” control so that the Host will know that you would like to speak.

When it’s your turn to speak, you will be called upon to speak and you will get the following prompt:



Click the Unmute button to speak to the webinar and all the participants will be able to hear you.

While you are granted the option to speak, notice the microphone control that will appear at the lower-left corner of your Zoom window. Clicking that control will allow you to unmute and mute yourself.



After the Host has stopped the option to speak, the microphone control will disappear and you will not be able to speak to the webinar.

### **Guidelines and Best Practices for participation**

1. Please keep yourself on “mute” to eliminate background noise.
2. A high-speed, wired internet connection will provide the best results.
3. We recommend that you close other applications on your device to preserve bandwidth.
4. If you will be speaking, we suggest using a headset with microphone for best results.
5. For public comment portions of the meeting, please unmute yourself when prompted by the Mayor, and remember to re-mute yourself when you are finished. Please eliminate as much background noise as possible when you are speaking.
6. Please state your name and whether you are a College Park resident when you begin your testimony. Speakers are given 3 minutes.



**TUESDAY, AUGUST 4, 2020**  
**CITY OF COLLEGE PARK**

**\*VIRTUAL MEETING\***

**Please check meeting notice and City calendar for participant information**

**WORKSESSION AGENDA**  
**7:30 P.M.**

**(There will be a Closed Session following the meeting.)**

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**COLLEGE PARK MISSION STATEMENT**

The City Of College Park Provides Open And Effective Governance And Excellent Services  
That Enhance The Quality Of Life In Our Community.

<b>Time</b>		<b>Item</b>	<b>Staff/Council</b>
7:30		Call To Order	
		City Manager's Report	
		Amendments To And Approval Of The Agenda	
<b>Discussion Items</b>			
7:40	1	Presentation from Tom Diehl, Principal and Project Manager of GreenPlay, LLC on the Senior and Community Recreation Needs Assessment	Kiaisha Barber, Director Youth, Family and Senior Services
8:25	2	Current Status of Coronavirus Restrictions and Roles of City and County in Enforcement	Bob Ryan, Director of Public Services and Suellen Ferguson, City Attorney
8:45	3	Consideration of Declaring Juneteenth a City Holiday	Scott Somers, City Manager
9:00	4	Requests for/Status of Future Agenda Items	Mayor and Council
9:10	5	Mayor and Councilmember Comments	Mayor and Council
9:20	6	City Manager's Comments	Scott Somers, City Manager

10:00		Adjourn	
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**CLOSED SESSION**

Pursuant to the Maryland Annotated Code, General Provisions Article, Section 3-305, the Mayor and Council are providing notice that they will meet in a Closed Session after tonight’s meeting for the following purpose:

To discuss the appointment of individuals over whom this public body has jurisdiction.

The Council will not return to public session after the Closed Session.

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This agenda is subject to change. Item times are estimates only. For the most current information, please contact the City Clerk. In accordance with the Americans with Disabilities Act, if you need special assistance, please contact the City Clerk’s Office and describe the assistance that is necessary. City Clerk’s Office: 240-487-3501

# 1

## Presentation from Tom Diehl, Principal and Project Manager of GreenPlay, LLC on the Senior and Community Recreation Needs Assessment

Current Status of  
Coronavirus  
Restrictions and  
Roles of City and  
County in  
Enforcement

**CITY OF COLLEGE PARK, MARYLAND  
REGULAR COUNCIL MEETING AGENDA ITEM**



**AGENDA ITEM NUMBER 2**

**Prepared By:** Scott Somers  
City Manager

**Meeting Date:** August 4, 2020

**Presented By:** Scott Somers

**Consent Agenda:** NA

**Originating Department:** Administration, Legal Counsel

**Action Requested:** Discussion on current status of coronavirus (COVIC 19) State and County Executive Orders and jurisdictional authority and expectations of City of College Park and Prince George's County.

**Strategic Plan Goal:** Goal 5: Effective Leadership and Goal 6: Excellent Services

**Background/Justification:**

In the current climate, it can be challenging to understand how various executive orders issued by Governor Hogan and County Executive Alsobrooks interact with one another, let alone clearly identify which jurisdictions are responsible for enforcement of these orders and for issuing fines when order are deemed to have been violated.

The attached memorandum from the City Attorney, Suellen Ferguson attempts to articulate and simplify the relevant orders, particularly as they relate to gatherings in bars and on private property, and to identify the roles and responsibilities of enforcement of the various levels of government, including the City of College Park.

**Fiscal Impact:**

No impact identified at this time.

**Council Options:**

No Council action anticipated. This is primarily a discussion item but may result in Council action.

**Staff Recommendation:**

NA

**Recommended Motion:**

NA

**Attachments:**

1. Memorandum from City Attorney, Suellen Ferguson
2. Executive Order 20-07-29-01
3. Executive Order No. 15-2020

## MEMORANDUM

**To:** Mayor and Council

**From:** Suellen M. Ferguson, City Attorney

**CC:** Scott Somers City Manager

**Date:** July 31, 2020

**Re: Current Status of Coronavirus Restrictions and Roles of City and County in Enforcement**

**ISSUE:** What are the current restrictions in place due to the COVID-19 pandemic and what governmental agency has authority to enforce those restrictions

**BACKGROUND:** The COVID-19 pandemic caused a state of emergency to be declared by the Governor of Maryland, who has issued successive Executive Orders as circumstances have evolved. These Orders allowed the County Executive of Prince George's County to adopt more restrictive measures, depending on the status of the pandemic. The County Executive for Prince George's County issued Executive Orders, that are currently more restrictive than the Governor's. The most recent Executive Orders from the Governor and the County Executive are attached.

Pursuant to State law (3-306 of the Health General Article) a County Health Officer is appointed for each County Health Board (the County Council). The County Health Officer is tasked with enforcing the State health laws and the policies, rules, and regulations that the Secretary of Health adopts; and the rules and regulations that the County Board of Health adopts. The health officer for a county enforces in each municipality in the County the rules or regulations that the County Board of Health adopts unless the municipality has a charter provision or ordinance that covers the same subject matter as the county rule or regulation; is at least as restrictive as the county rule or regulation; and includes provisions for enforcement. The City has not adopted health rules and regulations, and so relies on the County Health Officer.

Under the Governor's Orders and the County Executive's Orders, it is the County Health Officer that issues directives with respect to the COVID-19 restrictions and enforces the restrictions. The current Order from the Governor requires use of face masks indoors when the public is present and outdoors when 6 feet distancing cannot be maintained. The Order from the County prohibits large gatherings, which are currently defined as more than one person/family unit per 200 square feet, or a maximum of 100 persons—whichever is lower. Bars and restaurants are limited to 50 person maximum outside and 50% of capacity inside, and patrons must use masks. It is the County Health Officer and Health Department's task to enforce these restrictions, with assistance of the County Police. How the COVID-19 restrictions will be enforced, especially with respect to large gatherings, has been under discussion at the County level.

I have recently spoken with John Mitchell and Joe Ruddy, both of the County Attorney's Office. There is an issue of concern about large gatherings at private homes in various

parts of the County. The County intends to meet with stakeholders in the City to discuss how enforcement will work. It is my understanding that the Prince George's County Police are authorized to warn large private gatherings that are not complying with the restrictions, and to disperse the gathering.

First day of classes at the University of Maryland is August 31. The date that students can move back onto campus is not yet determined, August 22 is the anticipated date. Approximately 85% of classes will be online. Move-ins in the City have already started.

It is important to determine the enforcement protocols that will be in place if a large gathering occurs. Cooperation between the various agencies is necessary and meetings are underway that will include Public Services. However, it is our understanding that the County is charged with front-line enforcement of the COVID-19 restrictions and staff will be proceeding on that understanding.



*The State of Maryland*  
Executive Department

ORDER  
OF THE  
GOVERNOR OF THE STATE OF MARYLAND

NUMBER 20-07-29-01

AMENDING AND RESTATING THE ORDER OF JUNE 10, 2020, ALLOWING REOPENING OF CERTAIN BUSINESSES AND FACILITIES, SUBJECT TO LOCAL REGULATION, AND GENERALLY REQUIRING USE OF FACE COVERINGS

- WHEREAS, A state of emergency and catastrophic health emergency was proclaimed on March 5, 2020, and renewed on March 17, 2020, April 10, 2020, May 6, 2020, June 3, 2020, and July 1, 2020 to control and prevent the spread of COVID-19 within the state, and the state of emergency and catastrophic health emergency still exists;
- WHEREAS, COVID-19, a respiratory disease that spreads easily from person to person and may result in serious illness or death, is a public health catastrophe and has been confirmed throughout Maryland;
- WHEREAS, To reduce the spread of COVID-19, the U.S. Centers for Disease Control and Prevention and the Maryland Department of Health recommend canceling large gatherings and social distancing in smaller gatherings;
- WHEREAS, The currently known and available scientific evidence and best practices support limitations on large gatherings and social distancing to prevent exposures and transmissions, and reduce the threat to especially vulnerable populations, including older individuals and those with chronic health conditions;
- WHEREAS, To reduce the threat to human health caused by transmission of the novel coronavirus in Maryland, and to protect and save lives, it is necessary and reasonable that individuals in the state refrain from congregating;
- WHEREAS, To protect the public health, welfare, and safety, prevent the transmission of the novel coronavirus, control the spread of COVID-19, and save lives, it is necessary to control and direct the movement of individuals in Maryland, including those on the public streets;

- WHEREAS, It is further necessary to control and direct in Maryland the occupancy and use of buildings and premises, as well as places of amusement and assembly;
- WHEREAS, the Coronavirus Recovery Team continues to advise on related public health and emergency management decisions;
- WHEREAS, the State has implemented measures to reduce community transmission rates of COVID-19, while strategically activating the Maryland Strong: Roadmap to Recovery plan;
- WHEREAS, the State is continuously expanding COVID-19 laboratory testing capacity and locations throughout Maryland, and has increased its disease-investigation capabilities by implementing operations to trace the contacts of up to 1,000 new cases per day;
- WHEREAS, the State has carefully monitored hospital capacity, and has worked with hospitals to ensure their surge capacity can accommodate Marylanders who may become ill;
- WHEREAS, the State is procuring necessary protective equipment to safeguard critical facilities and staff; and
- WHEREAS, the Coronavirus Recovery Team has advised that widespread use of Face Coverings is likely to help control the spread of COVID-19;

NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, INCLUDING BUT NOT LIMITED TO TITLE 14 OF THE PUBLIC SAFETY ARTICLE, AND IN AN EFFORT TO CONTROL AND PREVENT THE SPREAD OF COVID-19 WITHIN THE STATE, DO HEREBY ORDER:

- I. Administrative and Implementing Provisions.
  - a. The Order of the Governor of the State of Maryland, dated March 12, 2020, entitled “Prohibiting Large Gatherings and Events and Closing Senior Centers,” as amended and restated on March 16, 2020, and further amended and restated on March 19, 2020 by Order Number 20-03-19-01, and further amended and restated on March 23, 2020 by Order Number 20-03-29-01, and further amended and restated on March 30, 2020 by Order Number 20-03-30-01, and further amended and restated on May 6, 2020 by Order Number 20-05-06-01, and further amended and restated on May 13, 2020 by Order Number 20-05-13-01, and further amended and restated on May 27, 2020 by Order Number 20-05-27-01, further amended and restated on June 3, 2020 by Order Number 20-06-03-01, and further amended and restated on June 10, 2020 by Order Number 20-06-10-01, is further amended and restated in its entirety as set forth herein.
  - b. The Order of the Governor of the State of Maryland Number 20-04-15-01, dated

April 15, 2020, entitled “Requiring Use of Face Coverings Under Certain Circumstances and Requiring Implementation of Certain Physical Distancing Measures” is hereby rescinded and of no further effect.

- c. The Secretary of Health is hereby authorized to issue directives under this Order (“Secretary’s Directives”), as the Secretary deems necessary, to monitor, treat, prevent, reduce the spread of, and suppress COVID-19 in relation to any activity permitted under this Order or any business, organization, establishment, or facility that is permitted by this Order to be open to the general public, which directives may consist of binding requirements and/or non-binding recommendations, and may include, without limitation, requirements for physical distancing, cleaning, and/or disinfection.
- d. Political subdivisions are not prohibited from opening outdoor public spaces to the general public (such as parks, sports fields and courts, beaches, dog parks, and playgrounds), subject to the following:
  - i. The decision to do so shall be made after consultation with the health officer for the county in which the outdoor public space is located (or, in the case of outdoor public spaces located in Baltimore City, the Commissioner of Health for Baltimore City) (the “Local Health Officer”).
  - ii. The Local Health Officer may issue such directives or orders as may be necessary to monitor, prevent, reduce the spread of, and suppress COVID-19 with respect to the use of the outdoor public space (“Health Officer Directives”).
  - iii. The political subdivision must require persons using the outdoor public space to comply with applicable Secretary’s Directives, applicable Health Officer Directives, and applicable social distancing guidance published by the U.S. Centers for Disease Control and Prevention (“CDC”) and the Maryland Department of Health (“MDH”).
- e. If a political subdivision determines that doing so is necessary and reasonable to save lives or prevent exposure to COVID-19, the political subdivision is hereby authorized to issue orders that are more restrictive than this Order (“Local Orders”):
  - i. requiring any businesses, organizations, establishments, or facilities to close or modify their operations; and/or
  - ii. requiring individuals to remain indoors or to refrain from congregating.
- f. Local Orders may remain in effect for so long as the authority granted by paragraph I.e (as it may be amended from time to time) remains in effect. The authority granted by paragraph I.e (as it may be amended from time to time) is in

addition to, not in derogation of, any authority of a political subdivision under its charter, laws, ordinances, or regulations.

II. Social Distancing.

- a. It is strongly recommended that all Marylanders continue following the most current guidance from CDC and MDH regarding social distancing, including, without limitation, avoidance of large gatherings and crowded places.
- b. The Secretary of Health is hereby authorized to issue Secretary's Directives requiring individuals to remain indoors or to refrain from congregating, as the Secretary deems necessary to monitor, treat, prevent, reduce the spread of, and suppress COVID-19.

III. Businesses, Organizations, Establishments, and Facilities That May Be Open.

- a. Religious Facilities. Subject to applicable Local Orders and Secretary's Directives, churches, synagogues, mosques, temples, and other similar religious facilities of any faith in Maryland ("Religious Facilities") may open to the general public, *provided, however*, that the total number of persons permitted in a Religious Facility at any one time shall not exceed 50% of that Religious Facility's Maximum Occupancy (defined below).
- b. Retail Establishments and Malls.
  - i. Subject to applicable Local Orders and Secretary's Directives:
    1. retail businesses, organizations, establishments, and facilities in the State of Maryland ("Retail Establishments") may open to the general public, *provided, however*, that the total number of persons permitted in a Retail Establishment at any one time shall not exceed 50% of that Retail Establishment's Maximum Occupancy (defined below); and
    2. shopping centers in the State of Maryland that have one or more enclosed pedestrian concourses may open to the general public.
  - ii. All Retail Establishments shall, in good faith and to the extent possible:
    1. where any queue is expected to form, designate with signage, tape, or by other means at least six-foot spacing for persons in line;
    2. sanitize, or provide customers with a means to sanitize, handles of carts and baskets that are available to customers;
    3. provide staff and customers with clean restrooms stocked with soap or sanitizer, and allow staff to wash their hands at least once

every 30 minutes; and

4. post signage at each entrance advising customers about the requirement to wear Face Coverings described in paragraph IV.b.
- c. Manufacturing. Subject to applicable Local Orders and Secretary's Directives, all manufacturing businesses and facilities in Maryland may open.

d. Personal Services.

- i. Subject to applicable Local Orders, applicable Secretary's Directives and paragraph III.d.ii below, the following establishments in Maryland ("Personal Services Establishments") may open to the general public:

1. beauty salons;
2. barber shops;
3. tattoo parlors;
4. tanning salons;
5. massage parlors; and
6. establishments that provide esthetic services or provide nail technician services (as described in Title 5 of the Business Occupations Article of the Maryland Code);

- ii. All Personal Services Establishments shall:

1. provide services on an appointment basis only;
2. not allow the number of persons in the Personal Services Establishment to exceed 50% of the Personal Services Establishment's Maximum Occupancy (defined below); and
3. after providing services to each customer, clean and disinfect the area in which services were performed in accordance with applicable guidance from the CDC and MDH.

e. Other Recreational Establishments.

- i. Subject to applicable Local Orders and Secretary's Directives, the following establishments in Maryland may open to the general public:

1. golf courses and driving ranges;
2. outdoor archery and shooting ranges;
3. marinas and watercraft rental businesses;
4. campgrounds;
5. horse boarding and riding facilities;
6. drive-in movie theaters;
7. outdoor swimming pools;
8. outdoor day camps;
9. tour boats;

10. amusement parks;
11. miniature golf establishments;
12. go-kart tracks; and
13. the outdoor areas of any other establishments that are subject to the admission and amusement tax under Title 4 of the Tax-General Article of the Maryland Code.

ii. Subject to applicable Local Orders and Secretary's Directives, the following establishments in Maryland ("Indoor Recreation Establishments") may open to the general public:

1. bingo halls;
2. bowling alleys;
3. pool halls;
4. roller and ice skating rinks;
5. social and fraternal clubs (including without limitation, American Legion posts, VFW posts, and Elks Clubs) ("Social Clubs"); and
6. the indoor areas of any other establishments that are subject to the admission and amusement tax under Title 4 of the Tax-General Article of the Maryland Code;

*provided, however*, that the total number of persons permitted in an Indoor Recreation Establishment at any one time shall not exceed 50% of that Indoor Recreation Establishment's Maximum Occupancy (defined below).

iii. As used in this paragraph III.e:

1. the term "indoor area" has the meaning provided in COMAR 10.19.04.02.B(9); and
2. the term "outdoor area" means an area that is not an indoor area.

f. Foodservice Establishments.

i. Subject to applicable Local Orders, applicable Secretary's Directives, and paragraph III.f.ii below, (a) restaurants, bars, nightclubs, and other similar establishments that sell food or beverages for consumption on-premises in Maryland, and (b) Social Clubs with dining facilities (collectively, "Foodservice Establishments") may, to the extent permitted by applicable law:

1. serve food and beverages to customers for consumption in outdoor seating areas;
2. sell food and beverages that are promptly taken from the premises, i.e., on a carry-out or drive-through basis;
3. deliver food and beverages to customers off the premises; and
4. serve food and beverages to customers for consumption in indoor seating areas.

- ii. Foodservice Establishments shall:
  - 1. not allow the number of persons in the Foodservice Establishment to exceed 50% of the Foodservice Establishment's Maximum Occupancy (defined below);
  - 2. not serve food in a buffet format;
  - 3. not serve customers who are not seated; and
  - 4. clean and disinfect each table between each seating in accordance with CDC and MDH guidelines, using cleaning products that meet the criteria of the U.S. Environmental Protection Agency for use against COVID-19.

iii. As used in this paragraph III.f:

- 1. the term "indoor seating area" means a portion of a Foodservice Establishment that is an indoor area, as defined in COMAR 10.19.04.02.B(9); and
- 2. the term "outdoor seating area" means a portion of a Foodservice Establishment that is not an indoor seating area.

g. *Fitness Centers*. Subject to applicable Local Orders and Secretary's Directives, fitness centers, health clubs, health spas, gyms, aquatic centers, and self-defense schools in Maryland ("*Fitness Centers*") may open to the general public; *provided, however*, that the total number of persons permitted in a Fitness Center at any one time shall not exceed 50% of that Fitness Center's Maximum Occupancy (defined below).

h. *Casinos, Racetracks, and Simulcast Betting Facilities*.

i. Effective as of 5:00 p.m. on June 19, 2020:

- 1. the Order of the Governor of the State of Maryland dated March 15, 2020, entitled "Closing Casinos, Racetracks, and Simulcast Betting Facilities" is rescinded and of no further effect;
- 2. subject to applicable Local Orders and Secretary's Directives, the following establishments ("*Gaming Facilities*") may open to the general public:
  - a. MGM National Harbor;
  - b. Live! Casino & Hotel;
  - c. Horseshoe Casino Baltimore;
  - d. Hollywood Casino Perryville;
  - e. Ocean Downs Casino;
  - f. Rocky Gap Casino Resort; and
  - g. all simulcast betting facilities in the State, to the extent not otherwise included in the buildings and premises listed

above; and

3. subject to applicable Local Orders and Secretary's Directives, the following establishments may open for racing and other customary operations, but not to the general public:

- a. Laurel Park;
- b. Pimlico Race Course;
- c. Timonium Race Course;
- d. Fair Hill Races;
- e. Rosecroft Raceway; and
- f. Ocean Downs.

ii. The total number of persons permitted in a Gaming Facility at any one time shall not exceed 50% of that Gaming Facility's Maximum Occupancy (defined below).

i. Other Businesses. Except as otherwise closed by this Order or any other Order of the Governor of the State of Maryland, subject to applicable Local Orders and Secretary's Directives, businesses, organizations, establishments, and facilities that are not part of the critical infrastructure sectors identified by the U.S. Department of Homeland Security's Cybersecurity and Infrastructure Security Agency (currently described at <https://www.cisa.gov/identifying-critical-infrastructure-during-covid-19>) may open to the general public.

j. Determination of Maximum Occupancy. With respect to a Religious Facility, Retail Establishment, Foodservice Establishment, Fitness Center, Gaming Facility, Indoor Recreation Establishment, or Personal Services Establishment (a "Facility"), "Maximum Occupancy" means:

i. The maximum occupancy load of the Facility under the applicable fire code, as set forth on a certificate issued for the Facility by a local fire code official; or

ii. If no such certificate has been issued for the Facility by the local fire code official, the maximum occupancy of the Facility pursuant to applicable laws, regulations, and permits.

k. Operating Requirements.

i. All businesses, organizations, establishments, and facilities in Maryland shall comply with:

1. applicable Local Orders;
2. applicable Secretary's Directives;
3. applicable social distancing guidance published by CDC and MDH; and

4. orders issued by the applicable Local Health Officer pursuant to the Order of the Governor of the State of Maryland Number 20-04-05-02, dated April 5, 2020, entitled “Delegating Authority to Local Officials to Control and Close Unsafe Facilities”, as it may be amended from time to time.

IV. Face Coverings.

a. Definitions. As used herein:

- i. “Face Covering” means a covering that fully covers a person’s nose and mouth and is secured to the person’s head, but is not a Medical-Grade Mask. The term “Face Covering” includes, without limitation, scarves, bandanas, and plastic full-face shields.
- ii. “Medical-Grade Mask” means an N95, KN95, surgical, or other mask that would be appropriate for a health care setting.
- iii. “Public Transportation” means shared-ride surface transportation services that are open to the general public, including without limitation, taxi services, ride-sharing services, car services, transit services provided by any other unit of the State or any political subdivision, and all related stations and platforms. Examples of Public Transportation include, but are not limited to MTA bus service, MARC train service, Light Rail train service, MTA Metro subway service, and Mobility and Paratransit services.

b. Requirement to Wear Face Coverings.

- i. Except as provided in paragraph IV.c, all persons in Maryland over the age of five (5) years old are required to wear a Face Covering when they are:
  1. in or on any Public Transportation;
  2. indoors at any location where members of the public are generally permitted, including without limitation, Religious Facilities, Retail Establishments, Foodservice Establishments, Fitness Centers, Gaming Facilities, Indoor Recreation Establishments, and Personal Services Establishments;
  3. outdoors and unable to consistently maintain at least six feet of distance from individuals who are not members of their household;
  4. obtaining healthcare services, including without limitation, in offices of physicians and dentists, hospitals, pharmacies, and laboratories; and

5. engaged in work in any area where:
  - a. interaction with others is likely, including without limitation, in shared areas of commercial offices; or
  - b. food is prepared or packaged.
- ii. Single-use Face Coverings shall be properly discarded in trash receptacles. It is recommended that all reusable Face Coverings be cleaned frequently (at least once per day).
- iii. Wearing a Medical-Grade Mask satisfies any requirement in paragraph IV.b.i to wear a Face Covering, but all Marylanders are urged to reserve Medical-Grade Masks for use by health care workers and first responders.
- c. Exceptions. Paragraph IV.b.i does not require persons to wear Face Coverings:
  - i. if, due to a bona fide disability or medical condition, it would be unsafe for the person to do so;
  - ii. to the extent wearing a Face Covering would impede communication by or with persons who have a hearing impairment or other disability, where the ability to see the mouth is essential for communication;
  - iii. if wearing a Face Covering would subject the person to an unsafe working condition, as determined by federal, state, or local occupational safety regulators or workplace safety guidelines;
  - iv. to the extent wearing a Face Covering would make it impossible to receive services requiring access to the face, mouth, or head, including without limitation, dental care, shaving, and facial treatments;
  - v. while consuming food or beverages;
  - vi. while swimming or engaging in other physical activities where the use of a Face Covering is likely to pose a bona fide safety risk; or
  - vii. while operating any Public Transportation conveyance, provided that the person is (1) the sole operator of the conveyance, and (2) located in a separate compartment that is off-limits to riders.

V. Businesses, Organizations, Establishments, and Facilities Required to Close.

- a. Senior Centers. All senior citizen activities centers (as defined in Section 10-501(i) of the Human Services Article of the Maryland Code) shall remain closed.

- b. Theaters.
  - i. This Order controls the occupancy and use of theatres in Maryland at which live performances occur or motion pictures are shown (“Theaters”).
  - ii. Except as permitted by paragraph III.e.i.6, all Theaters shall remain closed to the general public.
- c. Minimal Operations. Staff and owners may continue to be on-site at any business, organization, establishment, or facility that is required to be closed pursuant to this Order for only the following purposes:
  - i. Facilitating remote working (a/k/a/ telework) by other staff;
  - ii. Maintaining essential property;
  - iii. Preventing loss of, or damage to property, including without limitation, preventing spoilage of perishable inventory;
  - iv. Performing essential administrative functions, including without limitation, picking up mail and processing payroll; and
  - v. Caring for live animals.
- d. Closure By Other Order. All businesses, organizations, establishments, and facilities that are required to close pursuant to any other Order of the Governor of the State of Maryland or any other Order of a political subdivision, shall be and remain closed in accordance with such other Order, as the case may be.

VI. Government Buildings and Facilities with Large Occupancy or Attendance.

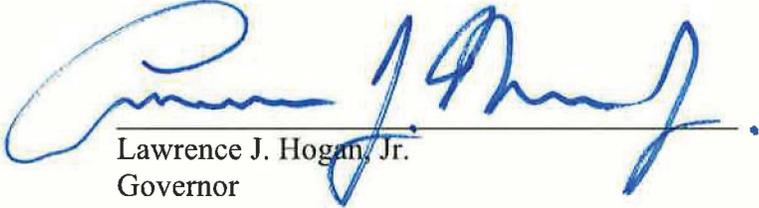
- a. State and local government buildings and facilities with an expected occupancy or attendance of more than 10 people shall:
  - i. Promptly and conspicuously post in the building or facility a copy of the MDH recommendations for social distancing; and
  - ii. Provide all occupants and attendees with the capability to wash their hands.
- b. A copy of this Order shall be made available to all occupants or attendees at any State or local government building and facility with an expected occupancy or attendance of more than 10 people.

VII. General Provisions.

- a. Each law enforcement officer of the State or a political subdivision shall execute and enforce this Order and any Local Order.

- b. A person who knowingly and willfully violates this Order or any Local Order is guilty of a misdemeanor and on conviction is subject to imprisonment not exceeding one year or a fine not exceeding \$5,000 or both.
- c. This Order remains effective until after termination of the state of emergency and the proclamation of the catastrophic health emergency has been rescinded, or until rescinded, superseded, amended, or revised by additional orders.
- d. The effect of any statute, rule, or regulation of an agency of the State or a political subdivision inconsistent with this order is hereby suspended to the extent of the inconsistency.
- e. The underlined paragraph headings in this Order are for convenience of reference only and shall not affect the interpretation of this Order.
- f. If any provision of this Order or its application to any person, entity, or circumstance is held invalid by any court of competent jurisdiction, all other provisions or applications of the Order shall remain in effect to the extent possible without the invalid provision or application. To achieve this purpose, the provisions of this Order are severable.

ISSUED UNDER MY HAND THIS 29TH DAY OF JULY, 2020, AND EFFECTIVE AS OF 5:00 P.M. ON JULY 31, 2020.



Lawrence J. Hogan, Jr.  
Governor



Angela D. Alsobrooks  
County Executive

# PRINCE GEORGE'S COUNTY GOVERNMENT

## OFFICE OF THE COUNTY EXECUTIVE

### EXECUTIVE ORDER

No. 15-2020

June 25, 2020

### **JUNE 29, 2020 CONTINUED DECLARATION OF A LOCAL STATE OF EMERGENCY FOR PRINCE GEORGE'S COUNTY, MARYLAND**

WHEREAS, Section 14-111 of the Public Safety Article of the Annotated Code of Maryland provides for the declaration of a Local State of Emergency; and

WHEREAS, Section 6-134, et seq., of the Prince George's County Code provides for the declaration of a Local State of Emergency; and

WHEREAS, the President of the United States proclaimed that the COVID-19 outbreak in the United States constituted a national emergency beginning March 1, 2020; and

WHEREAS, on March 5, 2020, the Governor of the State of Maryland declared a state of emergency and a catastrophic health emergency for the State of Maryland to control and prevent the spread of COVID-19 and these emergency declarations continue; and

WHEREAS, the World Health Organization, on March 11, 2020, announced that the COVID-19 outbreak can be characterized as a pandemic; and

WHEREAS, Prince George's County, Maryland previously issued the following emergency declarations: Executive Order Number 6-2020 dated March 16, 2020; Executive Order Number 7-2020 dated April 13, 2020; CR-31-2020 adopted May 11, 2020; Executive Order Number 8-2020 dated May 14, 2020; Executive Order Number 10-2020 dated May 28, 2020; CR-51-2020 adopted June 9, 2020 and Executive Order Number 13-2020 dated June 12, 2020.

WHEREAS, Prince George's County, Maryland, with more than 18,640 confirmed positive cases of COVID-19 continues to have the highest number of confirmed cases in the State of Maryland; and

WHEREAS, Prince George's County, Maryland has been and continues to be severely impacted by the COVID-19 outbreak; and

WHEREAS, the Order of the Governor of the State of Maryland Number 20-06-10-01, issued June 10, 2020, specifically authorized political subdivisions to issue more restrictive orders than issued by the Governor including requiring any businesses, organizations, establishments, or facilities to close or modify their operations; and/or requiring individuals to remain indoors or to refrain from congregating; and

WHEREAS, Prince George's County Maryland's has continued to show a downward trend in the number of new positive cases (thus decreasing the positivity rate), the number of COVID-19 related hospitalizations and deaths and there continues to be an increase in Prince George's County, Maryland's testing capacity, contact tracing and supply of personal protective equipment to support moving to a full Phase 2 reopening; and

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(301) 952-4131 • [www.princegeorgescountymd.gov](http://www.princegeorgescountymd.gov)

WHEREAS, consistent with Governor Larry Hogan’s Roadmap to Recovery plan, the following are essential pillars in assessing the efforts to combat COVID-19: expanded testing, improved contact tracing, increased hospital surge capacity, and increased supply of personal protective equipment; and

WHEREAS CR-51-2020 authorizes the County Executive to amend the County’s emergency declaration; now, therefore

IT IS HEREBY ORDERED, on this 25<sup>th</sup> day of June, 2020, that I, Angela D. Alsobrooks, County Executive for Prince George’s County, Maryland, hereby proclaim that a Local State of Emergency continues to exist in Prince George’s County, Maryland. It is necessary and reasonable to save lives and to protect the public safety and welfare of all Prince Georgians during this pandemic, by controlling and preventing the further spread of COVID- 19, to issue the following orders, which shall take effect June 29, 2020 at 5:00 p.m.:

- I. Stay-at-Home Order remains rescinded, unless specifically stated otherwise in this Order. However, all residents are still encouraged to stay in their homes or place of residences as much as possible, continue to practice appropriate personal hygiene like regular hand-washing and exercising appropriate social distancing when coming into contact with persons outside their home or residence.
- II. Face Covering. “Face Covering” means a covering that fully covers a person’s nose and mouth. The term “Face Covering” includes, without limitation, scarves and bandanas. The following rules apply to Face Coverings:
  - A. All riders and operators on “The Bus”, Prince George’s County’s bus transit system, are required to wear;
  - B. All customers in the enclosed area of a retail or restaurant establishment over the age of nine are required to wear; however, adult customers accompanying children age two through nine shall use reasonable efforts to cause those children to wear Face Coverings while inside the enclosed area of any retail or restaurant;
  - C. All retail establishments shall require staff to wear, and those staff shall wear, Face Coverings while working in areas open to the general public and areas in which interactions with other staff are likely; and
  - D. All restaurants shall require staff who interact with customers (including, without limitation, delivery personnel) to wear, and those staff shall wear, Face Coverings while working.
  - E. Single-use Face Coverings shall be properly discarded in trash receptacles. It is recommended that all reusable Face Coverings be cleaned frequently (at least once per day).
  - F. Face Coverings are required by persons while inside County owned and operated buildings.
  - G. Additional specific rules may apply as further set forth in this Executive Order.
- III. Except as otherwise provided in this Order, Non-essential businesses shall remain closed to the general public. Non-essential businesses are defined as businesses, establishments, organizations and facilities that are not part of the critical infrastructure sectors identified by the U.S. Department of Homeland Security’s Cybersecurity and Infrastructure Security Agency (current described at <https://www.cisa.gov/identifying-critical-infrastructure-during-covid-19>).

IV. Closure of Certain Specific Businesses, Organizations and Facilities

- A. Senior Centers. All senior citizen activities centers (as defined in Section 10- 501 (i) of the Human Services Article of the Maryland Code) shall remain closed.
- B. Theaters  
Theaters in Prince George’s County, Maryland at which live performances occur or motion pictures are shown, shall remain closed to the general public, however, live-streaming or broadcasting is allowed. (See below for drive-in movie theaters).
- C. Establishments may not resume nightclub or adult entertainment functions.
- D. Concert Venues: Remain closed to the general public.

V. Businesses, Organizations, Establishment and Facilities That May Open

- A. Retail Establishments (including shopping malls) may open with the following safeguards and capacity limits: maximum of 1 person per 100 square feet of sales space, not to exceed 50% maximum capacity as defined by the State of Maryland.
  - 1. Maintain physical distancing (greater than 6’), wherever possible, between employees and customers at curbside and in-store operations
  - 2. Use of appropriate personal protective equipment by all employees
  - 3. Adherence to Face Covering provision in Section II of this Order for employees and customers
  - 4. Physical distancing markers for staff and customers required
  - 5. High contact surfaces (those with hourly or greater contact frequency) will be cleaned with Centers for Disease Control and Prevention (“CDC”) and Environment Protection Agency (“EPA”) approved disinfectant at least every 2 hours
  - 6. All employees must receive training on CDC COVID-19 guidance appropriate to their workplace prior to working
  - 7. Online shopping and payment via digital platforms should be encouraged as much as possible.

B. Restaurants

Restaurants and other similar establishments that sell food or beverages for consumption in Prince George’s County, Maryland ("Restaurants") may open to the general public, in accordance with any social-distancing recommendations of the CDC and the Maryland Department of Health (“MDH”), and subject to the following conditions:

- 1. Food or beverages are promptly taken from the premises, i.e., on a carry-out or drive-through basis; or
- 2. Delivered to customers off the premises; or
- 3. Outdoor dining at Restaurants and Bars will be permitted if there is adherence the following rules:
  - a. Establishment has current approval for outdoor dining or receives a Restaurant Temporary Outdoor Seating Area permit;
  - b. Adherence to Face Covering provision in Section II of this Order, except that customers, while eating or drinking during outdoor dining, may remove face covering;
  - c. Ensure tables are seated at least six feet away from each other, except for households seated together;
  - d. Not allow groups larger than six persons to be seated together, except members of the same household;

- e. Maximum of 50 patrons will be allowed at any outdoor dining regardless of space;
  - f. All employees must receive health screenings prior to their shifts;
  - g. Customers, while eating or drinking at outdoor dining, may remove face covering;
  - h. No food service in a buffet format;
  - i. Clean and disinfect each tables and chairs between each seating in accordance with CDC and MDH guidelines, using cleaning products that meet the criteria of the EPA guidelines for use against COVID-19;
  - j. Hand sanitizer and appropriate hand washing facilities must be available;
  - k. Use of single-use disposable paper menus or sanitize reusable menus between each seating;
  - l. Payment via digital platforms should be encouraged; and
  - m. Any other applicable laws or regulations.
4. Indoor dining permissible at 50% maximum capacity (as allowed by the State of Maryland) and adherence to the regulations that apply to outdoor dining (with the exception of the maximum of 50 patrons). Social and fraternal clubs, permissible via applicable laws or regulations, may offer indoor dining in accordance with Sections V.B.3 and V.B.4 of this Order.

C. Manufacturing. The following rules must be adhered to:

- 1. Maintain physical distancing (greater than 6'), wherever possible
- 2. Use of appropriate personal protective equipment ("PPE"), including face coverings, by all staff
- 3. Physical distancing markers for staff
- 4. High contact surfaces (those with hourly or greater contact frequency) will be cleaned with CDC and EPA- approved disinfectant at least every 2 hours
- 5. All employees must receive training on CDC COVID-19 guidance appropriate to their workplace prior to working
- 6. Guidance: [CDC Guidance for Manufacturing Workers and Employers](#)

D. Fitness Centers

- 1. This Executive Order controls the occupancy and use of fitness centers, health clubs, gyms, outdoor aquatic centers, and self-defense schools in Prince George's County, Maryland ("Fitness Centers").
- 2. Fitness Centers are limited to 1 patron per 200 square feet of fitness space, not to exceed 50% maximum capacity.
- 3. Maintain physical distancing (greater than 6'), wherever possible
- 4. Use of appropriate personal protective equipment ("PPE"), including face coverings, by all staff
- 5. Physical distancing markers for staff
- 6. High contact surfaces (those with hourly or greater contact frequency) will be cleaned with CDC and EPA- approved disinfectant at least every 2 hours
- 7. All employees must receive training on CDC COVID-19 guidance appropriate to their workplace prior to working

- E. Farmers Markets will be able to open. Maintaining proper social distancing (greater than 6') is required, wherever possible. Face coverings are required for vendors and customers and CDC and EPA guidelines for cleaning high use surfaces must be followed.
- F. Childcare Programs. All licensed and authorized childcare programs are allowed to open per the following rules:
1. Capacity limits will follow State regulations
  2. Maintain physical distancing (greater than 6'), wherever possible
  3. Use of PPE, including face coverings and gloves, by all employees
  4. High contact surfaces (those with hourly or greater contact frequency) will be cleaned with CDC and EPA- approved disinfectant at least every 2 hours
  5. All employees must receive training on CDC COVID-19 guidance appropriate to their workplace prior to working
  6. Daily symptom screenings for employees and children
  7. Staggered drop-offs and pick-ups of children
  8. Temporary exclusion for employees and children, following CDC and MDH guidelines, in the event of positive cases
  9. All other applicable State and local regulations for operation of a must be followed.
  10. Rules and other guidance can be found in following sources: [MSDE COVID-19 FAQ for Child Care Settings](#); [Maryland Family Network COVID-19 Guidance for Childcare Providers](#); [CDC COVID-19 Guidance for Childcare Providers](#)
- G. Fully Automatic Car Washes will remain allowed to open.
1. Customers must be able to remain in their cars while obtaining service, except when establishment employees are cleaning interior of the vehicle. Employees must wear face coverings and gloves. There should be no physical contact between employees and customer.
  2. Customers must wear face coverings that cover mouth and nose.
  3. All employees must receive training on CDC COVID-19 guidance appropriate to their workplace prior to working.
- H. Self-Service Car Washing will remain allowed to open.
1. High contact surfaces (those with hourly or greater contact frequency) will be cleaned with CDC and EPA- approved disinfectant at least every 2 hours.
  2. All employees must receive training on CDC COVID-19 guidance appropriate to their workplace prior to working.
  3. Employees and customers must wear face coverings that cover the nose and mouth.
- I. Barbershops and Beauty Salons. The following rules must also be adhered to:
1. Customers must be served via appointment only
  2. Customers are not allowed to congregate in common sitting area waiting to be served
  3. Adherence to Face Covering provision in Section II of this Order, except that all customers over the age of two (2) must wear face coverings unless doing so makes it impossible to provide service.
  4. Maintain physical distancing (greater than 6'), wherever possible

5. Use of PPE, including face coverings and gloves, by all employees
  6. Physical distancing markers to create adequate social distancing
  7. Service is limited to 50% maximum capacity for the service delivery space
  8. High contact surfaces (those with hourly or greater contact frequency) will be cleaned with CDC and EPA- approved disinfectant at least every 2 hours
  9. All employees must receive training on CDC COVID-19 guidance appropriate to their workplace prior to working
  10. Digital payment methods should be encouraged
  11. Restroom sanitation on a frequent schedule
- J. Other Personal Services
1. Other personal services allowed including esthetic and nail services, tattoo services, massages, hot tub and sauna services.
  2. The following rules apply:
    - a. Customers must be served via appointment only
    - b. Limited to 1 person per 200 square feet of service area, up to 50% of maximum capacity
    - c. Maintain physical distancing (greater than 6 feet) wherever possible
    - d. Physical distancing markers for staff and customers required
    - e. Customers must wear face coverings, unless face coverings make it impossible to provide service
    - f. Use of PPE, including face coverings and gloves, by all employees. Gloves must be changed between each customer and paper/plastic coverings over tables/service chairs must be changed between each customer
    - g. High contact surfaces (those with hourly or greater contact frequency) will be cleaned with CDC and EPA- approved disinfectant at least every 2 hours
    - h. All employees must receive training on CDC COVID-19 guidance appropriate to their workplace prior to working
    - i. Digital payment methods should be encouraged
    - j. Restroom sanitation on a frequent schedule
    - k. Guidance: [MD Best Practices for Reopening Personal Services](#)
- K. Recreational or Entertainment Establishment of a Commercial Nature
1. Amusement Parks
    - a. May open at 40% of maximum capacity
    - b. Must follow all requirements given by the County Office of Emergency Management and/or Health Department
    - c. For establishments with one amusement ride, may open at 50% of maximum capacity
    - d. Guidance: [Industry Guidance](#)
  2. Bingo Halls
    - a. May open at 50% of maximum capacity
    - b. Must also follow rules set forth in Section V.J.2 of this Order (“Other Personal Services”)
  3. Bowling Alleys
    - a. May open at 50% of maximum capacity
    - b. Must also follow rules set forth in Section V.J.2 of this Order (“Other Personal Services”)

4. Pool Halls
    - a. May open at 50% of maximum capacity
    - b. Must also follow rules set forth in Section V.J.2 of this Order (“Other personal services”)
  5. Gaming facilities and casinos such as MGM National Harbor and simulcast betting facilities (outside of horse racing establishments) may operate at 50% of maximum capacity. Use of appropriate personal protective equipment, including face coverings, by employees and patrons. Maintain physical distancing (greater than 6’), wherever possible. Adherence to other State directives is required, unless further amended by the County Health Officer and/or County Office of Emergency Management.
  6. Tour Boats
    - a. May resume at 50% of maximum capacity.
    - b. Must follow all applicable rules while operating in the County.
    - c. Staff and patrons upon disembarking the vessel, must wear face coverings, maintain social distance and follow other applicable rules.
  7. Horse racing establishments and any other establishment not listed above that is subject to the admission and amusement tax under Title 4 of the Tax-General Article of the Maryland Code **will remain closed to the general public** (including members, in the case of private clubs).
- L. Social and fraternal clubs, including without limitation, American Legion posts, VFW posts, and Elks Clubs may re-open for indoor recreation up to 50% of maximum capacity. Adherence to MDH and CDC guidelines is required unless further amended by County Health Officer.
- M. Places of Worship: The following rules apply:
1. May open for gatherings that do not exceed 50% of maximum capacity
    - a. Maintain physical distancing (greater than 6’), wherever possible
    - b. High contact surfaces (those with hourly or greater contact frequency) will be cleaned with CDC and EPA- approved disinfectant at least every 2 hours
    - c. Hand sanitizers OR hand washing facilities must be available and frequent use should be encouraged
    - d. Face Coverings are required
    - e. No live vocals unless via remote or streaming service
    - f. Avoid physical contact
  2. May maintain online and drive-in services
  3. May have outdoor services of 250 persons or less, if maintain appropriate social distancing and have access to hand washing/hand sanitizers. Frequent use encouraged.
  4. Guidance is also provided in the following sources: [CDC Business and Workplace Toolkit](#); [CDC COVID-19 FAQ for Businesses](#)
- N. Maximum Occupancy. For purposes of this Order, Maximum Occupancy means the maximum occupancy load under the applicable fire code, as set forth on the certificate issued for the establishment by a local fire code official. If no such certificate has been issued, the maximum occupancy is as determined by applicable laws, regulations and permits.

- VI. The following activities are specifically allowed when done in compliance with applicable CDC and MDH social distancing guidance and other applicable directives issued by the State Secretary of Health or County Health Officer:
- A. Outdoor exercise activities, such as walking, hiking, running, biking, or individual and small group sports such as golfing, tennis, and similar activities
  - B. Miniature golf establishments are allowed to open up to 50% of maximum capacity
  - C. Outdoor fitness instruction
  - D. Parks are open for personal fitness and fitness classes. This includes all parks, fields, tennis courts, tracks and golf courses. Low contact sports are also allowed.
  - E. Summer/day camps: Open for 10 or fewer participants (including leaders) with capacity constraints of 10 people per room for indoor activities; maximum of 50 persons indoors if maximum of 10 per group is maintained. Outdoor activities may have a maximum of 100 persons, if maximum of 10 per group is maintained.
  - F. Playgrounds can open.
  - G. Outdoor swimming pools, both public and private, up to a maximum capacity of 50%. Guidance is provided in [MD Directive & Order for Swimming Pools](#) and [MD Guidance & Best Practices for Swimming Pools](#). Indoor pools (both public and private) remain closed.
  - H. Indoor Skating Rinks (roller and ice skating) may open. Limited to 50% of maximum capacity.
  - I. Recreational facilities may open up to 50% of maximum capacity.
  - J. Youth Sports
    - 1. Only low-contact sports allowed at this time.
    - 2. May resume in small groups, no more than 9 children and 1 coach—maximum of 100 people in any area while maintaining small group size. Allowed if facility can accommodate group size and spacing requirements.
    - 3. Limited, low-contact sports, indoor and outdoor practices, focused on individual skill building versus competition.
    - 4. Limited touching of shared equipment and gear.
    - 5. There must be physical distancing for players while not actively engaged in play.
    - 6. There must also be physical distancing of spectators.
    - 7. To the extent possible, individuals engaged in the sport and spectators at the venue shall wear a face covering, especially when social distancing is not feasible. *Face coverings are not recommended when outside on very hot days due to the risk of heat injury.*
  - K. Other Recreational Establishments: The following may open at 50% maximum capacity:
    - 1. Recreational fishing
    - 2. Recreational hunting
    - 3. Shooting ranges
    - 4. Outdoor archery
    - 5. Recreational boating
    - 6. Horse boarding and riding facilities
    - 7. Marinas and watercraft rental businesses
    - 8. Campgrounds
  - L. Visiting Cemeteries

- VII. Unless specifically otherwise stated in this Executive Order, social, community, spiritual, religious, recreational, leisure, and sporting gatherings and events ("large gatherings and events") are limited to one person/family unit per 200 square feet, or a maximum of 100 persons—whichever is lower- at all locations and venues, including but not limited to parades, festivals, conventions, and fundraisers. Planned larger gatherings and events must be canceled or postponed. CDC and MDH social distancing protocols must be followed.
- VIII. All retail and restaurant establishments allowed to open are required to promote social distancing inside and outside of these establishments while customers wait to enter the premises.
- IX. For avoidance of doubt, this Order does not require the closure of, or prohibit the movement of any staff or volunteer traveling to, from, or in connection with their duties at any:
- A. Federal, State, or local government unit, building, or facility
  - B. Newspaper, television, radio, or other media service; or
  - C. Non-profit organization or facility providing essential services to low-income persons, including, without limitation, homeless shelters, food banks, and soup kitchens.
- X. This Executive Order shall remain in effect through July 9, 2020, unless amended or terminated earlier.
- XI. This Executive Order will be enforced by the Prince George's County Health Department with the assistance of Prince George's County law enforcement as needed.
- XII. This Executive Order supersedes any inconsistent provision of CR-51-2020.
- XIII. If any provision of this Executive Order or its application to any person, entity, or circumstance is held invalid by any court of competent jurisdiction, all other provisions or applications of the Order shall remain in effect to the extent possible without the invalid provision or application. To achieve this purpose, the provisions of this Executive Order are severable.



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Angela D. Alsobrooks  
County Executive

3

Consideration of  
Declaring  
Juneteenth a  
City Holiday

**CITY OF COLLEGE PARK, MARYLAND  
REGULAR COUNCIL MEETING AGENDA ITEM**

**AGENDA ITEM NUMBER 3**



**Prepared By:** Jill Clements  
Director of Human Resources

**Meeting Date:** August 4, 2020

**Presented By:** Scott Somers

**Consent Agenda:** NA

**Originating Department:** Administration

**Action Requested:** Consideration of a recommendation to establish June 19 of each year as a City holiday observing the historical significance of June 19, 1865. This is the date on which the news of the end of slavery reached the slaves in the southwestern states of the United States.

**Strategic Plan Goal:** Goal 1: One College Park  
Goal 5: Effective Leadership  
Goal 6: Excellent Services

**Background/Justification:** At the regular meeting on June 9, 2020, the Mayor and Council approved Resolution 20-R-16 "Renouncing Systemic Racism and Declaring Support of Black Lives." On June 30, 2020, the City held a Town Hall meeting with community stakeholders to discuss systemic racism and policing policies in the City. Further, at the Worksession on July 7, 2020, the team of City employees who are participating in the Government Alliance for Racial Equity (GARE) presented their experiences and goals as a team beginning the work of racial equity in the City. These activities form the foundation for the work ahead.

As a part of the foundation, discussions on declaring Juneteenth a City holiday have begun. Juneteenth is the oldest known celebration honoring the end of slavery in the US. Activities on such a holiday could be planned to engage the entire community in learning and celebrating the strength and resilience of the African American people and to promote the well-being of the African-American community in College Park.

The Human Resources staff has surveyed other local municipalities to compare the number of paid holidays they provide to employees and to learn which municipalities are considering adding the Juneteenth holiday. The results are attached. In summary, the City provides basically the same holidays as do other municipalities except for the two holidays given every four years for the presidential election and presidential inauguration. Human Resources also discussed with union leadership if they would be interested in trading the two presidential holidays which occur every 4 years for the Juneteenth holiday which would occur every year. Union leadership was interested, but union membership was not. The fact that this is a presidential election year (when they would actually get the 2 holidays) probably had something to do with their response.

**Fiscal Impact:** The cost of an additional holiday for employees is the cost of a day's pay with no productivity. The day is paid (and budgeted) whether employees work or don't work. Employees who work on a designated holiday are paid time and one half. For the most part, no work gets done on a holiday and some of that must be made up on another day. The City does whatever possible not to incur overtime to make up for that work. It is very difficult to put a dollar amount on that additional cost.

**Council Options:**

1. Direct staff to draft a resolution approving the Juneteenth holiday (June 19 every year) as a City holiday, including a paid day off for employees.
2. Direct staff to draft a resolution approving the Juneteenth holiday for an annual holiday on June 19 and negotiate formally with the bargaining unit before June 19, 2021 to “trade” the two presidential holidays (election and inauguration).
3. Do not add the Juneteenth holiday as a paid City holiday for employees and move forward to create a Juneteenth holiday for residents of the City.

**Staff Recommendation:**

Staff recommends Option 2

**Recommended Motion:**

NA

**Attachments:**

1. Rockville staff report, resolution, and list of holidays
2. List of current City holidays (does not account for 2 “floating” holidays)
3. Juneteenth holiday survey



Mayor & Council Meeting Date: July 20, 2020  
Agenda Item Type: Discussion and Possible Approval  
Department: City Manager's Office  
Responsible Staff: Jenny Kimball

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**Subject**

Juneteenth Independence Day Resolution

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**Recommendation**

Staff recommends that the Mayor and Council discuss a proposed Resolution to establish June 19th of each year as Juneteenth Independence Day, observed as a Rockville City Government Holiday to celebrate with the Rockville community the historical significance of June 19, 1865, the date on which news of the end of slavery reached the slaves in the Southwestern States.

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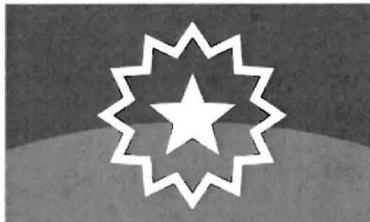
**Discussion**

The City of Rockville is committed to welcoming and promoting a healthy and respectful environment for all residents, visitors, employees and business owners. Juneteenth is the oldest known celebration honoring the end of slavery in the United States. The Mayor and Council requested that staff prepare a resolution (Attachment A) to declare Juneteenth as a holiday observed annually by the City of Rockville. The draft resolution proposes adding Juneteenth Independence Day to the current list of City Holidays (Attachment B). The holiday could include, as the Mayor and Council discussed on July 6, activities that engage the community, celebrate and commemorate the strength and resilience of African American people, and promote the well-being of these valued members of the Rockville community.

Potential activities to celebrate Juneteenth include:

- Collaborate with the Chamber of Commerce to encourage residents to use African American-owned businesses in and around Rockville during the month of June;
- Collaborate with Peerless Rockville and other local African American historians and residents to organize a Juneteenth speaker series and tour to educate the community about the history of the African American experience in Rockville;
- Collaborate with Federal Realty Investment Trust to schedule performances by African American artists for their Town Square concerts during the month of June;
- Organize community service opportunities with local non-profits to give back in celebration of Juneteenth; and

- Explore opportunities to partner with Montgomery College to engage students and faculty in the City’s celebrations.
- Organize educational and engaging activities for City employees, such as share African American family recipes with colleagues, hold an African dance class, schedule a movie watch and discussion, invite employees to share stories and experiences at a lunch and learn session; and
- Use the Juneteenth flag image in City communications and promotions of the new City holiday.



Staff also recommends that the Mayor and Council use upcoming community forums about social justice, racism and bias to learn from residents about how they would like the to celebrate Juneteenth Independence Day as a community.

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### Mayor and Council History

On July 6, the Mayor and Council discussed a Juneteenth holiday and directed staff to bring this item to the Mayor and Council for consideration.

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### Next Steps

Staff will use the Mayor and Council’s feedback to develop ways to celebrate Juneteenth in June 2021.

### Attachments

- Attachment 14.a: Juneteenth Resolution (PDF)
- Attachment 14.b: Rockville City Government Holidays (PDF)

  
Rob DiSpirito, City Manager 7/15/2020

Resolution No. \_\_\_\_\_ RESOLUTION: To designate June 19, known as "Juneteenth" or "Juneteenth Independence Day," as a paid municipal holiday and to encourage programs that celebrate and commemorate the end of slavery in the United States

**WHEREAS**, on January 1, 1863, President Abraham Lincoln issued the Emancipation Proclamation, setting in motion the end of slavery in the United States; and

**WHEREAS**, it was more than 2 ½ years after the Emancipation Proclamation and many months after the end of the of the Civil War, before news of the end of slavery reached the State of Texas; and

**WHEREAS**, on June 19, 1865, Federal troops, led by Major General Gordon Granger, arrived in Galveston, Texas, with news that the Civil War had ended and to ensure that all the 250,000 enslaved people in Texas were freed; and

**WHEREAS**, beginning in 1866, African-Americans who had been slaves in Texas celebrated June 19, commonly known as "Juneteenth" or "Juneteenth Independence Day", as inspiration and encouragement for future generations;

**WHEREAS**, celebration of the end of slavery, which became known as Juneteenth, is the oldest known public celebration of the end of slavery in the United States; and

**WHEREAS**, Juneteenth commemorates African American freedom and celebrates the successes gained through education and greater opportunity; and

**WHEREAS**, the Mayor and Council wants to recognize the historical significance of Juneteenth Independence Day and the observance of the end of slavery as part of the history and heritage of the United States by designating Juneteenth Independence Day a paid municipal holiday in the City of Rockville

**NOW, THEREFORE**, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF ROCKVILLE, MARYLAND, as follows:

1. That June 19, known as "Juneteenth" or "Juneteenth Independence Day" is hereby designated now and in the future as a paid municipal holiday in the City of Rockville to celebrate the end of slavery in the United States.
2. That the City will mark this date with special events and celebrations to encourage the Rockville community to learn and share stories about, recognize, and commemorate the end of slavery in the United States.

\* \* \* \* \*

Attachment 14.a: Juneteenth Resolution (3231 : Discussion and Possible Adoption of Juneteenth Resolution)

Resolution No. \_\_\_\_\_

-2-

I hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Mayor and Council at its meeting of

\_\_\_\_\_  
Sara Taylor Ferrell, City Clerk/ Director of  
Council Operations

Attachment 14.a: Juneteenth Resolution (3231 : Discussion and Possible Adoption of Juneteenth Resolution)



## 2020 Rockville City Government Holidays

### HOLIDAY OBSERVANCES

New Year's Day	Wednesday, January 1, 2020
Martin Luther King Jr.'s Birthday	Monday, January 20, 2020
Presidents' Day	Monday, February 17, 2020
Memorial Day	Monday, May 25, 2020
Independence Day	Friday, July 3, 2020 (observed)
Labor Day	Monday, September 7, 2020
Election Day	Tuesday, November 3, 2020
Veterans Day	Wednesday, November 11, 2020
Thanksgiving Day	Thursday, November 26, 2020
Day After Thanksgiving	Friday, November 27, 2020
Christmas Day	Friday, December 25, 2020

Attachment 14.b: Rockville City Government Holidays (3231 : Discussion and Possible Adoption of Juneteenth Resolution)



2020  
CITY HOLIDAYS

HOLIDAY

OBSERVED

New Year's Day

Wednesday, January 1, 2020

Martin Luther King Jr. Birthday

Monday, January 20, 2020

President's Day

Monday, February 17, 2020

Memorial Day

Monday, May 25, 2020

Independence Day

Friday, July 3, 2020

Labor Day

Monday, September 7, 2020

Election Day

*Presidential only*

Tuesday, November 3, 2020

Veteran's Day

Wednesday, November 11, 2020

Thanksgiving Day

Thursday, November 26, 2020

Day after Thanksgiving

Friday, November 27, 2020

Christmas Day

Friday, December 25, 2020

New Year's Day

Friday, January 1, 2021

Juneteenth Holiday Survey  
July 2020

	A	B	C	D	E	F
1						
2	<b>Municipality</b>	<b># Designated Holidays</b>	<b># personal time or Floating holidays</b>	<b>Other</b>	<b>Plus Juneteenth?</b>	<b>Under consideration?</b>
3	Bowie	10	2	-	no	no
4						
5	College Park	10	2	Pres Election and inauguration/4yrs	N	Y
6						
7	Gaithersburg	10	2.5		N	N
8						
9	Greenbelt	10	2		N	N (considering election day)
10						
11	Hyattsville	10	0		N	N
12						
13	Laurel	11	2.2		N	N
14						
15	New Carrollton	10	0		N	N
16						
17	Prince Georges Co	11	3		N	?
18	Rockville	10	0	Election day/2 yrs	Y	done

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# Future Agenda Items



TO: Mayor, City Council, City Manager and Department Directors  
FROM: Janeen S. Miller, City Clerk  
DATE: July 31, 2020  
RE: Future Agendas

The following items are tentatively placed on future agendas. This list has been prepared by the City Manager and me and represents the current schedule for items that will appear on future agendas.

### **TUESDAY, AUGUST 11 REGULAR MEETING**

Quarterly Financial Presentation – Gary Fields, Director of Finance

Presentation on Accela land use CRM software – Bill Gardiner, Assistant City Manager

Appointments to all City Boards and Committees, effective August 15

Public Hearing and possible adoption of Ordinance 20-O-09, An ordinance to change the name of the Planning, Community and Economic Development Department to the Planning and Community Development Department – Scott Somers, City Manager

Approval of a contract for City advertising in the College Park Here and Now newspaper

Discussion of elementary, middle and high school award in honor of EAC member Doris Ellis – Kiaisha Barber, Director of Youth, Family and Senior Services

Consideration of Declaring Juneteenth a City Holiday – Scott Somers, City Manager

Request for a Driveway Apron Variance to Construct a Double Wide Concrete Curb-Cut and Driveway Apron at 4609 Clemson Road

Update on the City's Sustainability Plan - Bill Gardiner, Assistant City Manager; Robert Marsili, Director of Public Works; Janet McCaslin, Sustainability Coordinator (20)

Supreme Court Amicus Brief Opportunity in Case Challenging Philadelphia's Non-Discrimination Provisions

Approval of a Contract Amendment with NZI in the amount of \$82,458.00 for the construction of a pedestrian bridge at the end of Beechwood Road

## **TUESDAY, SEPTEMBER 1, 2020 WORKSESSION**

Detailed Site Plan for The Hub on Knox Road - Mixed Use Student Housing project – Terry Schum, Director of Planning (30)

Discussion about participation in the AARP Livable Communities program - Kiaisha Barber, Director of Youth, Family and Senior Services (30)

Review of the Tree and Landscape Board's Urban Forest Protection ordinance (30)

Discussion with the Animal Welfare Committee – Bob Ryan, Director of Public Services (30)

Proposed Charter amendment to provide alternate means of proving residency besides voter registration to satisfy the one-year residency requirement to run for office – Suellen Ferguson, City Attorney (20)

**2:40**

## **TUESDAY, SEPTEMBER 8, 2020 REGULAR MEETING**

(20-G-127) Approval of a recommendation to the Prince George's County Planning Board of support with conditions for the Detailed Site Plan 19042 for Branchville Gardens multi-family apartment building and approval of a Declaration of Covenants – Terry Schum, Director of Planning

## **TUESDAY, SEPTEMBER 15, 2020 WORKSESSION**

Presentation on Prince George's County activities and legislation by County Council Member Dannielle Glaros

One-year review of nuisance ordinance 19-O-13 adopted in September of 2019

Review of Draft Environmental Impact Statement (DEIS) and Draft Section 4(f) Evaluation for the I-495 & I-270 Managed Lanes Study – Terry Schum, Director of Planning

## **TUESDAY, SEPTEMBER 22, 2020 REGULAR MEETING**

### **ANNUAL ITEMS**

January, early: Discussion of Homestead Tax Credit Rate (currently at 0%) (must certify by March 25 to change rate)

January, after an election: Review and adoption of Council Rules and Procedures

IFC/PHA Annual meeting with Council (when is best?)

March: Annual Review/Renewal of Insurance Contracts

March: Annual farmers market debrief (Council: is this still relevant?)

March: Annual Economic Development Report

April and September: Comments on the M-NCPPC budget

June Worksession: Review of applications for Boards and Committees

June Regular Meeting: Reappoint all Boards and Committees with an effective day of July 1

June Regular Meeting: Proclamation for Pride Month

October, first regular meeting: Proclamation for Indigenous Peoples' Day

Early Fall: Annual presentation from SHA on projects in the City (schedule prior to CTP discussion)

Fall: Annual police agency presentation

November, first regular meeting: Proclamation for Small Business Saturday

December: Approval of Annual Retreat agenda

### **MASTER LIST**

2020 Quarterly Financial Presentations: ~~January 28, April 28, August 11~~, November 10

01-23-19: Information Report: Actions taken to mitigate the discharge of sump pump water runoff – Steve Halpern, City Engineer

Discussion of security at City buildings and cyber security – Scott Somers, City Manager

07-09-19: Input from staff and the Airport Authority about the GAO study on helicopters in the City and helicopter noise in the region (15)

10-01-19: Discussion of signing on to the principles of the Maryland Advocates for Sustainable Transportation – request of Mayor Wojahn

10-15-19: Greater utilization of APC to review projects that are coming to Council

Discussion of additional roadway connectivity between City neighborhoods - AND – Find options to reduce traffic on our major roadways (include Complete Streets) (40)  
Terry Schum, Director of Planning; Steve Halpern, City Engineer; Robert Marsili, Director of Public Works

01-07-20: Award of contract for final design of Duvall Field – Terry Schum, Director of Planning

02-04-20: Follow up discussion on certain events held in the City (Veterans and Memorial Day events, MLK Tribute and Blues Festival)

Consideration of a Property Use Agreement and support for a liquor license transfer from Milkboy to “Crab and Turtle” – Bob Ryan, Director of Public Services (20)

01-29-20: Discussion of the decennial redistricting and of establishing a redistricting commission (standard census tabulation for voting districts will occur prior to general release and no later than April 1, 2021) – schedule for fall - DELAYED

04-21-20: Follow-up discussion on a City Youth Advisory Committee – Kiaisha Barber, Director of Youth, Family and Senior Services

Review of proposal for a pilot program for a rebate to homeowners for installation of residential security camera systems - Bob Ryan, Director of Public Services (20)

05-05-20: Information Report on Edgewood Road Right-Of-Way at intersection with US 1 – Terry Schum and Steve Halpern

Discussion of goals and purpose for City Events, and criteria for evaluating City Events (30)

Discussion of the process/technology for enforcing permit parking zones

Discussion of a policy/ordinance for City trails addressing eScooters and eBikes (20) – Terry Schum, Director of Planning

Applications for Small Cell installations

Discussion on the recommendation to form an ad hoc committee regarding the future of Amherst Avenue (Frog Pond) – Terry Schum, Director of Planning (15)

Approval of an update to the City Manager’s contract (20-G-105)

07-07-20: Continue the conversation of race and equity in the City

07-14-20: Comments to the County task force about No-Knock Warrants