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FIFTH AMENDMENT TO THIRD AMENDED LOCAL EMERGENCY DIRECTIVE

WHEREAS, on June 3, 2020, Texas Governor Greg Abbott issued Executive Order No. 26 ("GA-26") whereby the Governor introduced Phase III to open Texas; and

WHEREAS, this Amendment ("Amendment No. 5") is intended to amend the Mayor's Third Amended Local Emergency Directive to initiate a safe re-opening of some City facilities as permitted by the Governor's Executive Orders; and

WHEREAS, all other provisions in the City's Third Amendment to Local Emergency Directive issued on April 29, 2020, including the First, Second, Third and Fourth Amendments to the same, that have not been amended or superseded shall remain in full force and effect; and

NOW THEREFORE, BE IT PROCLAIMED BY THE MAYOR OF THE CITY OF EL PASO, TEXAS, PURSUANT TO THE AUTHORITY VESTED BY TEXAS GOVERNMENT CODE CHAPTER 418, HEREBY FINDS AND DIRECTS:

1. That SECTION 2 (Restricted Activities), Paragraphs a and c be amended to read as follows:

   a. **City Facilities**. Despite budget and staffing shortfalls caused by COVID-19, the City will begin a safe and phased reopening of some City facilities. Beginning immediately, the City Manager, in compliance with the Governor's Executive Orders and corresponding Minimum Standard Health Protocols, may designate which and how parks and recreational areas and facilities, including City tennis courts, City basketball courts, public swimming pools, splash pads, the zoo, public museums and public libraries will open. See **Exhibit V**, Minimum Standard Health Protocols for Parks, Beaches, Bodies of Water. For clarity, beginning June 8, 2020, all City parks will open but playgrounds and fitness equipment within City parks will remain closed.

   c. Individuals may engage in outdoor sports, provided that participants follow the Governor's applicable Minimum Standard Health Protocols. See **Exhibit JJ,** Minimum Standard Health Protocols for Adult Recreational Sports Operators and Adult Recreation Sport Participants. For clarification, the use of all open City or private and public golf courses and tennis courts and fishing is permitted provided that the guidelines as outlined in **Exhibit E** and **Exhibit F** are followed. See **Exhibit E**, El Paso Local Health Authority Golf/Tennis Guidelines, and **Exhibit F,** Minimum Standard Health Protocols for Outdoor Sports Participants, Third Amendment to Local Emergency Directive.

2. **Except as amended herein, the April 29, 2020, Third Amendment to Local Emergency Directive, April 30, 2020 First Amendment, May 7, 2020 Second Amendment, May 21, 2020 Third Amendment, or May 28th Fourth Amendment to the same, shall otherwise remain in full force and effect unless superseded by a conflicting provision herein or by state or federal law or order.**

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3. Except as specifically stated herein, or unless the openings detailed herein are delayed pursuant to a subsequent Executive Order or Proclamation by the Texas Governor, this Amendment No. 5 shall take effect immediately.

DIRECTED this the 5th day of June, 2020.

CITY OF EL PASO, TEXAS

Dee Margo
Mayor of the City of El Paso

ATTEST:

Laura D. Prine
City Clerk

APPROVED AS TO FORM:

Karla M. Nieman
City Attorney