

AGENDA ITEM SUMMARY SHEET

Agenda of:

Submitted by:

Sponsored by:

Reviewed by:

Routing Authorized:

A brief synopsis and explanation of the following:

FUNDING SOURCE:

Associated Costs:

**If Cost will continue, write "indefinite" and list project annual cost.*

RESOLUTION

Sponsored by: Mayor William S. Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Purchasing Agent is authorized to execute, for and on behalf of the City of Mobile, a purchase order to the indicated vendor in the approximate amount stated, and to approve the supporting bid award if required, for the following requisition as indicated below and attached herein:

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>10071</u>	2020	(2560) PROCUREMENT	COVID 19 TEST KITS	\$36,000.00	<u>(296495) DOCRX, INC</u>

BE IT FURTHER RESOLVED THAT the City Council of the City of Mobile, Alabama, finds that this resolution is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council.

Adopted:

City Clerk

Bill To ACCOUNTS PAYABLE P O BOX 389 MOBILE, AL 36601 vendorinvoices@cityofmobile.org	Requisition 00010071-00 FY 2020 PO 20009478 Acct No: 1000.10.90.9000.9000.9000.0000.0000.44020. Review: Buyer: 9105fola Status: Converted	Page 1
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Vendor
DOCRX, INC
4636 BIT & SPUR ROAD

Ship To
FIRE CENTRAL SUPPLY
2851 OLD SHELL ROAD

MOBILE, AL 36608

MOBILE, AL 36607
ANNE@CITYOFMOBILE.ORG

Tel#251-342-9477
Fax 866-750-1975

Deliver To
FIRE CENTRAL SUPPLY
2851 OLD SHELL ROAD

MOBILE, AL 36607

Date Ordered	Vendor Number	Date Required	Ship Via	Terms	Department
04/17/20	296495				PROCUREMENT

LN	Description / Account	Qty	Unit Price	Net Price
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General Notes

PER YOUR QUOTE DATED 4/17/20.
PREPARED BY M. WINTERS.

If you have any questions concerning this quote, please contact Mae winters
at maewinters@docrx.com or 251.300.0292

001	TEST BLOOD, CORONACHEK COVID-19 IgG/IgM RAPID TEST KIT (WHOLE BLOOD/SERUM/PLASMA).	3000.00 EACH	12.00000	36000.00
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1	1000.10.90.9000.9000.9000.0000.0000.44020. E G-COVID19 .CATEGORY B.SUPPLIES .			36000.00
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Ship To
FIRE CENTRAL SUPPLY
2851 OLD SHELL ROAD
MOBILE, AL 36607

Deliver To
PROCUREMENT
205 GOVERNMENT STREET
4TH FLR S TOWER ROOM 408
MOBILE, AL 36644

[Requisition Link](#)

Requisition Total

36000.00

***** Project Ledger Summary Section *****

Bill To ACCOUNTS PAYABLE P O BOX 389 MOBILE, AL 36601 vendorinvoices@cityofmobile.org	Requisition 00010071-00 FY 2020 PO 20009478 Acct No: 1000.10.90.9000.9000.9000.0000.0000.44020. Review: Buyer: 9105fo1a Status: Converted	Page 2
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Date Ordered	Vendor Number	Date Required	Ship Via	Terms	Department
04/17/20	296495				PROCUREMENT

LN	Description / Account	Qty	Unit Price	Net Price
	Account		Amount	Remaining Budget
E	G-COVID19 .CATEGORY B.SUPPLIES .		36000.00	.00

***** General Ledger Summary Section *****

Account	Amount	Remaining Budget
1000.10.90.9000.9000.9000.0000.0000.44020.	36000.00	2211399.98
CITY HALL OVERHEAD EXP		OPERATING SUPPLIES

***** Approval/Conversion Info *****

Activity	Date	Clerk	Comment
Approved	04/17/20	DONALD ROSE	Auto approved by: 9105fo1a
Approved	04/17/20	ANNE FOLEY	
Approved	04/17/20	JOHN PAINE	Auto approved by: 9105fo1a
Approved	04/17/20	SHERRY HORTON	Auto approved by: 910518653
Approved	04/17/20	TAYLOR HARRIS	
Approved	04/17/20	REBECCA CHRISTIAN	Auto approved by: 910518653
Approved	04/17/20	RANDY THREADGILL	Auto approved by: 910518653
Approved	04/17/20	DONNA MICHELE STANLEY	Auto approved by: 910516727
Approved	04/17/20	DONALD ROSE	Approved by: 9105fo1a
Approved	04/17/20	BOBBY IRBY	Auto approved by: 910516727
Approved	04/17/20	JOHN PAINE	Auto approved by: 910516727

Authorized By: _____ Date: _____
 Signature



STATE OF ALABAMA
PROCLAMATION
BY THE GOVERNOR

WHEREAS, on March 13, 2020, I declared the existence of a state public health emergency based on the appearance of the 2019 novel coronavirus known as COVID-19 in the State of Alabama;

WHEREAS that initial proclamation included provisions designed to assist in preventing the spread of COVID-19 and in mitigating the consequences of COVID-19;

WHEREAS, on March 16, 2020, President Donald J. Trump and the Centers for Disease Control and Prevention ("CDC") issued the "15 Days to Slow the Spread" guidance advising individuals to adopt far-reaching social-distancing measures, such as working from home and avoiding gatherings of more than 10 people; and

WHEREAS new implications of COVID-19 come to light on a continual basis, requiring flexibility and adaptability by all levels of government within the State of Alabama;

NOW, THEREFORE, I, Kay Ivey, Governor of the State of Alabama, pursuant to relevant provisions of the Alabama Emergency Management Act of 1955, as amended, Ala. Code §§ 31-9-1 *et seq.*, do hereby proclaim the existence of conditions that warrant implementation of additional extraordinary measures and relief during the state health emergency now in effect in order to guard public health and protect human life. I therefore proclaim and direct all of the following:

I. Rescheduling of the March 31, 2020, Primary Runoff Election

I find that conducting the primary runoff election currently scheduled for March 31, 2020, poses a serious public-health threat because there is not enough time before then to implement best practices for safely conducting an election under conditions related to COVID-19. To that end:

- A. The primary runoff election scheduled for March 31, 2020, is hereby rescheduled to July 14, 2020.
- B. Nothing in this section shall be construed to alter, amend, or modify any other provision of state law regarding the conduct of this primary runoff election. The Secretary of State and appropriate election officials shall take all reasonable efforts to publicize voter registration and absentee-voting opportunities.
- C. The Secretary of State shall amend his Administrative Calendar to reflect the rescheduled primary runoff date and provide a copy to all appropriate election officials via certified mail and email. The Secretary of State shall also provide an amended copy of the Alabama Fair Campaign Practices Act filing calendar to all

candidates and committees participating in the rescheduled primary runoff election.

II. School Closures

This supplemental proclamation shall ratify my previous order, issued orally on March 13, 2020, requiring the closure of all K-12 public schools at the end of the day Wednesday, March 18, 2020, with reopening scheduled for the start of school on Monday, April 6, 2020, should circumstances permit. Nothing in this section shall supersede any decision or order issued prior to the date of this supplemental proclamation that require school closures to a greater extent than required by this section. The State Superintendent of Education and State Health Officer shall consult with one another on a continuing basis and provide recommendations to me, as warranted, regarding the opening or closure of schools in response to COVID-19.

III. Open Meetings Act

I find that the government response to COVID-19 requires a careful balance between concerns for public health and safety (including the effectiveness of COVID-19 mitigation strategies), for the continued operations of governmental body, and for the right of the public to the open conduct of government. To that end:

- A. Notwithstanding any provision of the Open Meetings Act, members of a governmental body may participate in a meeting—and establish a quorum, deliberate, and take action—by means of telephone conference, video conference, or other similar communications equipment if:
 - 1. Any deliberation conducted, or action taken, during the meeting is limited to matters within the governmental body's statutory authority that is (a) necessary to respond to COVID-19 or (b) necessary to perform essential minimum functions of the governmental body; and
 - 2. The communications equipment allows all persons participating in the meeting to hear one another at the same time.
- B. Governmental bodies conducting a meeting pursuant to this section are encouraged, to the maximum extent possible, to use communications equipment that allows members of the public to listen to, observe, or participate in the meeting.
- C. No less than twelve hours following the conclusion of a meeting conducted pursuant to this section, a governmental body shall post a summary of the meeting in a prominent location on its website—or, if it has no website, in any other location or using any other method designed to provide reasonable notice to the public. The summary shall recount the deliberations conducted and the actions taken with reasonable specificity to allow the public to understand what happened.
- D. Nothing in this section shall be construed to alter, amend, or modify any other provision of the Open Meetings Act, including the notice requirements found in section 36-25A-3 and the enforcement, penalty, and remedy provisions found in section 36-25A-9. Any action or actions taken in violation of paragraph A will be deemed invalid.
- E. To the maximum extent possible, the terms used in this section shall have the same meaning as the terms defined in section 36-25A-2 of the Open Meetings Act.

IV. Procurement of emergency-related supplies

I find that state agencies and local awarding authorities may be required to procure goods or services to properly and adequately respond to the public health threat posed by COVID-19. Therefore, my emergency proclamation dated March 13, 2020, shall satisfy the notice and writing requirements of the emergency provisions found in sections 41-16-23 and 41-16-53 of the competitive bid law. I hereby authorize state agencies and local awarding authorities to enter into contracts for goods and services without public advertisement to the extent necessary to respond to COVID-19. State agencies and local awarding authorities shall maintain accurate and fully itemized records of all expenditures made pursuant to this section.

V. Reimbursement for certain state employees

I proclaim that it is fair, reasonable, and appropriate that those State of Alabama employees who are required to perform response services away from their home base of operations be reimbursed for the actual expenses they incur while performing these services on behalf of the State of Alabama. Therefore, I authorize the reimbursement of actual and necessary expenses, as prescribed by the Fiscal Policies and Procedures Manual, for state employees who have been, are being, or may be called away from their home base in response to this state of emergency. All such claims for expense reimbursement must be reasonable and must be certified as such by the employee's agency head or appointing authority.

FURTHER, to the extent a provision of this supplemental proclamation conflicts with any provision of state law, such law is hereby suspended for the duration of this state of emergency, and this proclamation shall control.

FURTHER, I declare that this proclamation and all subsequent orders, laws, rules, or regulations issued pursuant hereto shall remain in full force and effect for the duration of the public health emergency unless rescinded or extended by proclamation.

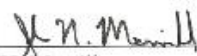


IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal to be affixed by the Secretary of State at the State Capitol in the City of Montgomery on this 18th day of March, 2020.



Kay Ivey
Governor

ATTEST:



John H. Merrill
Secretary of State



STATE OF ALABAMA
PROCLAMATION
BY THE GOVERNOR

WHEREAS the Alabama Emergency Management Act of 1955, as amended, confers upon the Governor the power to proclaim a state of emergency when a public health emergency has occurred or is reasonably anticipated in the immediate future, *see* Ala. Code § 31-9-8;

WHEREAS the State Health Officer has reported the appearance of the 2019 novel coronavirus known as COVID-19 in the State of Alabama; and

WHEREAS the appearance of COVID-19 in the State indicates the potential of widespread exposure to an infectious agent that poses significant risk of substantial harm to a large number of people;

NOW, THEREFORE, I, Kay Ivey, Governor of the State of Alabama, on the recommendation of the State Health Officer and pursuant to relevant provisions of the Alabama Emergency Management Act of 1955, as amended, Ala. Code §§ 31-9-1 *et seq.*, do hereby declare that a state public health emergency exists in the State of Alabama. I direct the appropriate state agencies to exercise their statutory and regulatory authority to assist the communities and entities affected. I also direct the Alabama Department of Public Health and the Alabama Emergency Management Agency to seek federal assistance as may be available.

FURTHER, I hereby proclaim and direct all of the following:

I. Alternative standards of care

I find that COVID-19 cases could overwhelm the health care facilities and personnel of this State and undermine their ability to deliver patient care in the traditional, normal, and customary manner or using the traditional, normal, and customary standards of care. To that end:

- A. Health care facilities that have invoked their emergency operation plans in response to this public health emergency may implement the "alternative standards of care" plans provided therein, and those alternative standards of care are declared to be the state-approved standard of care in health care facilities to be executed by health care professionals and allied professions and occupations providing services in response to this outbreak.
- B. These alternative standards of care shall serve as the "standard of care" as defined in section 6-5-542(2), Code of Alabama, for the purposes of section 6-5-540 *et seq.* The "degree of care" owed to patients by licensed, registered, or certified health care professionals for the purposes of section 6-5-484 shall be the same degree of care set forth in the alternative-standards-of-care plans. To the extent that the provisions of section 6-5-540 *et seq.* are inconsistent with this order, those provisions are hereby suspended.

- C. All health care professionals and assisting personnel executing the alternative-standards-of-care plans in good faith are hereby declared to be "Emergency Management Workers" of the State of Alabama for the purposes of Title 31 of the Code of Alabama.
- D. The State Health Officer shall inform members of the public on how to protect themselves and on the actions being taken in response to this public health emergency.
- E. Any person suspected or confirmed as having COVID-19 shall obey the instructions given or communicated by the State Health Officer, or his designee, to prevent the spread of disease pursuant to section 22-11A-7, Code of Alabama. Instructions may include, but are not limited to, specific directions to be followed related to necessary self-monitoring, quarantine, and isolation. I direct all relevant state agencies to consult with the State Health Officer and provide all appropriate assistance to assure compliance with such instructions.

II. Price gouging

In accordance with sections 8-31-1 through 8-31-6 of the Code of Alabama, all persons are hereby placed on notice that it is unlawful for any person within the State of Alabama to impose unconscionable prices (i.e., to engage in "price gouging") for the sale or rental of any commodity or rental facility during the period of a declared state of emergency.

III. School closures

Any affected school system that is closed as a direct result of its response to COVID-19 and that loses student days or employee days, or both, may appeal to the State Superintendent of Education for relief in fulfilling the local school calendar with respect to student days or employee days, or both, with no loss of income to employees. *See Ala. Code § 16-13-231(b)(1)c.2.*

IV. State-government office closures

State government offices may be closed at the direction of the Governor. State agency heads will receive instructions from the Governor's Office or the State Personnel Director if closures are authorized.

V. Waiver of certain federal hours-of-service requirements

Pursuant to 49 C.F.R. § 390.23, this declaration of a state of emergency facilitates a waiver of certain regulations of the U.S. Department of Transportation-Federal Motor Carrier Safety Administration (FMCSA), including 49 C.F.R. Part 395 (Hours of Service for Drivers), as it relates to the provision of emergency-or disaster-related materials, supplies, goods, and services. This waiver shall terminate at the earliest of (1) the conclusion of the motor carrier's or driver's direct assistance in providing emergency relief; (2) 30 days from the initial declaration of emergency; (3) the issuance of a proclamation terminating this State of Emergency; or (4) any other time dictated by the FMCSA's regulations. Motor carriers that have an out-of-service order in effect may not take advantage of the relief from regulation that this declaration provides under 49 C.F.R. § 390.23.

FURTHER, I declare that this proclamation and all subsequent orders, laws, rules, or regulations issued pursuant hereto shall remain in full force and effect for the duration of the public health emergency unless rescinded or extended by proclamation.



IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal to be affixed by the Secretary of State at the State Capitol in the City of Montgomery on this 13th day of March, 2020.



Kay Ivey
Governor

ATTEST:



John H. Merrill
Secretary of State

RESOLUTION & PROCLAMATION OF EMERGENCY

Sponsored by: Mayor William S. Stimpson

WHEREAS, the Centers for Disease Control (CDC) has declared the coronavirus a pandemic and recommended the implementation of extraordinary policies and procedures to protect public health and welfare; and

WHEREAS, the coronavirus pandemic presents a national, state and local public health emergency, as defined in ALA CODE Section 31-9-3 (4), which, due to its unique nature, is outside the scope of the City of Mobile Civil Emergency provisions, City Code Chapter 39, Article II, Division 2, Sections 39-84 et seq., and City of Mobile Human Resources Policy, Disaster or Emergency Days, Policy #HR-002-06 which addresses hurricanes and other natural or manmade calamities; and

WHEREAS, the City Council, as the governing body of the City of Mobile, is authorized to provide for the health and safety of persons and property, under ALA CODE Section 31-9-10(b)(1), and to provide for the safety, and preserve the health of the inhabitants of the municipality, pursuant to Section 11-45-1;

WHEREAS, the City Council finds and declares that it is in the best interest of the City to adopt policies and procedures consistent with CDC directives to prepare and protect the City of Mobile from dangers arising from this unprecedented pandemic;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, HEREBY DECLARES AND RESOLVES AS FOLLOWS:

1. That the City Council, on recommendations and findings of the State Health Officer and the Proclamation of Emergency by Governor Kay Ivey adopted March 13, 2020, does hereby declare that a public health emergency exists in the City of Mobile.
2. That the CDC declaration of a pandemic constitutes an emergency, which invokes the City's authority to make emergency purchases and enter contracts for public works as authorized by the Competitive Bid Law, ALA CODE Section 41-16-53, and Public Works Law, ALA CODE Section 39-2-2(e).
3. That members of the public who have been diagnosed with COVID-19, who have family members who have been so diagnosed, who are showing symptoms of COVID-19 or know themselves to have been otherwise exposed, are prohibited from attending public meetings.
4. That special recognition of organizations, athletic teams, and other non-business functions that bring large numbers of citizens to meetings are temporarily suspended.

5. That the Mayor is authorized to cooperate with local health officials to make City property available for use as mobile coronavirus testing sites.
6. That the purchasing agent and other City officials as appropriate are authorized to make emergency purchases of goods and services as authorized by the Competitive Bid Law and Public Works Law.
7. That, in the event the City Council due to lack of a quorum or some other unforeseen reason, is unable to conduct its regularly scheduled meeting, the Council President, or, in his absence, the Council Vice-President may authorize City contracts and purchases, which authorization must be ratified at the next following Council meeting.
8. That the Mayor is authorized, as necessary, to issue orders to prohibit price gouging, to impose curfews, and to effect such other purposes as are imminently necessary for the protection of life and property.
9. This Proclamation and Resolution shall remain in effect for the duration of the State of Alabama Emergency Order.

Adopted: March 17, 2020



City Clerk