



# **COVID-19 Response + Recovery**

***Cross-Functional Team Update***

**2.27.23**

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# 1. Overview

Tommy Gonzalez



# 2. City Attorney Overview

February 27, 2023

Overview

City Attorney Overview

1. State Disaster Declaration
2. Emergency Ordinances
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4. Additional Updates

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Karla Nieman

# State Disaster Declaration



\*Anticipate Governor Abbott will renew his Disaster Declaration March 16, 2023.




# Emergency Ordinances

Ordinance	Adoption Date	Most Recent Re-enactment	Expires
<b>Disaster Declaration</b> Ord. No. 019035	3/17/2020	1/30/2023	3/1/2023
<b>Emergency Measures</b> Ord. No. 019036	3/17/2020	1/30/2023	3/1/2023
<b>Public Right of Way</b> Ord. No. 019241	10/11/2021	1/30/2023	3/1/2023

# Greg Abbott, in his official capacity as Governor of Texas v. City of El Paso & Statewide Mask Mandate Litigation

## Texas Courts of Appeal

Three concentric semi-circles on the left side of the table. The outermost is orange, the middle is blue, and the innermost is orange.

4 <sup>th</sup> Tex. App.	<ul style="list-style-type: none"><li>• Abbott v. City of San Antonio</li></ul>
5 <sup>th</sup> Tex. App.	<ul style="list-style-type: none"><li>• Abbott v. Clay Jenkins</li></ul>
8 <sup>th</sup> Tex. App.	<ul style="list-style-type: none"><li>• Abbott v. City of El Paso</li></ul>

# Statewide Mask Mandate Litigation Texas Supreme Court Oral Arguments

- On February 22, 2023, Texas Supreme Court heard oral arguments on four similar cases including *Abbott v. San Antonio*, and *Abbott v. Clay Jenkins*
- The Court considered the limits of the governor's authority under the Texas Disaster Act
- Court requested parties submit supplemental briefs
- No ruling has been issued





# Additional Updates- Federal Emergency Declaration

- HHS announced its decision to allow the public health emergency to expire on May 11, 2023.
- Consequently, the Title 42 litigation will be moot
- The U.S. Supreme Court has removed previously scheduled Title 42 litigation from its oral arguments calendar



# Texas Supreme Court Final General Emergency Orders Regarding the COVID-19 State of Disaster

- On January 27, 2023, the Texas Supreme Court issued its Final General Emergency Order Regarding the COVID-19 State of Disaster
  - Continues allowing courts to use reasonable efforts to conduct proceedings remotely
  - Effective as of February 1, 2023 and remains until March 1, 2023



# Additional Updates –COVID-19 Prosecution Update

**Trial Settings on COVID-19 Citations through 1/25/2023 in all 5 Municipal Courts**

**437 Trial Settings**

**34 Trials  
(18 Guilty)**

**142  
Pleas**

**55 Reset**

**52  
Warrants**

**154  
Dismissed**





# 3. Team Lead Report



# **a. Health Focus**

**i- COVID-19 Update**

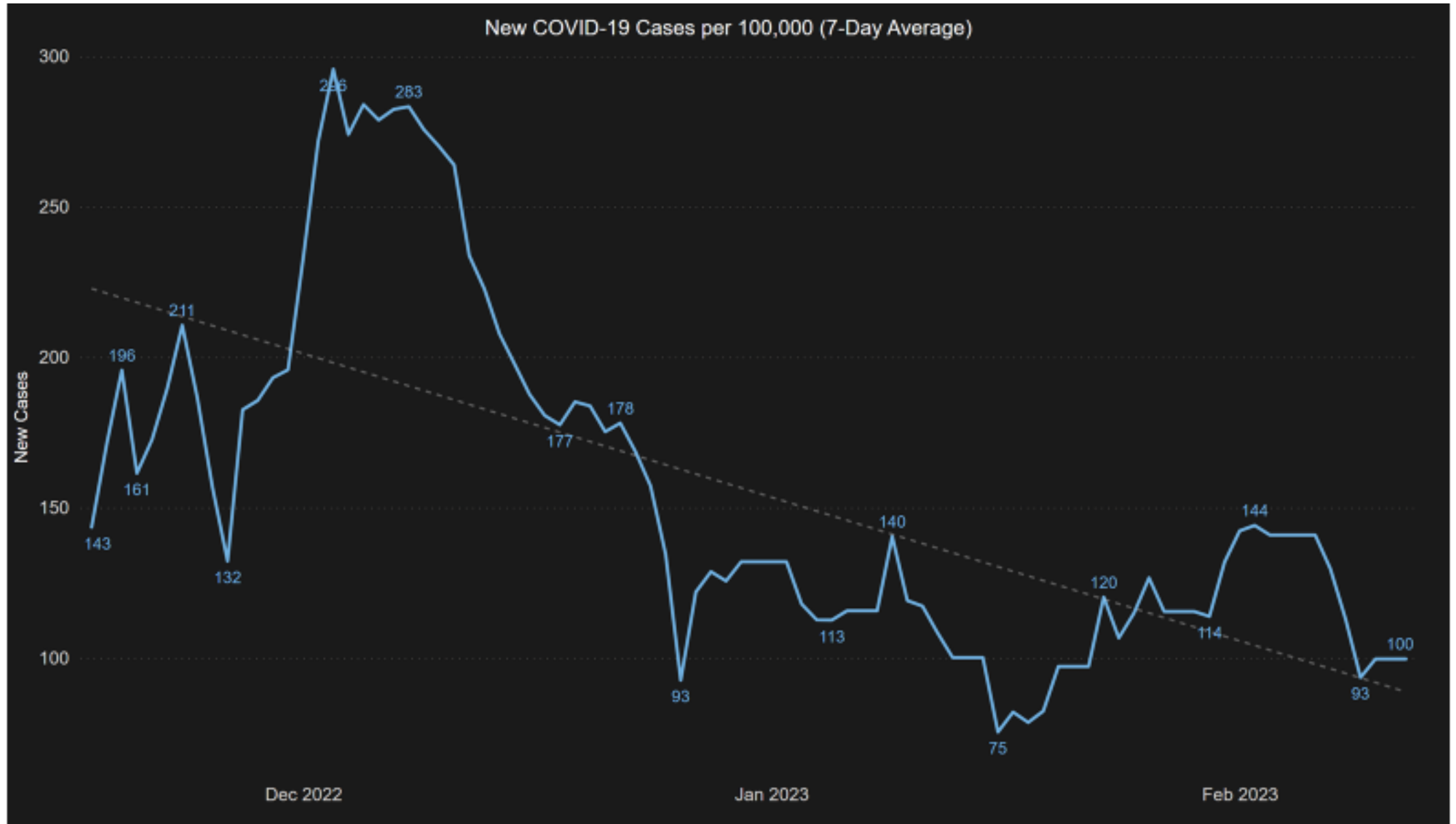
**ii- Influenza Update**

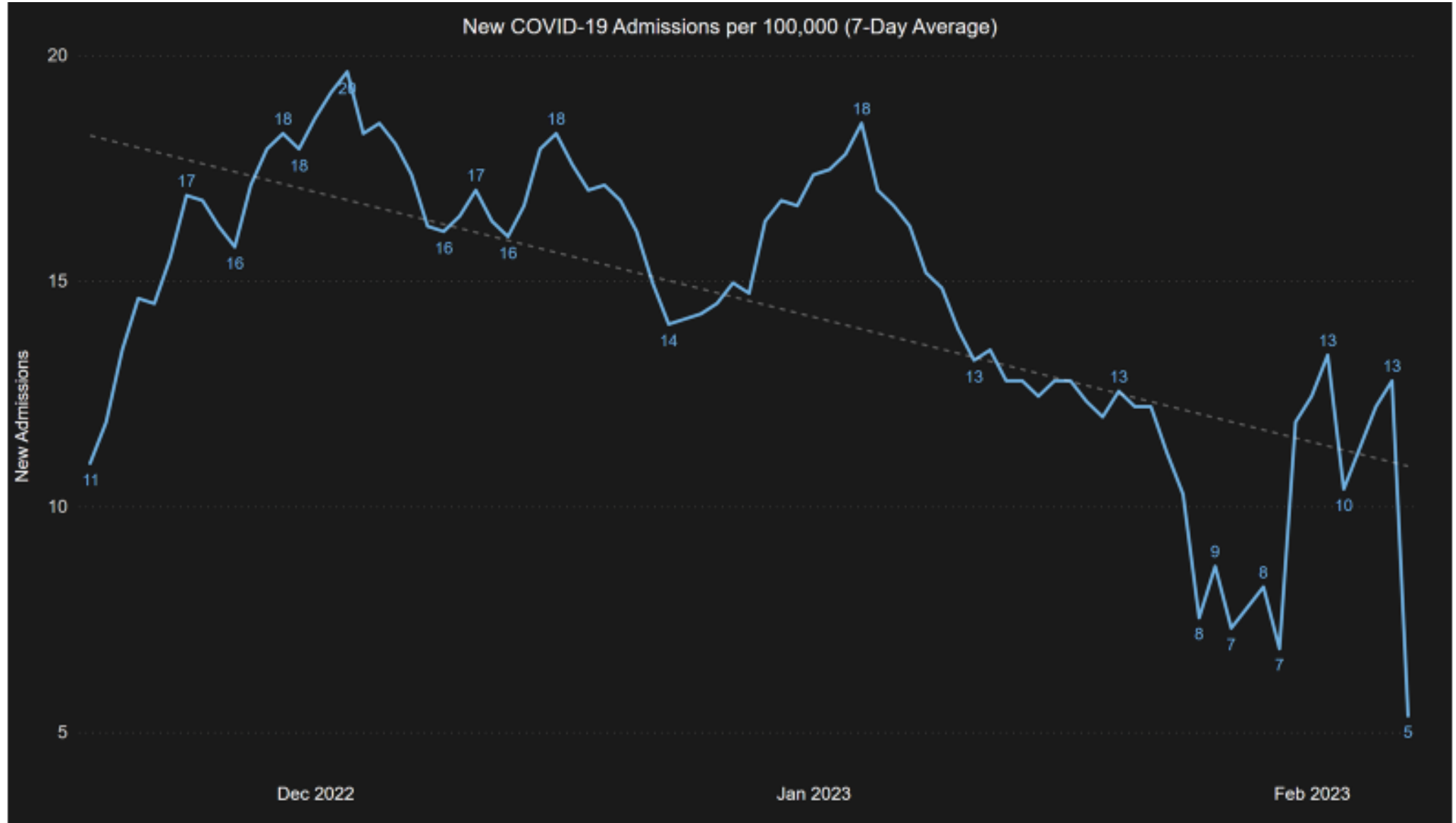
Hector I. Ocaranza, M.D.

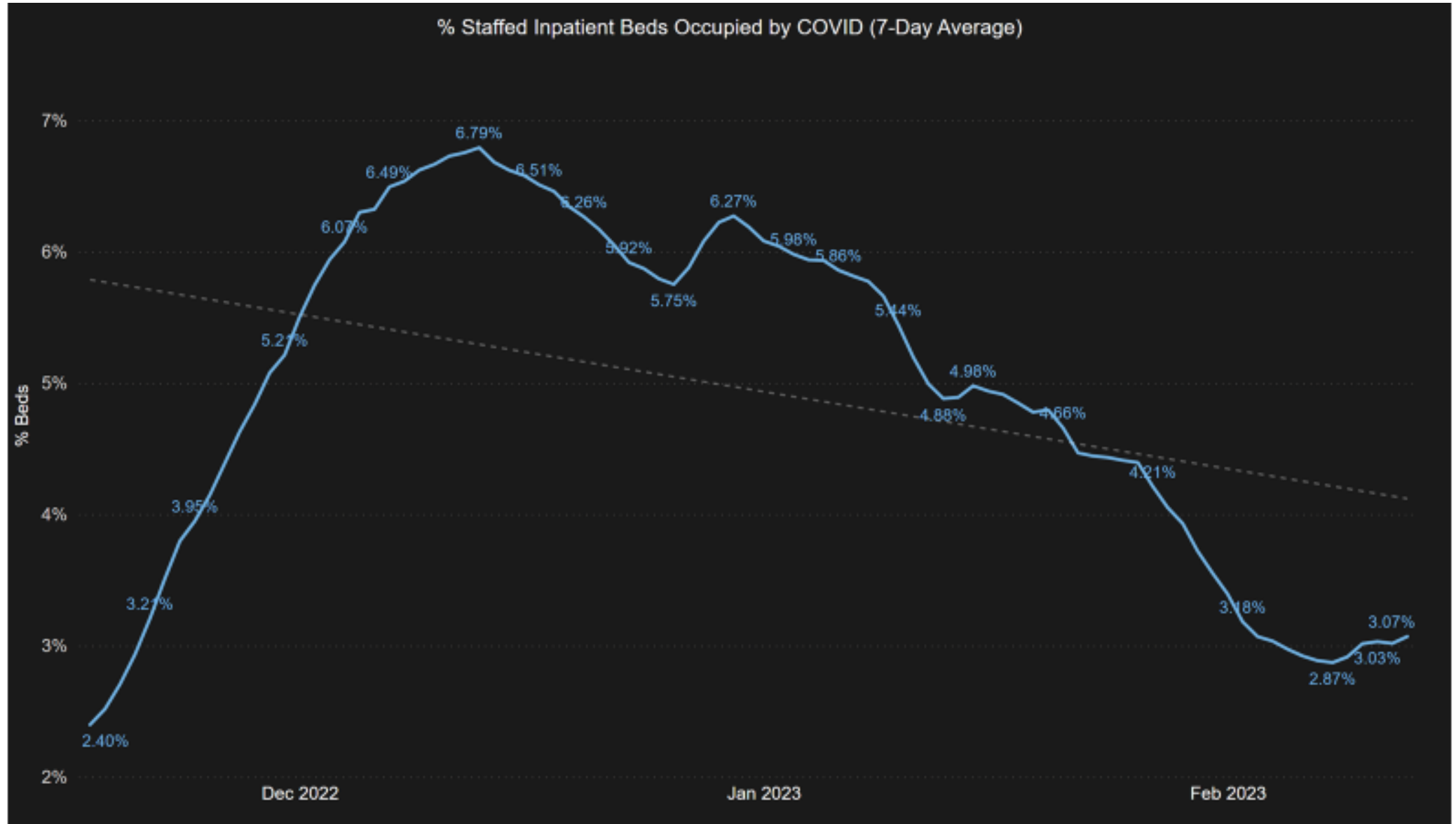
# COVID-19 Update

- Federal Public Health Emergency set to expire on May 11, 2023
- Currently at Low Community Level
- New Cases per 100,000 steadily in decline, have improved by over 40% from January
- New Hospital admissions have decreased by over 70% since the peak in January
- Percent of occupied staffed beds caring for COVID-19 patients dropped by over 50% from January peak
- Strongly recommend and encourage people to get the bivalent booster as a way to prevent hospitalization





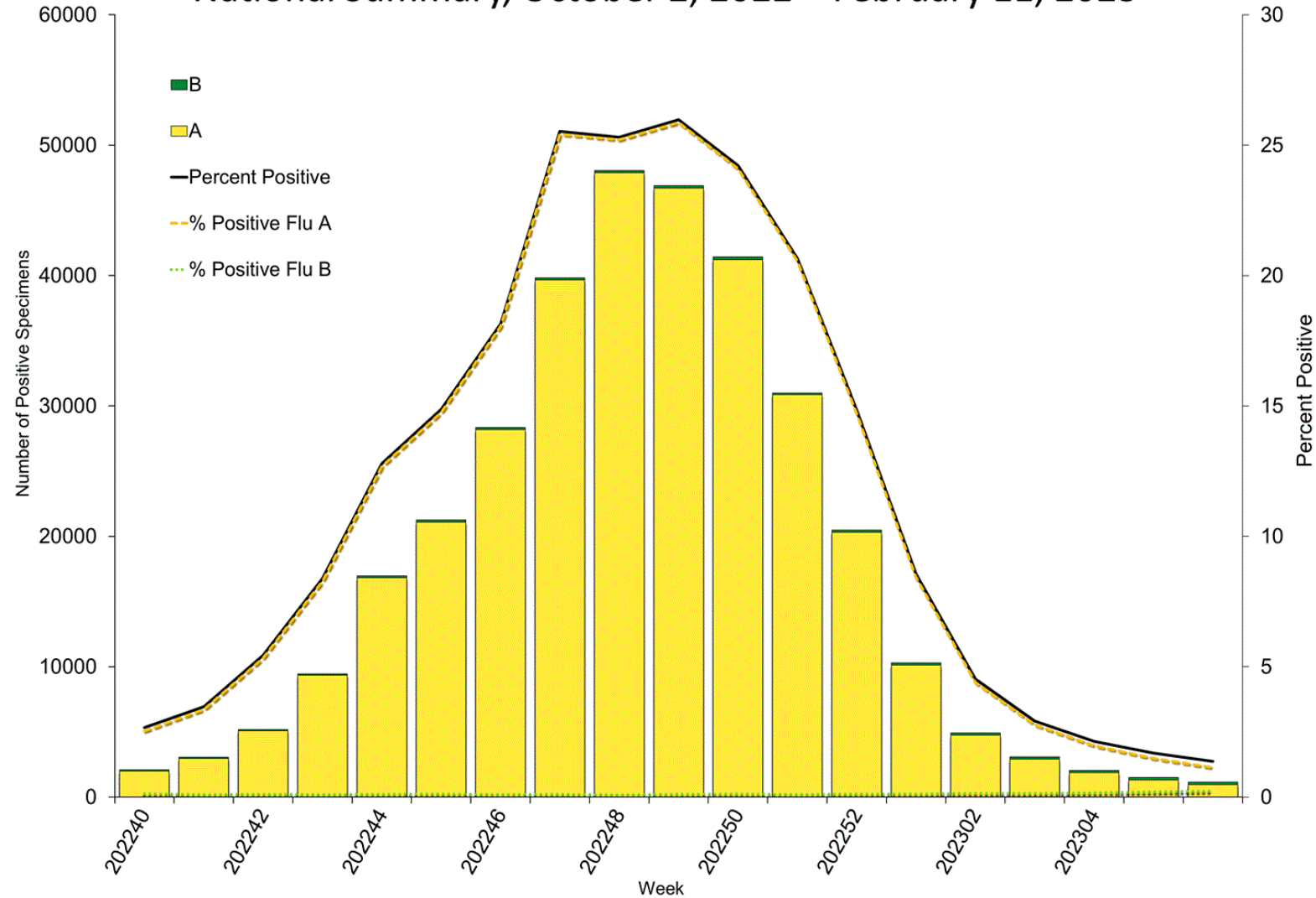




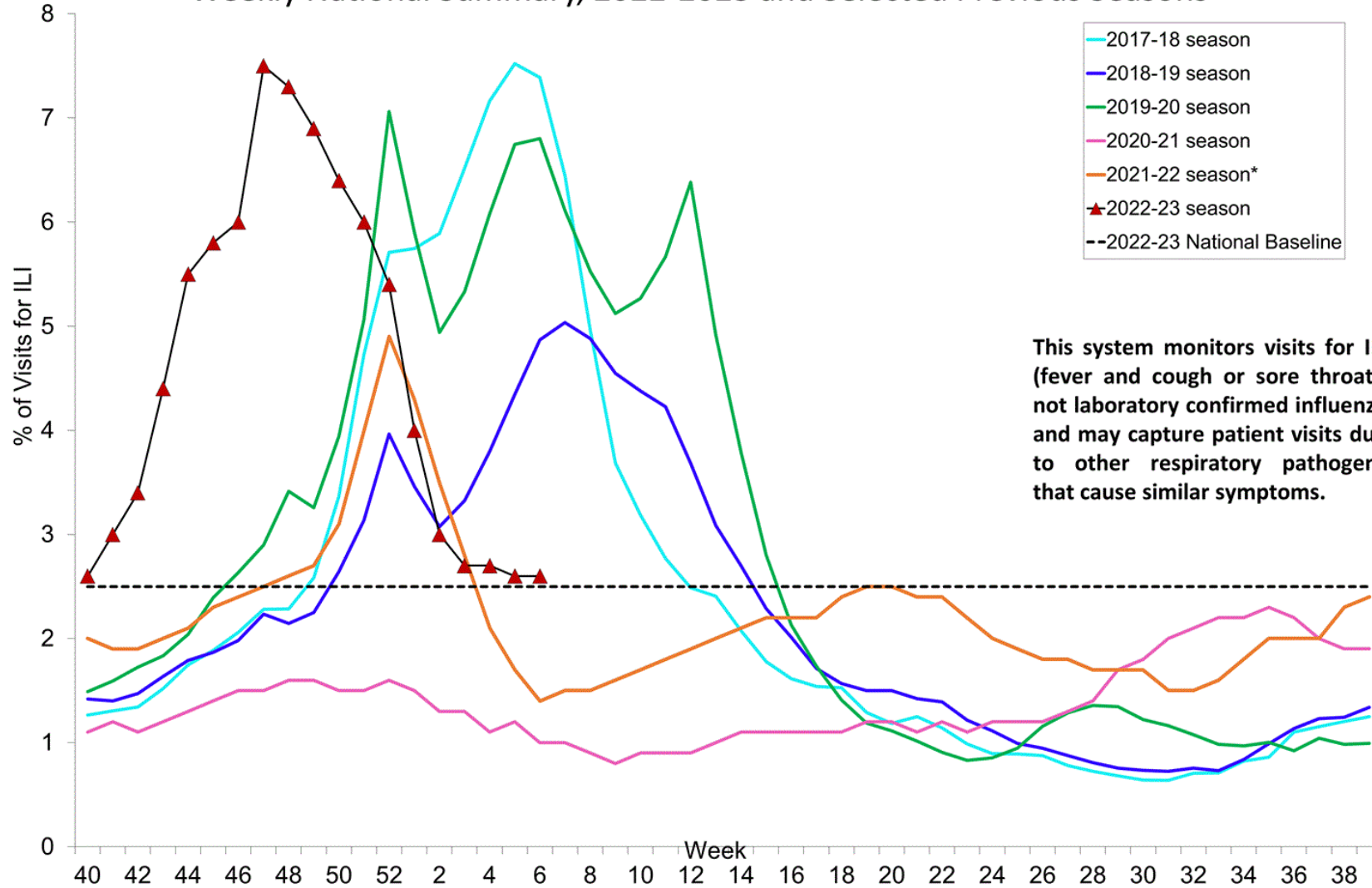
# Influenza

- Influenza activity is steadily decreasing across the country, state and our community
- Influenza A continue to be the predominant type
- As respiratory virus activity decline, Hospitals have not been constrained and are able to care for patients with other conditions through available staffed beds
- DPH continue recommending prevention. Staying healthy by knowing your risk of severe disease, controlling chronic conditions, visit your PCP for annual wellness exams and follow thru with all recommended preventive exams for early detection of conditions such as cancer.

## Influenza Positive Tests Reported to CDC by U.S. Clinical Laboratories, National Summary, October 2, 2022 – February 11, 2023



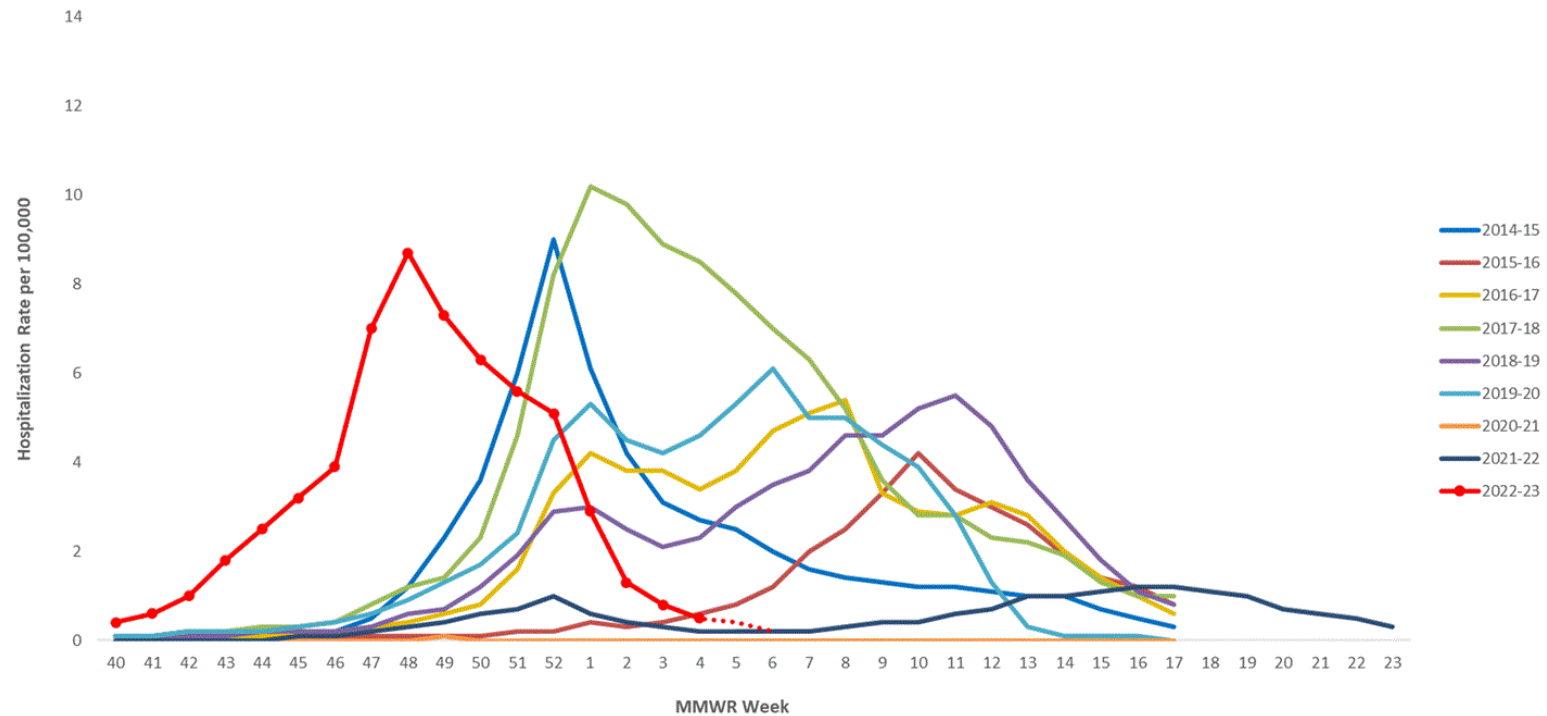
# Percentage of Outpatient Visits for Respiratory Illness Reported By The U.S. Outpatient Influenza-like Illness Surveillance Network (ILINet), Weekly National Summary, 2022-2023 and Selected Previous Seasons



This system monitors visits for ILI (fever and cough or sore throat), not laboratory confirmed influenza and may capture patient visits due to other respiratory pathogens that cause similar symptoms.

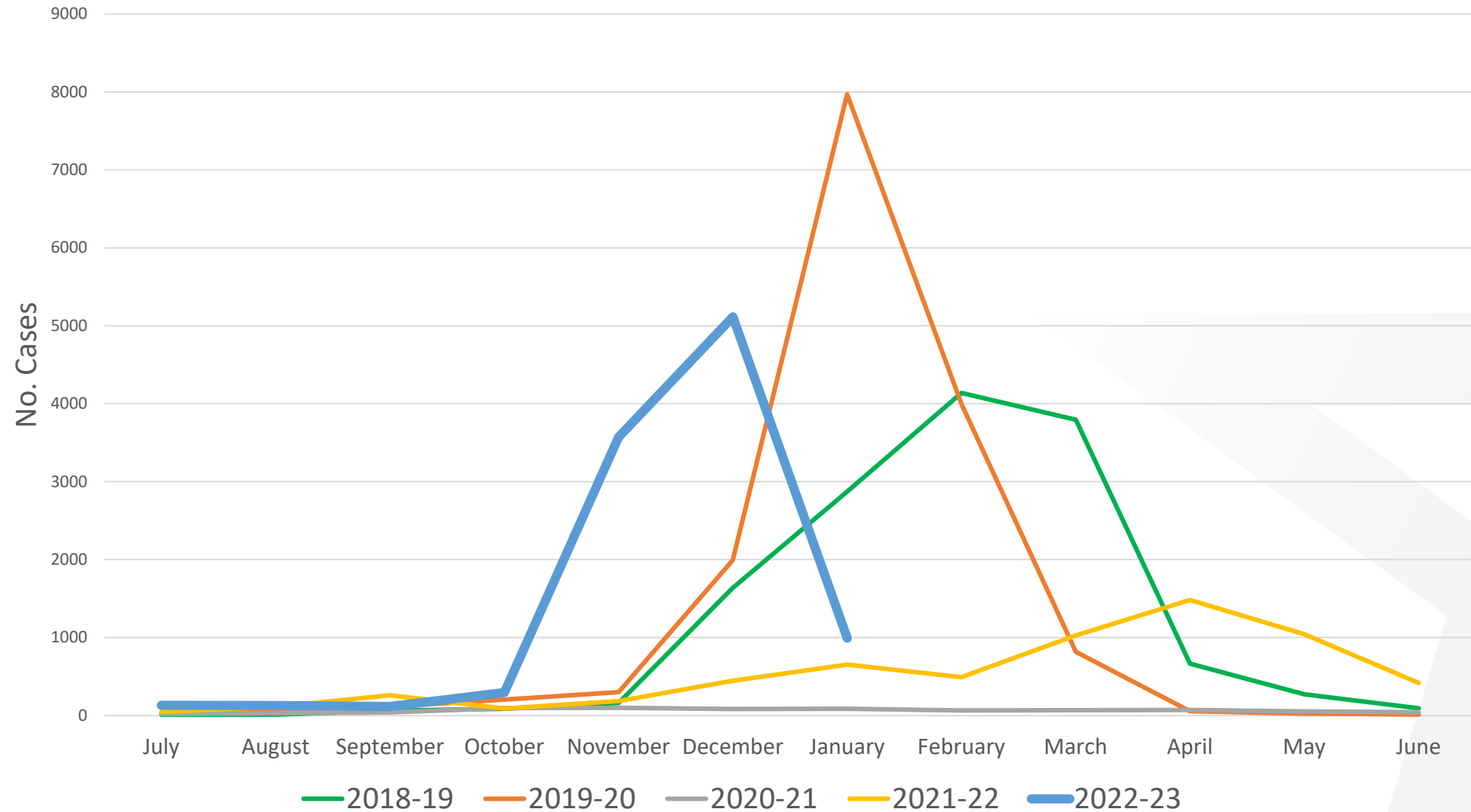


Weekly Rate of Laboratory-Confirmed Influenza Hospitalizations  
among cases of all ages, 2014-15 to 2022-23, MMWR Week 06



\*\*In this figure, weekly rates for all seasons prior to the 2022-23 season reflect end-of-season rates. For the 2022-23 season, rates for recent hospital admissions are subject to reporting delays and are shown as a dashed line for the current season. As hospitalization data are received each week, prior case counts and rates are updated accordingly.

## Influenza Activity 2018-23 El Paso, TX





# 4. City Manager Wrap-up

Tommy Gonzalez



**Thank you!**