



**CITY OF HARRISBURG
OFFICE OF THE MAYOR**

Mayoral Executive Order No. 1 – 2021

**EXECUTIVE ORDER OF
MAYOR PAPENFUSE, IN HIS OFFICIAL CAPACITY AS THE MAYOR
OF THE CITY OF HARRISBURG**

WHEREAS, I, Eric Papenfuse, Mayor of the City of Harrisburg, situated in Dauphin County, PA, having been duly vested with full Executive powers and authority for and on behalf of the City of Harrisburg, state and declare the following:

WHEREAS, the Charter of the City of Harrisburg provides for City governance to operate under the powers set forth in the Optional Third Class City Charter Law, Mayor-Council Plan A, wherein the structure of local government shall be separated into offices of Mayor, City Council, Controller and Treasurer; and

WHEREAS, Section 2-307.7 of the Harrisburg City Code provides that personnel administration for the City shall be vested in the Mayor and Department of the Administration, executed in accordance with procedures adopted by the Mayor; and

WHEREAS, a Mayoral Declaration of Public Health COVID-19 Disaster Emergency was issued on the 16th day of March, 2020, pursuant to the provisions of Section 7501 of the Pennsylvania Emergency Management Services Code, 35 Pa. C.S. § 7501; and

WHEREAS, the negative impacts of COVID-19 include a continuing growing threat to the full-time and part-time, management and non-management municipal employees; and

WHEREAS, I hereby find that widespread infection of COVID-19 amongst management and non-management municipal employees will curtail and cripple the City's ability to effectively respond to threats of public safety and public health and to provide other essential City services to the residents of the City of Harrisburg; and

WHEREAS, as of December 18, 2020, the United States Food and Drug Association (FDA) has authorized two vaccines for the prevention of COVID-19 pursuant to Emergency Use Authorization (EAU); and

WHEREAS, the FDA has stated the COVID-19 vaccines are safe and effective and the best way to protect individuals and those around them from serious illness; and

WHEREAS, the Commonwealth of Pennsylvania has established a phased approach for the distribution of the COVID-19 vaccine, with first responders (which includes police officers and firefighters) at the forefront in line for distribution; and

WHEREAS, I hereby find it is necessary and prudent for all City employees, especially those who interface with the public and other persons on a regular basis, to promptly receive the COVID-19 vaccine to prevent the infection of municipal employees and curb the spread of the virus to the community at large.

NOW, THEREFORE, I, Eric Papenfuse, the undersigned Mayor of the City of Harrisburg, Dauphin County, Pennsylvania, pursuant to and in furtherance of the Declaration of Public Health COVID-19 Disaster Emergency, in conjunction with the power and authority vested to me under the Third Class City Code and Optional Third Class Charter Law, do hereby immediately declare that all management and non-management municipal employees for the City of Harrisburg shall obtain a full and complete dose of an FDA authorized COVID-19 vaccine within a reasonable amount of time in accordance with the phased schedule established by the Commonwealth of Pennsylvania or first offered availability of the vaccine, whichever is sooner, and provide proof thereof.

AND SO NOW, I do hereby **ORDER AND DIRECT** that appropriate City personnel take all actions necessary to effectuate the foregoing.

FURTHER, nothing in this Declaration shall be construed to restrict or otherwise diminish any right under any federal, state or local law, the right to seek a legally, valid exemption to abstain from receiving a vaccine, and/or the right to a reasonable accommodation, if available.

This Executive Order shall take effect immediately.

IN WITNESS WHEREOF, I, ERIC PAPENFUSE, MAYOR OF CITY OF HARRISBURG have hereunto set my hand and seal this 12th day of January, 2021.

WITNESS:

[Handwritten signature]

[Handwritten signature]
ERIC PAPENFUSE
MAYOR OF CITY OF HARRISBURG

COMMONWEALTH OF PENNSYLVANIA :
COUNTY OF Dauphin :

On this, the 12th day of January, 2021, before me, a Notary Public, the undersigned officer, personally appeared **ERIC PAPENFUSE, Mayor of City of Harrisburg**, known to me (or satisfactorily proven) to be the person whose name is subscribed to the within instrument and acknowledged that they executed the same for the purposes therein contained.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

Commonwealth of Pennsylvania - Notary Seal
Katie V. Hicks, Notary Public
Dauphin County
My commission expires April 19, 2022
Commission number 1328529
Member, Pennsylvania Association of Notaries

[Handwritten signature]
NOTARY PUBLIC