



PUBLIC NOTICE

City Council Meeting

An EMERGENCY SESSION of the City Council of Falls City, OR will be held as follows:

Posted: 03/23/20- Frink's, City Hall, Community Center, Website

Meeting Date: Tuesday, March 24, 2020

Time: 1:00pm

Location: Telephonic

Dial-In Information: (425) 436-6370; Access Code 251514

AGENDA

1. CALL TO ORDER, ROLL CALL, PLEDGE OF ALLEGIANCE

Jeremy Gordon, Mayor ___ Dennis Sickles ___ Lori Jean Sickles ___

Jennifer Drill ___ Tony Meier ___ Cliff Lauder ___ TJ Bailey ___

2. MOTION TO ADOPT THE ENTIRE AGENDA

3. EMERGENCY BUSINESS

a. Need for Emergency Session:

Both the outbreak and response to the COVID-19 Pandemic has placed the Falls City Community and the world at great risk. While the symptoms are rarely life threatening in healthy adults, our most vulnerable populations are less lucky. States of Emergency have been declared by many states, including the State of Oregon, our Federal Government, and many other governments and organizations around the world.

b. Emergency Declaration:

i. Resolution 09-2020

c. Manager's Update

d. Mayor's Update

4. ADJOURN

STAFF REPORT

TO: HONORABLE MAYOR AND CITY COUNCIL
FROM: CITY MANAGER, MAC CORTHELL
SUBJECT: EMERGENCY DECLARATION
DATE: MARCH 24, 2020

SUMMARY

Emergency Declaration for City of Falls City.

BACKGROUND

As everyone knows, COVID-19 and the measures taken to combat it have wreaked havoc on our city, our country, and the world. Many neighboring cities, the county, state and federal government have already declared states of emergency.

Falls City waited deliberately to see how this ordeal would unravel and whether we'd have any specific requests for aid to send up the chain (through Polk County to the State, then the feds). At this time it's clear that certain equipment and financial needs will only have a chance to be met if we are utilizing the emergency channels, and that additional requests may emerge as the situation continues to unfold.

At present, the City's ems/fire personnel are in need of additional and appropriate Personal Protective Equipment to continue responding to emergencies, while simultaneously ensuring the safety of our first responders.

Additionally, the declaration would allow city administration the flexibility needed to appropriately respond to the situation as circumstances evolve and/or change.

STAFF RECOMMENDATION

Adopt Resolution 09-2020 declaring an emergency. The content and form provided in 09-2020 were provided by the City Attorney's Office.

ATTACHMENTS

1. Resolution 09-2020 Emergency Declaration

RESOLUTION 09-2020

DECLARING A TEMPORARY STATE OF EMERGENCY WITHIN THE BOUNDARIES OF THE CITY AND DELEGATING AUTHORITY TO THE CITY MANAGER

WHEREAS, on March 8, 2020, the Governor of the State of Oregon issued Executive Order 20-03 declaring a statewide State of Emergency under ORS 401.025(1) due to the serious public health and safety threat posed by the spread of the COVID-19 virus within our state; and

WHEREAS, on March 13, 2020, the President of the United States declared the COVID-19 outbreak a national emergency; and

WHEREAS, ORS Chapter 401.309 grants the City authority to declare a State of Emergency within the City; and

WHEREAS, the City Council finds that the detection of multiple cases of Coronavirus (COVID-19) within the state and the Governor's Declaration present circumstances constituting a present threat of imminent widespread or severe damage, significant injury to persons or property, increased human suffering, loss of life, and financial loss within the City's boundaries; and

WHEREAS, the City Council finds that during this State of Emergency, it is prudent and responsible to delegate certain powers and responsibilities to the City Manager in order to more efficiently expedite City responses and services; and

WHEREAS, these emergency circumstances require focused and coordinated municipal and community responses beyond that which occur routinely and such coordinated responses cannot be achieved without temporarily amending some of the City's regular business, emergency, employment, and intergovernmental practices; and

WHEREAS, these emergency circumstances are anticipated to remain in effect through at least April 28, 2020;

NOW, THEREFORE, IT IS DECLARED THAT:

1. **City-wide State of Emergency.** A City-wide State of Emergency hereby exists within the City of Falls City, which includes all of the area within the city boundaries. This State of Emergency shall become effective immediately and shall continue through April 28, 2020, unless further extended or rescinded by the City pursuant to this Declaration.
2. **City Authority.** During this State of Emergency, the City may take any legal and necessary steps to respond and recover from the emergency, including but not limited to: requesting assistance, funds, and reimbursement from the State of Oregon and federal agencies; adopting temporary rules and policies regarding

City facilities, funds, resources, and staff; entering into contracts for services or aid agreements with other governmental or private entities; and cancelling non-essential City meetings and events.

- a. Emergency procurement of goods, services, and public improvements is hereby authorized pursuant to ORS 279B.080, ORS 279C.320, ORS 279C.380(4), and all other applicable statutes, ordinances, and rules.

3. **Staff Designation.** The City Manager identifies first Mayor, Jeremy Gordon, and second, City Clerk, Jamie Ward, as designees authorized to serve as the “acting in capacity” City Manager (City Manager AIC) respectively, in the City Manager’s absence during this State of Emergency. The City Manager or designee(s) shall regularly document and report to the Council regarding any actions or orders taken pursuant to this Declaration.

4. **City Manager Delegation.** During this State of Emergency, the Council hereby delegates to the City Manager (and to City Manager designees in the case of the City Manager’s absence), the authority to take actions and issue orders necessary and reasonable to protect health, safety and welfare of the City and the public and to conduct activities that minimize or mitigate the effect of the emergency, as long as such actions, orders, and activities are in compliance with City, state and federal law.

- a. The City Council may revoke, amend, or modify the City Manager’s orders at its discretion.

5. **Effective Date and Duration.** This Declaration shall be effective on the date adopted by the City Council and shall remain in effect until April 28, 2019 at 11:59 pm, unless further extended or cancelled by the City Manager or designee or the City Council.

6. **Establishing an Emergency.** It is hereby adjudged and declared that existing conditions are such that this Declaration is necessary for the immediate preservation of the public peace, health and safety of the City of Falls City, and an emergency is hereby declared to exist and this Ordinance, and all provisions modifying the Ordinance referred to herein, shall take effect in full force and effect when signed by the Mayor.

This Resolution was duly PASSED and ADOPTED by the Falls City Council this _____ day of March, 2020.

Approved:

Date

Jeremy Gordon, Mayor

Attest:

Date

Jamie Ward, City Clerk