

CITY OF FORADA, MN  
CITY COUNCIL RESOLUTION 05-20

**RESOLUTION DECLARING A LOCAL EMERGENCY**

**WHEREAS**, Novel Coronavirus Disease 2019, commonly known as “COVID-19,” which is a respiratory disease that can result in serious injury or death, is spreading globally and has been identified by the World Health Organization (“WHO”) as a pandemic; and

**WHEREAS**, on March 13, 2020, President Donald Trump declared that the COVID-19 outbreak in the United States constitutes a National Emergency; and

**WHEREAS**, COVID-19 has been confirmed to exist and be spreading within the State of Minnesota; and

**WHEREAS**, on March 13, 2020, Governor Tim Walz declared a Peacetime State of Emergency to authorize any and all necessary resources to be used in support of the COVID-19 response; and

**WHEREAS**, on March 16, 2020, Governor Tim Walz issued an executive order - Providing for Temporary Closure of Bars, Restaurants, and Other Places of Public Accommodation; and

**WHEREAS**, Minn. Stat. § 12.29 authorizes the Mayor of the City of Forada to declare a local emergency, and further provides that the state of local emergency may not be continued for a period in excess of three days except by or with the consent of the City Council of the City of Forada; and

**WHEREAS**, the United States Center for Disease Control (“CDC”) and Minnesota Department of Health (“MDH”) have advised that aggressive community mitigation strategies are necessary to slow the transmission of COVID-19, reduce illness and deaths, and limit the economic impacts of the outbreak; and

**WHEREAS**, the COVID-19 pandemic is an unforeseen, present, sudden, and unexpected situation, which requires immediate action to be taken to prevent damage to the health, safety, and welfare of the citizens of the City of Forada; and

**WHEREAS**, implementation of basic precautions of infection control and prevention, including staying home when ill and practicing respiratory and hand hygiene are necessary to slow or prevent the spread of COVID-19 and

**WHEREAS**, the City Council called for and held an emergency council meeting on April 13, 2020 at the Forada City Hall & Community Center to discuss the response to COVID-19; and

**WHEREAS**, the Forada City Council and personnel find that this situation threatens the health, safety, and welfare of the citizens of the community and will cause a significant impact on the

ability of public safety personnel to address any immediate dangers to the public as a result of COVID-19; and

**WHEREAS**, the City Council finds that traditional sources of financial aid, assistance and relief will not be able to compensate for the potential impact of COVID-19, and have determined that the necessary resources to respond to and recover from this pandemic will exceed those resources available within the City of Forada, and additional resources will be needed from Douglas County and state and federal sources.

**WHEREAS**, the necessary resources to respond to and recover from this pandemic will likely exceed those resources available within the City, and additional resources may be needed from other cities, counties, the state and federal sources.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Forada, Minnesota, that:

1. By signing this Resolution, Mayor Robert Bordeaux, declares that the COVID-19 pandemic constitutes a local emergency within the City of Forada, effective April 13, 2020, with all the powers and responsibilities attending thereto as provided in Minn. Stat. Ch. 12, and as otherwise provided for in the City of Forada's Charter, City Code and Emergency Operations Plan (EOP).
2. The City Council, by adopting this Resolution, agrees with the Mayor's declaration of a local emergency within the City of Forada and hereby extends such state of local emergency until such time as this resolution is rescinded by the City Council.
3. The Mayor and City Council hereby support City staff in their ongoing review of City ordinances, regulatory requirements, operations, practices, events, and resources to determine whether the foregoing should be adjusted or suspended, and to make recommendations regarding additional emergency regulations to support the employees and residents of the City of Forada.
4. The Mayor and City Council hereby support City staff in their ongoing operations and support the response to this incident, under the direction and coordination of the Clerk/Treasurer, including implementing new employee protocols, strategies, and processes to ensure that public services are maintained while best protecting the health, safety and welfare of the public and the City's employees.
5. The Mayor and City Council hereby support the City's Clerk/Treasurer and other appropriate City staff to request and coordinate appropriate aid and resources from surrounding jurisdictions, cities, counties, the State of Minnesota, and the Federal government, as needed.
6. The Mayor and City Council hereby declares, under Minn. Stat. § 13D.021, that in-person meetings of the City Council and its subcommittees, and other advisory boards and commissions of the City of Forada may not be practical or prudent due to the COVID-19

health pandemic and the peacetime emergency declared by Governor Walz pursuant to Minnesota Statutes, Chapter 12, and hereby directs that meetings of the City Council, its subcommittees, and other advisory boards and commission of the City may be conducted by telephone or other electronic means, and hereby authorizes the Clerk/Treasurer to take such action as may be necessary to enable such meetings to occur via telephone or other electronic means pursuant to Minn. Stat. § 13D.021, until such time as it is no longer impractical or imprudent for the City Council, its subcommittees, and other advisory boards and commission to resume in-person meetings. In person meetings for the period specified herein shall be limited to meetings that are required by state law, Charter, or City Code or are otherwise determined necessary and prudent by the Clerk/Treasurer in consultation with the Mayor. The Mayor and Council further declare under Minn. Stat. § 13D.021, members of the public at the physical meeting location can hear all discussion "unless attendance at the regular meeting location is not feasible due to the health pandemic". At least one member of the public body is present at the meeting location, "unless unfeasible due to the health pandemic"; and all votes are taken by roll call. Notice of electronic/telephonic meetings are to be posted in accordance with timing requirements for type of meeting it is and shall contain the regular meeting location, that some members may participate by telephone/other electronic means and that the public may monitor the meeting remotely

7. The Mayor and City Council hereby orders that this declaration be given prompt and general publicity and that it be filed promptly by the Clerk/Treasurer.

This Motion for Resolution to extend the emergency declaration made by Councilperson \_\_\_\_\_ was seconded by Councilperson \_\_\_\_\_, and upon a vote being taken, the following voted in favor:

Mayor Robert Bordeaux, David Rellar, Michaela Olson, Scott Erickson, and Jo Kluver

The following voted against the same:

The following abstained:

The following were absent:

Adopted by the Council this 13th day of April, 2020.

ATTEST

\_\_\_\_\_  
Jo Kluver, City Clerk/Treasurer

\_\_\_\_\_  
Robert Bordeaux, Mayor