

**TOWN OF SILT
RESOLUTION NO. 19
SERIES OF 2020**

A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF SILT, COLORADO, IN SUPPORT OF THE GOVERNOR DECLARING A STATEWIDE EMERGENCY AND AUTHORIZING EXPENDITURES, DECLARING A LOCAL DISASTER EMERGENCY, AND AUTHORIZING THE EXERCISE OF THE BOARD OF TRUSTEES' POLICE POWER BY THE TOWN ADMINISTRATOR.

WHEREAS, the World Health Organization has declared the 2019 Novel Coronavirus/ COVID-19 disease ("COVID-19") a Global Pandemic; and

WHEREAS, the COVID-19 pandemic has spread and infected populations at such a rate throughout the United States, the State of Colorado, and the western slope of Colorado that it threatens to overwhelm limited medical facilities with infected individuals; and

WHEREAS, the President of the United States of America has declared a National State of Emergency relating to the COVID-19 pandemic; and

WHEREAS, the Governor of the State of Colorado has declared a statewide emergency regarding the occurrence or imminent threat of widespread or severe damage, injury or loss of life or property resulting from the COVID-19 pandemic on March 10, 2020; and

WHEREAS, the cost and magnitude of responding to and recovery from the impact of COVID-19 may be in excess of the Town's available resources; and

WHEREAS, the Town may need to expend resources not previously budgeted or approved; and

WHEREAS, it is in the public interest for the Town to have emergency resources available to work to safeguard the health and safety of the community; and

WHEREAS, it would be appropriate and in the interests of the public health and safety, and would further protect property, for the Town to support the State and Garfield County in their efforts to respond to the emergency; and

WHEREAS, pursuant C.R.S. § 24-33.5-709 the Board of Trustees or Town Administrator is authorized to declare a local disaster emergency; and

WHEREAS, C.R.S. § 31-15-401(b), grants the governing bodies of municipalities the police powers "[t]o do all acts and make all regulations which may be necessary or expedient for the promotion of health or the suppression of disease"; and

WHEREAS, The Board of Trustees finds that it is in the best interest of public health, welfare, and safety of the citizens of Silt to declare a local disaster emergency relating to the COVID-19 pandemic, authorize the Town Administrator to expend certain funds in response

efforts, and furthermore authorize the Town Administrator to exercise the Board of Trustees' police powers to suppress the transmission of disease.

NOW, THEREFORE, IT IS RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF SILT, COLORADO, THAT:

Section 1. The Board of Trustees hereby declares pursuant to C.R.S. § 24-33.5-709 that there is a local disaster emergency in Silt, due to the imminent threat of widespread or severe damage, injury or loss of life or property resulting from COVID-19 requiring emergency action to respond to and protect the life, health and safety of the citizens of Silt.

Section 2. The effect of such declaration shall be to authorize the furnishing of aid and assistance under all applicable local and interjurisdictional disaster emergency plans.

Section 3. The Town Administrator is hereby authorized to expend funds in response to the emergency not to exceed \$100,000 without prior Board of Trustees approval provided that such expenditures are ratified by the Board of Trustees within 30 days. The Town Administrator is further authorized to suspend or modify the adopted policies of the Town including, but not limited to, procurement and employment in order to respond to COVID-19.

Section 4. The Town Administrator is hereby authorized to "[t]o do all acts and make all regulations which may be necessary or expedient for the promotion of health or the suppression of disease" relating to the COVID-19 pandemic, including the exercise of the Board of Trustee's police power pursuant to C.R.S. § 31-15-401(b). In the event of such exercise by the Town Administrator of the Board of Trustees' police powers, the Board of Trustees shall adopt a resolution ratifying such actions taken within three days. In the absence of a resolution ratifying the actions taken, such actions shall be void.

BE IT FURTHER RESOLVED that such declaration shall be effective from the date of the declaration until the Board of Trustees determines an emergency no longer exists. Two copies of the declaration will be filed promptly with the Colorado Office of Emergency Management.

INTRODUCED, READ, AND PASSED THIS 17TH DAY OF MARCH 2020.

TOWN OF SILT, COLORADO

Keith B. Richel

Keith B. Richel, Mayor

ATTEST:

Sheila M. McIntyre

Sheila M. McIntyre, Town Clerk, CMC

