

SPONSORED BY: MAYOR LEIGHTY

COUNCILMAN'S RESOLUTION

RESOLUTION NO.

No. CR-70  
Series of 2020

\_\_\_\_\_  
Series of 2020

A RESOLUTION CONSENTING TO THE ORDER DECLARING A LOCAL DISASTER EMERGENCY IN AND FOR THE CITY OF NORTHGLENN, COLORADO

WHEREAS, the Colorado Disaster Emergency Act, C.R.S. § 24-33.5-701, *et seq.* (the "Act"), provides procedures for statewide and local prevention of, preparation for, response to, and recovery from disasters and emergencies;

WHEREAS, pursuant to the Act, an "emergency" is an unexpected event that places life or property in danger and requires an immediate response through the use of state and community resources and procedures, and an "emergency epidemic" is cases of an illness or condition, communicable or noncommunicable, caused by bioterrorism, pandemic influenza, or novel and highly fatal infectious agents or biological toxins;

WHEREAS, pursuant to C.R.S. § 24-33.5-709, a local disaster emergency may be declared "only by the principal executive officer of a political subdivision," here, the Mayor;

WHEREAS, pursuant to the Northglenn Municipal Code (the "Code"), Section 4-2-6(a), the Mayor may declare or proclaim a local emergency or unusual occurrence at which time the City shall undertake appropriate responses pursuant to the Northglenn Emergency Plan, mutual aid agreements, and Chapter 4, Article 2, of the Code;

WHEREAS, on March 13, 2020, the Mayor did issue an order declaring a local disaster, which order is attached hereto as **Exhibit A**;

WHEREAS, pursuant to C.R.S. § 24-33.5-709(1) and Code Section 4-2-7(b), the declaration of a local emergency shall not be continued or renewed for a period in excess of 7 days except by or with the consent of City Council;

WHEREAS, pursuant to C.R.S. § 24-33.5-709(1), any order declaring, continuing, or terminating a local disaster emergency shall be given prompt and general publicity and shall be filed promptly with the City Clerk, the County Clerk and with the state office of emergency management; and

WHEREAS, immediately after it was issued, the attached order was given prompt and general publicity, was filed with the City Clerk and the Adams and Weld County Clerks and Recorders and was submitted to the Colorado Office of Emergency Management.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NORTHGLENN, COLORADO, THAT:

Section 1. The City Council hereby consents to and supports the Order Declaring a Local Disaster Emergency in and for the City of Northglenn, Colorado.

Section 2. The City Council hereby extends the Order Declaring a Local Disaster Emergency in and for the City of Northglenn, Colorado **until April 17, 2020**, unless sooner terminated by action of City Council, at which time the Order may be extended by action of City Council.

Section 3. This Resolution shall be given prompt and general publicity, filed with the City Clerk and the Adams and Weld County Clerks and Recorders, and submitted to the Colorado Office of Emergency Management.

DATED, at Northglenn, Colorado, this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
MEREDITH LEIGHTY  
Mayor

ATTEST:

\_\_\_\_\_  
JOHANNA SMALL, CMC  
City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
COREY Y. HOFFMANN  
City Attorney

**ORDER DECLARING A LOCAL DISASTER EMERGENCY IN AND FOR  
THE CITY OF NORTHGLENN, COLORADO**

WHEREAS, the Colorado Disaster Emergency Act, C.R.S. § 24-33.5-701, *et seq.* (the "Act"), provides procedures for statewide and local prevention of, preparation for, response to, and recovery from disasters and emergencies;

WHEREAS, pursuant to the Act, an "emergency" is an unexpected event that places life or property in danger and requires an immediate response through the use of state and community resources and procedures, and an "emergency epidemic" is cases of an illness or condition, communicable or noncommunicable, caused by bioterrorism, pandemic influenza, or novel and highly fatal infectious agents or biological toxins;

WHEREAS, pursuant to C.R.S. § 24-33.5-709, a local disaster emergency may be declared "only by the principal executive officer of a political subdivision";

WHEREAS, pursuant to the Northglenn Municipal Code (the "Code"), Section 4-2-6(a), the Mayor may declare or proclaim a local emergency or unusual occurrence at which time the City shall undertake appropriate responses pursuant to the Northglenn Emergency Plan, mutual aid agreements, and Chapter 4, Article 2, of the Code;

WHEREAS, pursuant to C.R.S. § 24-33.5-709(1) and Code, Sec. 4-2-7(b), the declaration of a local emergency shall not be continued beyond a period of seven days or removed except by action of the City Council;

WHEREAS, pursuant to C.R.S. § 24-33.5-709(1), any order declaring, continuing, or terminating a local disaster "shall be given prompt and general publicity and shall be filed promptly with the...city clerk...and with the office of emergency management";

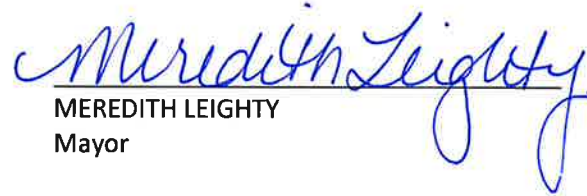
WHEREAS, pursuant to C.R.S. § 24-33.5-709(2), the effect of declaring a local disaster emergency "is to activate the response and recovery aspects of any and all applicable local and interjurisdictional disaster emergency plans and to authorize the furnishing of aid and assistance under such plans";

WHEREAS, by declaring a local disaster emergency and unusual occurrence, the Northglenn Emergency Management Plan is in effect; and

WHEREAS, because of the COVID-19 pandemic, which occurred or began to occur on March 5, 2020, the City of Northglenn is suffering or has suffered a disaster emergency or unusual occurrence as defined in the Act and Code, Section 4-2-1(a).

NOW, THEREFORE, IT IS HEREBY ORDERED, this 13<sup>th</sup> day of March, 2020, that a disaster emergency and unusual occurrence is declared in and for the City of Northglenn, Colorado, beginning on this day and ending on March 19, 2020, unless extended by action of the City Council of the City of Northglenn.

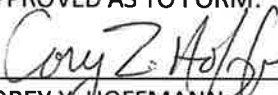
IT IS FURTHER ORDERED that this Order shall be given prompt and general publicity, filed immediately with the City Clerk, and a copy of it shall be sent to the Colorado Office of Emergency Management.

  
MEREDITH LEIGHTY  
Mayor

ATTEST:

  
\_\_\_\_\_  
JOHANNA SMALL, CMC  
City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
COREY Y. HOFFMANN  
City Attorney