

CITY OF OSSEO, MINNESOTA
MAYORAL DECLARATION NO. 2020-1 DECLARING A LOCAL EMERGENCY

WHEREAS, the Mayor of the City of Osseo, Minnesota ("Mayor"), finds that the following local emergency ("Emergency") exists in the City of Osseo, Minnesota ("City"):

1. On March 11, 2020, the World Health Organization determined that the COVID-19 outbreak constitutes a pandemic. On March 13, 2020, President Trump declared a national state of emergency as a result of the pandemic.
2. On March 13, 2020, Governor Tim Walz issued Emergency Executive Order 20-01 declaring a state of peacetime emergency to address the COVID-19 pandemic in Minnesota. The Governor's Executive Order triggered activation of the City's emergency management plan and enabled the City to exercise its emergency powers.
3. The spread of COVID-19 in the United States and Minnesota has raised serious public health concerns and resulted in a great deal of uncertainty. Much remains unknown about the virus and how it spreads.

WHEREAS, Minnesota Statutes Section 12.29 authorizes the Mayor to declare the existence of the Emergency, to invoke necessary portions of the Osseo Emergency Operations Plan, and to authorize aid and services in accordance with interjurisdictional agreements; and

WHEREAS, Minnesota Statutes Section 12.37 authorizes the City, acting through its governing body, to: (1) enter into contracts and incur obligations necessary to combat the disaster by protecting the health and safety of persons and property and by providing emergency assistance to the victims of the disaster; and (2) exercise the powers vested by that section in the light of the exigencies of the disaster without compliance with time-consuming procedures and formalities otherwise prescribed by law; and

WHEREAS, the Mayor finds that the Emergency is sudden and could not have been anticipated; and

WHEREAS, the Mayor finds that this situation threatens the health, safety, and welfare of the residents of the community and threatens the provision and delivery of city services as a result of the Emergency; and

WHEREAS, the Mayor finds that the Emergency poses the risk of and may cause catastrophic loss of public health, safety, and welfare if not immediately addressed;

NOW, THEREFORE, as the Mayor of the City of Osseo, Minnesota, I declare that a Local Emergency exists effective at 7:00 p.m. on March 23, 2020, in the City of Osseo, Minnesota.

This declaration of a local emergency will invoke the Osseo Emergency Operations Plan. The portions that are necessary for response to and recovery from the Emergency are authorized, including but not limited to all appropriate community containment and mitigation strategies. To the extent normal state laws and city policies and procedures impede an efficient response or compliance with federal and state directives and recommendations, the City Administrator, Emergency Management Coordinator, and their designees are authorized to suspend compliance with those laws, policies, and procedures and to take those actions necessary to protect the public health, safety, and welfare.

Dated: March 23, 2020.

Duane Poppe, Mayor

Resolution No. 2020-xx

CITY OF OSSEO, MINNESOTA

**RESOLUTION ENACTED PURSUANT TO MINNESOTA STATUTES SECTION 12.29
EXTENDING THE PERIOD OF A MAYOR-DECLARED LOCAL EMERGENCY**

WHEREAS, the Mayor of the City of Osseo, Minnesota, by Mayoral Declaration No. 2020-1 has declared that a local emergency is in effect in the City as of 7:00 p.m. on March 23, 2020; and

WHEREAS, the City Council of the City of Osseo agrees with the Mayor's determination and further finds that the local emergency will last for more than three days and that immediate action to respond to the local emergency is needed in order to protect the health, safety, and welfare of the City and the community; and

WHEREAS, the Council finds that this emergency, which involves an outbreak of an infectious disease (COVID-19), is a highly fluid and evolving situation, and in the interest of the public health, a response or action may be needed that requires deviation from standard procedures for procuring goods and services; and

WHEREAS, Minnesota Statutes §§ 12.29 and 12.37 authorize the actions taken in this resolution and provide that emergency contracts and agreements are not subject to the normal purchasing and competitive bidding requirements because of the local emergency.

NOW, THEREFORE, BE IT RESOLVED BY THE OSSEO CITY COUNCIL as follows:

1. The Mayor's Declaration of a local emergency is continued in effect until further action of the City Council.
2. City staff is authorized to enter into agreements and contracts necessary for the procurement of materials, equipment, and services required to respond to the local emergency.
3. The Mayor and City Administrator are authorized to execute any necessary agreements, contracts, and related documents regarding the local emergency necessary to implement corrective action relative to the local emergency to protect the health, safety, and welfare of the City and the community.
4. City staff is authorized to take any appropriate action and to prepare any appropriate documents to facilitate the directives of the Council as set forth in this resolution.
5. The Mayor, City Administrator, City staff, City attorney, and City consultants are authorized and directed to take any and all additional steps and actions necessary or convenient in order to accomplish the intent of this resolution.