

**CITY OF LAFAYETTE
RESOLUTION NO. 2020-23**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
LAFAYETTE, COLORADO, EXTENDING THE CITY OF LAFAYETTE
DECLARATION OF LOCAL DISASTER EMERGENCY REGARDING
COVID-19 MADE ON MARCH 16, 2020**

WHEREAS, pursuant to C.R.S. § 24-33.5-709 and Lafayette Charter Section 4.5, on March 16, 2020, the Mayor of the City of Lafayette declared a local disaster emergency, a copy of which is attached hereto; and

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

WHEREAS, the City Council of the City of Lafayette (“City Council”) finds that it is appropriate and in the interests of the public health, safety, and welfare and would further protect property, for the City Council to ratify the actions of the Mayor and to extend the declaration until such time as the City Council terminates such declaration.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lafayette, Colorado, as follows:

1. That the City Council hereby adopts and incorporates herein the recitals in the City of Lafayette Declaration of Local Disaster Emergency made on March 16, 2020, and confirms, determines, and declares that there is a local disaster emergency in the City of Lafayette, Colorado, due to the occurrence of imminent threat of widespread or severe damage, injury or loss of life or property resulting from the COVID-19 pandemic, including the presence and likelihood of cases in the City, requiring emergency action to avert danger or damage.

2. That the effect of this resolution and declaration of disaster shall be for the City to continue the response and recovery aspects of any and all applicable local and interjurisdictional disaster emergency plans and to seek and authorize the furnishing of aid and assistance under such plans.

3. That the City Administrator is directed and authorized to continue coordination with internal and external partners and to direct City staff as appropriate and necessary to address the local disaster emergency and its impacts related to protection of the public’s health, safety, and welfare and the protection of property.

4. That the City Council directs the City Administrator to implement steps for long-term continuity of government services.

5. That the City Council hereby ratifies and adopts the actions of the Mayor and extends the Declaration of Local Disaster Emergency made on March 16, 2020, until such time as the City Council terminates such declaration.

6. That the City Clerk is directed to ensure this resolution and declaration is promptly filed with the Boulder Office of Emergency Management and the State of Colorado Office of Emergency Management.

7. That the City Administrator is directed to promptly publish and disseminate this resolution and declaration on the City's website and to the local news media.

RESOLVED AND PASSED THIS 17TH DAY OF MARCH, 2020.

CITY OF LAFAYETTE, COLORADO

Jamie Harkins, Mayor

ATTEST:

Susan Koster, CMC, City Clerk

APPROVED AS TO FORM:

Mary Lynn Macsalka, City Attorney

CITY OF LAFAYETTE, COLORADO

DECLARATION OF LOCAL DISASTER EMERGENCY IN AND FOR THE CITY OF LAFAYETTE, COLORADO, REGARDING COVID-19

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; and

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 includes an “emergency epidemic” caused by communicable disease such as pandemic influenza or novel or highly fatal infectious agents; and

WHEREAS, on March 10, 2020, Governor Jared Polis declared a state of emergency in response to the novel coronavirus, now designated COVID-19, to ensure that resources are available to the state to combat the disease; and

WHEREAS, on March 11, 2020, the World Health Organization declared COVID-19 a pandemic, acknowledging its anticipated worldwide spread; and

WHEREAS, on March 14, 2020, Boulder County announced its first positive case of COVID-19, and the Chair of the Board of the Boulder County Commissioners declared a local disaster emergency in unincorporated Boulder County, Colorado, citing the occurrence of imminent threat of widespread or severe damage, injury or loss of life or property, resulting from the COVID-19 pandemic, requiring emergency action to avert danger or damage; and

WHEREAS, the COVID-19 pandemic is causing widespread human and economic impacts to the City of Lafayette, and the City of Lafayette is suffering and has suffered a disaster emergency as defined in the Act; and

WHEREAS, the cost and magnitude of responding to and recovery from the impact of the COVID-19 pandemic may be far in excess of the City’s available resources; and

WHEREAS, pursuant to C.R.S. § 24-33.5-709, declaration of a local disaster emergency will assist and permit access to local emergency funds; federal, state, and county assistance; and adjustments to policies, procedures, and ordinances to ensure the public’s health, safety, and welfare; and

WHEREAS, it is appropriate and in the interests of the public health and safety of the City and its residents to rapidly address community spread of COVID-19 and subsequent cascading impacts, such as economic distress, and to further protect the health and safety of the public by declaring an emergency in the City of Lafayette; and

WHEREAS, the Mayor of the City of Lafayette, as principal executive officer of the City of Lafayette, is authorized to unilaterally declare a local disaster pursuant to C.R.S. § 24-

33.5-709 and Section 4.5 of the Lafayette Charter, and to activate the emergency management and operations plans of the City.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. There is hereby declared to be a local disaster emergency in the City of Lafayette, Colorado, due to the occurrence of imminent threat of widespread or severe damage, injury or loss of life or property resulting from the COVID-19 pandemic, requiring emergency action to avert danger or damage.

2. The effect of this Declaration shall be to activate the response and recovery aspects of any and all applicable local and interjurisdictional disaster emergency plans and to seek and authorize the furnishing of aid and assistance under such plans, and for the Mayor, City Administrator, and other appropriate City staff to exercise those functions and be vested with such authority as set forth in C.R.S. § 24-33.5-709 and in the Lafayette Charter and Code of Ordinances.

BE IT FURTHER RESOLVED that this Declaration shall be effective upon the date and time given below, and shall remain in effect for a period of seven days unless rescinded or extended by the Lafayette City Council prior to expiration.

BE IT FURTHER RESOLVED that the City Administrator shall forthwith:

1. Publish and disseminate this Declaration to the public, including but not limited to on the City's website and to the local news media;

2. File a copy of this Declaration of Local Disaster Emergency with the City Clerk, and direct the City Clerk to immediately file copies of this Declaration with the Boulder Office of Emergency Management and the State of Colorado Office of Emergency Management.

SIGNED and made immediately effective this 17th day of March, 2020, at 10:20 a.m./p.m.

CITY OF LAFAYETTE, COLORADO



Jamie Harkins, Mayor

ATTEST:



Susan Koster, CMC, City Clerk

