

**The City Council for the
City of Hood River, Oregon**

Resolution No. 2020-04

A Resolution Ratifying the City Manager's Declaration of Emergency Pursuant to HRMC 2.48.050 and ORS 401.309, Authorizing the City Manager to Respond as Appropriate to the Public Health Hazard Conditions Associated With the COVID-19 Pandemic

WHEREAS, pursuant to ORS 401.309, the City of Hood River adopted emergency declaration authority as codified in Chapter 2.48 (Emergency Operations) of the Hood River Municipal Code ("HRMC") by which the City Manager may declare an emergency under any of the following circumstances:

1. A civil disturbance or riot;
2. A disaster such as flood, windstorm, snow event, earthquake, volcanic eruption or related activity, fire, explosion or epidemic;
3. The declaration of a war-caused national emergency;
4. Any major disruption of community services such as transportation, power supply, water service, sanitation, or communications;
5. A health hazard, whether natural or manmade.

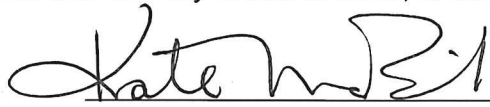
WHEREAS, after a declaration of emergency by the City Manager, HRMC 2.48.050 then requires the City Council convene a special meeting to ratify, reject or modify the City Manager's declaration and any additional measures that are warranted under the circumstances that gave rise to the declaration; and

WHEREAS, the City Manager issued an Order on March 16, 2020 Declaring an Emergency pursuant to authority in HRMC 2.48.50 and based on the public health hazard created by the COVID-19 pandemic and the related public health, social, economic effects, attached hereto as Exhibit A and incorporated herein by this reference; and

WHEREAS, the City Council duly noticed and convened a special council meeting on March 19, 2020 to review and respond to the City Manager's Emergency Declaration.

NOW, THEREFORE, BE IT RESOLVED by the Hood River City Council, based upon ORS 401.309 and the authority in HRMC Ch. 2.48, that the City Manager's Declaration of Emergency, dated and effective March 16, 2020, attached as Exhibit A, is hereby ratified and adopted as the Council's own declaration.

Approved by the Hood River City Council this 19th day of March 2020, to take effect immediately.


Kate McBride, Mayor

Attest:

Approved as to form:


Jenifer Gray, City Recorder

Daniel Kearns, City Attorney

**The City Manager for the
City of Hood River, Oregon**

**DECLARATION OF A LOCAL STATE OF EMERGENCY
AS A RESULT OF COVID-19 PANDEMIC**

The City Manager of the City of Hood River finds that:

- A. The following conditions result in the need for a state of emergency declaration within the City of Hood River:
1. On March 8, 2020, Governor Kate Brown declared a state of emergency due to the COVID-19 outbreak in Oregon (Executive Order No. 20-03), finding that COVID-19 has created a threat to public health and safety, and constitutes a statewide emergency under ORS 401.025(1); and
 2. On March 11, 2020, the World Health Organization declared COVID-19 to be a global pandemic; and
 3. On March 12, 2020 Governor Brown issued a second Executive Order (EO No. 20-05) prohibiting public gatherings of 250 or more people state-wide and announcing the closure of Oregon's K-12 schools from March 16, 2020 through March 31, 2020; and
 4. On March 13, 2020, the President of the United States Declared the COVID-19 outbreak to be a national emergency, and according to the Centers for Disease Control and Prevention, COVID-19 presents a "high" potential public health threat, both globally and in the United States; and
 5. On March 16, 2020, the U.S. Department of Human Services imposed its most recent set of protective measures to restrict visitors to long-term care facilities and other residential facilities. The Oregon Health Authority adopted similar measures at the Oregon State Hospital and other behavioral health settings, and limited admissions to the Oregon State Hospital; and
 6. On March 17, 2020, Governor Brown issued third Executive Order (EO No. 20-07) that places further restrictions on public gatherings by, among other things prohibiting social, spiritual and recreational gatherings of 25 people or more where at least a 3-foot social separation cannot be maintained and includes any community, public, leisure, faith-based and sporting events, concerts, conventions, fundraisers, fairs, festivals and similar events and activities; and
- B. Coronaviruses are a group of viruses that can cause respiratory disease, with the potential to cause serious illness or loss of life especially for individuals with underlying health conditions; and
- C. COVID-19 requires a significant level of public resources at the local level to keep the public and community informed and as safe as possible; and
- D. Aside from the clear public health threat that COVID-19 presents, the cumulative effect of

local, state, federal and world-wide measures implemented to stem the spread of the disease will have a significant impact on people's lives, livelihoods and the economy for a long time into the future.

- E. The unknown duration of the COVID-19 pandemic will have significant financial impact to the Hood River community.
- F. Pursuant to ORS 401.309(1), the governing body of a city may declare, by ordinance or resolution, that a state of emergency exists within the city.
- G. HRMC 2.48.050 authorizes the City Manager to declare an emergency based on, among other things, a natural or manmade public health hazard, and the authority to do any of the following:
 - 1. Authorize extraordinary measures and the mobilization of City resources;
 - 2. Authorize expedited purchasing and contracting, including bypassing hearings and the competitive bid process;
 - 3. Authorize requests for State and Federal disaster funding;
 - 4. Encourage a County and/or State proclamation of emergency.

NOW, THEREFORE, based upon the foregoing findings, I hereby Order that:

Section 1. A Local Emergency is declared to exist throughout the City of Hood River, coextensive with the City's corporate limits.

Section 2. Through my office, all necessary city funds may be redirected for emergency use as needed, and standard city procurement procedures shall be suspended for any public contract, purchase, or expenditure necessary to address the effects of the COVID-19 pandemic or otherwise necessary for the public health, safety or welfare.

Section 3. At my direction, all non-essential city commissions, committees, task forces and city events are cancelled until April 14, 2020.

Section 4. For the duration of this Declaration of Emergency and for 60 days thereafter, late payment penalties, fines and utility disconnects for late payment of city bills shall be suspended.


Section 5. For the duration of this Declaration of Emergency, the city may at a developer's or contractor's request suspend building permits and refund system development charges already paid, with the understanding that prior to reactivation of those building permits, the SDC's shall be paid.

Section 6. Subject to Collective Bargaining Agreements, all city employees may be subject to measures necessary or convenient to lessen the impact of the COVID-19 pandemic and to prevent its spread, including liberal use of sick leave and work from home options.

Section 7. As City Manager, I may take any lawful action necessary or convenient to respond to the emergency and extraordinary circumstances caused by the effects of the COVID-19 pandemic, including, but not limited to cooperative assistance arrangements with the State of Oregon and Hood River County.

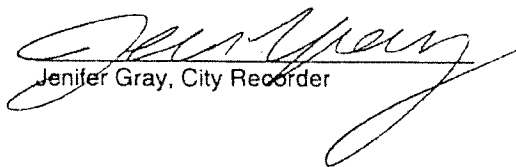
Section 8. This Declaration is effective immediately upon issuance and shall remain in effect until April 14, 2020 and may be extended in shorter increments thereafter depending upon circumstances.

IT IS SO ORDERED AND EFFECTIVE this 17th day of March 2020



Rachael Fuller, City Manager

Attest:



Jenifer Gray, City Recorder

Approved as to form:



Daniel Kearns, City Attorney