

RESOLUTION NO. R-13-20

A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF AVON TO TAKE ANY AND ALL ADMINISTRATIVE ACTION DEEMED NECESSARY IN THE HANDLING OF THE COVID-19 CRISIS AS IT PERTAINS TO CITY OPERATIONS AND DECLARING AN EMERGENCY

WHEREAS, COVID-19 is a respiratory disease that can result in serious illness or death; and

WHEREAS, the disease is caused by the SARS-CoV-2 virus, which is a new strain of coronavirus that had not been previously identified in humans and can easily spread from person to person; and

WHEREAS, the virus is spread between individuals who are in close contact with each other (within about six feet) through respiratory droplets produced when an infected person coughs or sneezes; it may be possible that individuals can get COVID-19 by touching a surface or object that has the virus on it and then touching their own mouth, nose or eyes; and

WHEREAS, on March 9, 2020, testing by the Department of Health confirmed that three (3) patients were positive for COVID-19 in the State of Ohio, creating a potentially dangerous condition which may affect the health, safety and welfare of citizens of Ohio; and

WHEREAS, on March 9, 2020, Governor Mike DeWine issued an Executive Order effective immediately, declaring a state of emergency for the entire State to protect the well-being of the citizens of Ohio from the dangerous effects of COVID-19, and

WHEREAS, Governor DeWine further asked state agencies to develop and implement procedures, including suspending or adopting temporary rules within an agency's authority, consistent with recommendations from the Department of Health designed to prevent or alleviate this public health threat; and

WHEREAS, the Administration, consistent with actions now being taken by state and county officials, seeks to have Council authorize it to act quickly to institute any and all reasonable measures to protect the public health as well as the health of City's employees by reducing the risk of contracting and/or spreading this dangerous illness; and

WHEREAS, Council, aware of the seriousness of the COVID-19 virus, deems it in the best interests of the health, safety and welfare of the community to authorize the Mayor and members of his Administration to execute any and all reasonable plans to contain the spread of the virus by deploying personnel in a manner deemed best to minimize contact with the general public wherever and whenever possible.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF AVON, COUNTY OF LORAIN AND STATE OF OHIO:

Section 1 - That Council hereby authorizes the Mayor to execute any and all reasonable plans to contain the spread of the COVID-19 virus by, among other things, deploying personnel in a manner deemed best suited to minimize contact with the general public wherever and whenever possible. Furthermore, the Mayor is authorized to take any emergency actions directed by the Governor or the County Health Department to protect the employees and the

citizens of Avon as we all try to deal with the COVID-19 and until such time as it is determined that the threat no longer exists. Finally, the Council President is authorized to cancel, postpone and/or reschedule any meeting of City Council or its various committees to protect the health, safety and welfare of the citizens of Avon and to safely and efficiently conduct the business of the City.

Section 2 - That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3 - That this Resolution is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety and welfare of the citizens of the City of Avon, the immediate emergency being the necessity to authorize the Mayor to take any and all, especially with regard to the deployment of personnel deemed necessary to protect the public and the City's employees from contracting and/or spreading the COVID-19 virus; therefore, this Resolution shall be in full force and effect immediately upon its passage by this Council and approval by the Mayor.

PASSED: _____ DATE SIGNED: _____

BY: _____
Brian Fischer Council President

DATE APPROVED BY THE MAYOR: _____

Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

John A. Gasior, Law Director

ATTEST:

Barbara J. Brooks
Clerk of Council

POSTED: _____
In five places as
provided by Council

Prepared By:
John A. Gasior, Esq.
Law Director