CUMBERLAND TOWN COUNCIL

RESOLUTION NO. 2020-12

A RESOLUTION EXTENDING THE COVID-19 PUBLIC HEALTH EMERGENCY AND AUTHORIZATION OF EMERGENCY POWERS AND APPROVING OTHER EMERGENCY MATTERS

WHEREAS, on the 18th of March, 2020, in response to the Coronavirus 2019 (COVID-19) outbreak in Indiana, the Town Council declared a public health emergency and ordered the emergency to be effective to and until April 15, 2020; and

WHEREAS, on the 15th of April, 2020, the Town Council renewed its declaration to be effective through May 20th, 2020; and

WHEREAS, in the original declaration and the renewal, the Town Council, pursuant to Indiana Code §10-14-3-17(j)(5), waived procedures and formalities otherwise required by law pertaining to the performance of work, the entering into of contracts, the incurring of obligations, the employment of permanent and temporary workers, the use of volunteer workers, the rental of equipment, the purchase and distribution of supplies, materials and facilities and the appropriation and expenditure of public funds; and

WHEREAS, pursuant to Indiana Code §10-14-3-22, the Town Council also authorized the Town Council President to make, amend and rescind orders, rules and regulations necessary to emergency management purposes and to supplement the carrying out the emergency management law that are not inconsistent with orders, rules or regulations adopted by the governor or by a state agency exercising a power delegated to it by the governor, the emergency management program and emergency operations plan of the Counties in which the Town is located, and any such orders, rules and regulations have the full force and effect of law when filed in the office of the Clerk-Treasurer of Cumberland; and

WHEREAS, in the original declaration, the Town Council authorized the Town Council President and Town Manager to approve claims during times the Council could not meet because of the public health emergency and authorized the Clerk-Treasurer to pay the claims approved by the President and Town Manager; and

WHEREAS, based upon information received by the Town Council from the Centers for Disease Control, the Indiana Department of Health, and local health officials, the Town Council finds that the COVID-19 outbreak remains and that the public health emergency should be extended and that all emergency powers authorized in the original resolution should also be extended; and

WHEREAS, all claims approved by the Town Council President and Town Manager since March 18, 2020 are hereby approved and ratified; and
NOW, THEREFORE, BE IT RESOLVED BY THE CUMBERLAND TOWN COUNCIL, as follows:

1. The Town Council hereby extends the local disaster emergency declaration, pursuant to Indiana Code §10-14-3-29, and the Town Council orders that this declaration will be effective to and until 11:59PM June 17th, 2020;
2. The procedures and formalities otherwise required by law pertaining to the performance of work, the entering into of contracts, the incurring of obligations, the employment of permanent and temporary workers, the use of volunteer workers, the rental of equipment, the purchase and distribution of supplies, materials and facilities and the appropriation and expenditure of public funds are hereby waived;
3. For purposes of claims, the President of the Town Council and the Town Manager may approve claims and submit the claims to the Clerk-Treasurer for payment;
4. The Town Council President may make, amend and rescind orders, rules and regulations necessary for emergency management purposes and to supplement the carrying out the emergency management law that are not inconsistent with orders, rules or regulations adopted by the governor or by a state agency exercising a power delegated to it by the governor, the emergency management program and emergency operations plan of the counties in which the Town is located, and any such orders, rules and regulations have the full force and effect of law when filed in the office of the Clerk-Treasurer of Cumberland;
5. All claims approved by the Town Council President and Town Manager since March 18, 2020 are hereby approved and ratified;
6. This Resolution shall automatically expire on 11:59PM June 17th, 2020, but its effectiveness may be extended by act of the Town Council.
Adopted the 20th day of May, 2020.

CUMBERLAND TOWN COUNCIL:

voted yes electronically 5/20/2020
Joe Siefker, President

voted yes electronically 5/20/2020
Anna Pea, Vice President

voted yes electronically 5/20/2020
Brian Gritter, Member

voted yes electronically 5/20/2020
Edward Loud, Member

voted yes electronically 5/20/2020
Breck Terheide, Member

ATTEST: 

signed electronically - 5/20/2020

Erica Salmon, Clerk-Treasurer