

COW
11-16-20

**RESOLUTION AFFIRMING MAYORAL
DECLARATION OF EMERGENCY**

WHEREAS, Mayor Justin M. Nickels declared a state of emergency in the City of Manitowoc on March 17, 2020 to address the COVID-19 Pandemic and protect the citizens of the City of Manitowoc, under the powers vested in him by Article XI, Section 3 of the Wisconsin Constitution, Wis. Stats. §§ 66.0101, 62.09(8), and 323.14, and Manitowoc Municipal Code § 3.410, which was approved by the Manitowoc Common Council on May 18, 2020 and extended on two occasions; and

WHEREAS, the City wishes to maintain flexibility to respond to the COVID-19 pandemic in the most expedient manner possibly to insure the health, safety, welfare, peace, tranquility, and good order of the City under the police powers of the City, while remaining in compliance with the ever-evolving laws on this situation.

NOW THEREFORE BE IT RESOLVED, by Mayor Justin M. Nickels and the Common Council of the City of Manitowoc that the state of emergency declared by the Mayor on March 17, 2020 and previously extended until November 16, 2020, remains in effect until 11:59 pm on December 31, 2020, or such other time which the Common Council may later determine and designate.

BE IT FURTHER RESOLVED that this Resolution, the Mayor's proclamation, and any subsequent declarations, proclamations, and orders of the Common Council are intended to preserve peace, order, and safety, and allow the City of Manitowoc, and all officers and employees of the City, to act in the interest of the City and community's health, welfare, safety, peace, tranquility, and good order.

BE IT FURTHER RESOLVED that under these powers and in response to changing emergency conditions, the Mayor and common Council hereby declare, resolve, proclaim, and order as follows:

1. The emergency steps taken by the Mayor, as outlined in his original proclamation, subsequent extension of closures, monthly reports as presented to the Council, and actions taken to implement the statewide masking mandate are ratified and approved.
2. The Mayor and department heads are authorized to apply for any available grant funding made available by the federal or state governments in response

to COVID-19. Grants requiring a local match shall require approval of the Common Council before acceptance.

3. Meetings of the Common Council and committees, boards, and commissions may continue via using videoconferencing technology.
4. A monthly report of actions taken under this order shall be provided to the Common Council for ratification.

BE IT FURTHER RESOLVED that if the State of Wisconsin or Manitowoc County issue additional emergency orders or guidance, the Mayor and department heads are authorized to implement the requirements of that order.

BE IT FURTHER RESOLVED that residents of the City of Manitowoc are encouraged to patronize local businesses and follow advisory health guidelines.

NOV 16 2020

INTRODUCED _____ ADOPTED _____

Justin M. Nickels, Mayor

APPROVED _____

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|-----------------------------------|------|
| Fiscal Impact: | \$0 |
| Funding Source: | n/a |
| Finance Director Approval: | /sc |
| Approved as to form: | /kmm |

This resolution was drafted by Kathleen M. McDaniel, City Attorney