

DECLARATION OF EMERGENCY

IN AND FOR THE CITY OF NORTH BONNEVILLE,

WASHINGTON

WHEREAS, North Bonneville Municipal Code, Section 8.04.010 provides as follows:

A. Any act, nuisance or occupation deleterious to public health or safety and causing disruption of municipal or private services within the corporation shall constitute an emergency.

B. Any act, nuisance or occupation of municipal ordinances that affect the overall peace, good government and welfare of the corporation, its citizens, trade, commerce and manufactures shall constitute an emergency.

C. Any set of circumstance that materially affects the municipal corporations ability to administer good government, provide essential services and protect the rights of its citizens, trade, commerce or manufactures shall be deemed an act, nuisance or occupation, as the case may be, which is deleterious and disruptive of the public health, safety and general welfare.

D. Any act, nuisance or occupation that is found by the City Council of North Bonneville to materially affect the environmental quality in a manner that jeopardizes the decent, safe and sanitary conditions of individual dwellings shall be deemed a nuisance which constitutes a public emergency.

E. Any act, nuisance or occupation that is found by the City Council of North Bonneville to materially affect the overall trade, services and commerce so as to disrupt normal market activity and jeopardize services within the corporation shall be deemed a public emergency.

NBMC 8.04.030(A) sets forth that when the Mayor finds that any of the conditions set forth above exist in the City, he may declare a public emergency; and

WHEREAS, on January 31, 2020, United States Department of Public Health and Human Services Secretary Alex Azar declared a nationwide public health emergency for the 2019 Novel Coronavirus (COVID-19) beginning January 27, 2020; and

WHEREAS, on February 29, 2020, Governor Jay Inslee proclaimed that as a result of the worldwide outbreak of COVID-19, and its extreme risk of person-to-person transmission, a state of emergency exists in all counties in Washington State (Proclamation 20-05), and directed that the Washington State Comprehensive Emergency Management Plan be implemented; and

WHEREAS, on March 8, 2020, Governor Kate Brown declared a state of emergency for

the State of Oregon in order to ensure the state is fully prepared for, and capable of responding to, the threats of COVID-19 (Executive Order 20-03); and

WHEREAS, COVID-19 is a respiratory disease that can result in serious illness or death and poses a high risk of transmission from person-to-person; and

WHEREAS, on March 6, 2020, the Clark County Department of Public Health identified the first positive test result for COVID-19 in Clark County, directly West of Skamania County; and

WHEREAS, on March 11, 2020, the World Health Organization (WHO) declared that COVID-19 constitutes a worldwide pandemic and, as of March 12, 2020, the WHO Situation Report confirmed a total of 125,048 cases globally; and

WHEREAS, On March 17, 2020 the Skamania County Board of Commissioners adopted Resolution 2020-18 in response to the public health emergency related to COVID-19 and extraordinary and immediate measures must be taken to direct roles and responsibilities in coordinating emergency activities citywide and take other steps as allowed by law to avoid the threat of death or injury to residents of the City of North Bonneville;

NOW, THEREFORE, the City of North Bonneville, Washington hereby Declares and Orders as follows:

Section 1. Declaration of Emergency. The foregoing recitals are hereby incorporated by this reference. As a result of the foregoing, an emergency is hereby declared to exist within the City of North Bonneville requiring the exercise of emergency powers set forth by the Washington State Constitution Article VI, Section 11, Revised Code of Washington Chapter 38.52, and North Bonneville Municipal Code Chapter 8.04 as described in this declaration of emergency. The response to this emergency may reasonably require the use of all city resources and the need to access state and federal resources and financial mechanisms.

Section 2. Emergency Orders Authorized. Effective upon execution of this declaration of emergency the North Bonneville Mayor shall exercise authority through issuance of Executive Orders and through use and direction of City personnel, services and equipment and additional acts necessary to the management of this emergency.

Section 3. Violation of Emergency Orders Prohibited. Pursuant to North Bonneville Municipal Code Section 8.04.050, it is unlawful for anyone to violate a declaration of emergency, or any subsequent emergency order issued thereunder, or by any law enforcement officer or designated emergency service personnel acting pursuant to authority of such declaration or emergency order.

Section 4. Emergency Procurements. The Mayor, the City Chief Administrative

Officer, and those delegated by subsequent Emergency Order are hereby authorized to make emergency procurements consistent with the provisions of RCW 38.52.070.

Section 5. Delegation of Authority. The Mayor hereby delegates the following authority to take the actions identified for and on behalf of the City:

A. To the Fire Chief and Sheriff of Skamania County, the authority to direct the use of City resources as deemed essential for protection of public health, peace and order.

B. To all City Department Directors, the authority to reassign personnel from their ordinary duties to work deemed necessary for the emergency outside their normal job classifications, and to require work beyond normal working hours in performing tasks deemed necessary in responding to the emergency.

Section 6. Circulation. A copy of this declaration of emergency, and all emergency orders issued hereunder, shall be delivered to the director of emergency management, state emergency management and the governor.

Section 7. Presentation, Ratification, Termination. This declaration, and all emergency orders issued hereunder, shall be filed with the City Chief Administrative Officer and presented as soon as practicable to the City Council for ratification and confirmation, modification or rejection. Orders which are rejected shall, after vote, be void. Emergency orders shall be considered in full force and in effect until the Council shall act.

Section 8. Duration. Unless earlier modified or terminated pursuant to Section 7, this declaration of emergency shall be terminated upon issuance of another declaration when order has been restored in the affected areas of City of North Bonneville.

ADOPTED by the North Bonneville City Council, this 24th day of March, 2020.

ATTEST:



Deanna Adams
City Chief Administrative Officer/Clerk

CITY OF NORTH BONNEVILLE



Brian Sabo
Mayor

APPROVED AS TO FORM



Kenneth B. Woodrich
City Attorney

DECLARATION OF CIVIL EMERGENCY
COVID-19 (2020-01)

DECLARED IN THE ABSENCE OF CITY COUNCIL, subject to City Council ratification, confirmation, modification or rejection as soon as practicable, this 18th day of March, 2020 at 0900 hours.

CITY OF NORTH BONNEVILLE

A handwritten signature in blue ink, appearing to read 'Deanna Adams', is written over a horizontal line. The signature is stylized and extends to the right.

Deanna Adams
City Chief Administrative Officer/Clerk