

RESOLUTION
OF THE
BOARD OF COUNTY COMMISSIONERS
OF THE
COUNTY OF DELTA, STATE OF COLORADO

RESOLUTION NO. 2020-R- 005

A RESOLUTION FURTHER CONTINUING THE LOCAL DISASTER EMERGENCY
DECLARED MARCH 23, 2020 and CONTINUED ON MARCH 25, 2020

WHEREAS, the Colorado Disaster Emergency Act, Colorado Revised Statutes (C.R.S.) § 24-33.5-701, *et seq.*, provides procedures for statewide and local prevention of, preparation for, response to, and recovery from disasters; and

WHEREAS, pursuant to § 24-33.5-703(3), C.R.S., a “disaster” is defined to mean “the occurrence or imminent threat of widespread or severe damage, injury, or loss of life or property resulting from any natural cause or cause of human origin, including but not limited to fire, flood, earthquake, wind, storm, wave action, hazardous substance incident, oil spill or other water contamination requiring emergency action to every danger or damage, volcanic activity, epidemic, air pollution, blight, drought, infestation, explosion, civil disturbance, or hostile military or paramilitary action, or a condition of riot, insurrection, or invasion”; and

WHEREAS, pursuant to § 24-33.5-709, C.R.S., a local disaster may be declared only by the principal executive officer of a political subdivision; and

WHEREAS, County Commission Chair J. Mark Roeber, as the principal executive officer of Delta County, declared a disaster emergency on March 23, 2020; and

WHEREAS, there is currently a threat posed by the presence of Coronavirus disease 2019 (“COVID-19”) in Delta County, Colorado; and

WHEREAS, COVID-19 is a novel Coronavirus first identified during an outbreak in Wuhan, China in December 2019, and since then, COVID-19 has spread to several countries, including the United States of America, and more specifically, to several counties in the State of Colorado; and

WHEREAS, on March 11, 2020, the World Health Organization declared the COVID-19 outbreak as a pandemic; and

WHEREAS, on March 13, 2020, the President of the United States, Donald J. Trump, declared the COVID-19 outbreak a national emergency; and

WHEREAS, on March 11, 2020, the Governor of the State of Colorado, Jared Polis, declared a State of Emergency by and through a verbal order and subsequent written Executive Order D 2020 003, allowing subsequent State emergency rulemaking regarding specific industries; and

WHEREAS, the Governor wrote, in part, that “[i]n the coming days, the State anticipates there will be additional presumptive positive cases” in Executive Order D 2020 003; and

WHEREAS, since March 14, 2020 the Governor has issued ten (10) additional executive orders addressing this State of Emergency; and

WHEREAS, the Executive Director of the Colorado Department of Public Health and Environment, Jill Hunsaker Ryan, has issued four (4) public health orders addressing this State of Emergency; and

WHEREAS, on March 24, 2020 the Colorado Department of Health and Environment reported a case of COVID-19 in Delta County.

WHEREAS, the presence of COVID-19 in Delta County presents unique challenges and places strain upon local government, emergency and medical facilities and personnel; and

WHEREAS, the presence of COVID-19 in Delta County has created an unprecedented impact on the healthcare system and disruption of social activities; and

WHEREAS, the magnitude of the COVID-19 outbreak and the anticipated response and recovery costs exceed current operational resources available to Delta County government and all available resources are being utilized to protect the public health and safety; and

WHEREAS, the Delta County Emergency Manager and the Delta County Public Health Director have recommended that the local disaster be continued; and

WHEREAS, a disaster emergency continuance permits the County and its clinical partners to carry on with sustainable protocols to slow the spread of the disease while minimizing effects on the workplace and the economy as a whole; and

WHEREAS, it is appropriate to further protect the local economy, for the Delta County Board of County Commissioners to continue said disaster emergency declaration; and

WHEREAS, this Resolution and continuance is necessary for the public health, safety and welfare of the citizens of the County of Delta, State of Colorado, and

WHEREAS, pursuant to § 24-33.5-709(1), C.R.S. the declaration of a local disaster "shall not be continued or renewed for a period in excess of seven days except by or with the consent of the governing board of the political subdivision;" and

WHEREAS, the local disaster emergency declared on March 23, 2020 was continued through April 10, 2020 by the Delta County Board of County Commissioners on March 25, 2020.

NOW, THEREFORE, BE IT RESOLVED, that the local disaster emergency declared on March 23, 2020, continued on March 25, 2020, is hereby further continued, pursuant to § 24-33.5-709, C.R.S.

BE IT FURTHER RESOLVED, that Delta County encourages people to remain calm and to base their actions on credible sources of information.

BE IT FURTHER RESOLVED, that this continuation shall be given prompt and general publicity and shall be filed promptly with the County Clerk and Recorder, and the Colorado Division of Homeland Security and Emergency Management (CDHSEM).

BE IT FURTHER RESOLVED, that this continuance shall remain in effect until April 30, 2020 at 11:59P.M. unless continued or terminated by the Delta County Board of County Commissioners.

ADOPTED this 8th day of April, 2020.



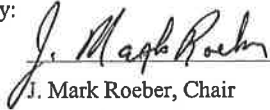
ATTEST:


Teri A. Stephenson
Delta County Clerk and Recorder

[SEAL]

BOARD OF COUNTY COMMISSIONERS
OF
DELTA COUNTY, COLORADO

By:



J. Mark Roeber, Chair



Don Suppes, Vice Chair



Mike Lane, Commissioner