

RESOLUTION NO. 20-071

**A RESOLUTION DECLARING AN EMERGENCY
AFFECTING PUBLIC HEALTH, SAFETY, AND CONVENIENCE
DUE TO COVID-19**


FINDINGS:

1. Governor Kay Ivey has issued an Executive Order declaring a state of emergency in the State of Alabama due to COVID-19.
2. The *Code of Alabama 1975*, Sections 31-9-10, 39-2-2, and 41-16-53 allow for the exercise of certain emergency powers by the City upon declaration by it of an emergency affecting public health.
3. The COVID-19 global pandemic may result in the impairment or loss of various critical public facilities and the inability of the City to provide adequately for the health, safety, and convenience of the public.
4. It is anticipated that there will be a need for the City to enter into various contracts and take other emergency actions to provide adequately for the health, safety, and well-being of the public without delay..

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ORANGE BEACH, ALABAMA, AS FOLLOWS:

1. That the Orange Beach City Council has determined that conditions of public health emergency within the meanings of Sections 31-9-2(a), 39-2-2 and 41-16-53 currently exist in the City of Orange Beach;
2. That the Orange Beach City Council does hereby declare a local State of Emergency effective on Friday, March 20, 2020, and authorizes the Mayor to take all actions necessary and allowed by the *Code of Alabama 1975*, Sections 31-9-10, 39-2-2(3), and 41-16-53 until such time as the Council rescinds such declaration;
3. That the Mayor and City Clerk be and are hereby authorized and directed to execute and attest, respectively, all contracts determined by the Mayor to be necessary to address the conditions of the emergency without public advertisement
4. That the Mayor is hereby authorized and directed to adjust normal adopted personnel rules and regulations to cover such issues as normal work place scheduled hours, work assignments, overtime, etc., as is necessary to address the conditions of the emergency. Specifically, but without limitation, the Mayor is authorized and directed to modify adopted rules and regulations relating to sick leave and medical leave as may be necessary to conform to federal laws and regulations addressing the obligations of employers with respect to employee leave resulting from COVID-19; and
5. That this Resolution shall become effective immediately upon its adoption.


ADOPTED THIS 20th DAY OF MARCH, 2020.



Renee Eberly
City Clerk

CERTIFICATE

I, Renee Eberly, City Clerk of the City of Orange Beach, Alabama, do hereby certify that the foregoing is a true and correct copy of Resolution No. 20-071, which was duly and legally adopted at a special-called meeting of the City Council on March 20, 2020.



City Clerk