

## RESOLUTION 2020-07

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Village of New Richmond, Ohio

Council for the Village of New Richmond, Clermont County, Ohio met in regular session this 27 day of March 2020 with the following members present:

Gary Skeene yes  
Becky Ploucha yes

Mary Allen yes  
Larry Prues yes

Melanie Slade yes

Councilmember SKEENE moved for adoption of the following:

### **A RESOLUTION DECLARING A STATE OF EMERGENCY IN THE VILLAGE OF NEW RICHMOND, CLERMONT COUNTY, OHIO**

**WHEREAS**, Coronavirus Disease 2019 (COVID-19) is a respiratory disease that can result in serious illness or death, which is caused by the SARS-CoV-2 virus that is a new strain of coronavirus that had not been previously identified in humans; and

**WHEREAS**, it is inevitable the Village of New Richmond Clermont County, Ohio will be affected by COVID-19, either adjacently or directly; and

**WHEREAS**, on January 31, 2020, Health and Human Services Secretary Alex M. Azar II declared a public health emergency for the United States to aid the nation's healthcare community in responding to COVID-19;

**WHEREAS**, Ohio Governor DeWine issued Executive Order # 2020-01D on March 9, 2020, declaring a State of Emergency for the COVID-19 pandemic;

**WHEREAS**, on March 9, 2020, the Ohio Emergency Management Agency activated the Emergency Operations Center;

**WHEREAS**, the State of Ohio announced its first case of community acquired COVID-19 on March 11, 2020;

**WHEREAS**, the public health situation may exceed all locally available public and private resources obtainable to contain, alleviate, or mitigate the effects of this public health situation;

**WHEREAS**, Resolution 2020-07 delegates all of the functions conferred or incumbent upon the Council of the Village of New Richmond in the case of a disaster and/or emergency situation, in the absence of a quorum of the Council of the Village of New Richmond, Clermont County, Ohio, to the New Richmond Fire and EMS Chief, Police Chief and Village Administrator for their areas of responsibility, pursuant to and in compliance with Section 305.30(J) of the Ohio Revised Code; and

**WHEREAS**, the Council of Village of New Richmond Clermont County, Ohio has determined that it is in the best interest of the Village of New Richmond, in consultation with Clermont County Emergency Management and Clermont County Public Health, to take the necessary actions in the Village of New Richmond to prevent COVID-19 from spreading.

**NOW, THEREFORE, BE IT FURTHER RESOLVED**, by the Council of the Village of New Richmond, Clermont County, Ohio with at least two-thirds of its members thereto concurring as follows:

### **SECTION I**

We, the Council of the Village of New Richmond, Clermont County, Ohio, declare that a state of emergency exists in the Village of New Richmond and that we hereby invoke and declare those portions of the Ohio Revised Code that are applicable to the conditions and have caused the issuance of this declaration, to be in full force and effect in the Village of New Richmond for the exercise of all necessary emergency authority for protection of health, safety, and welfare of the residents of the Village of New Richmond, Clermont County, Ohio and the continuation of local government with minimal interruptions.

### **SECTION II**

This declaration of a State of Emergency shall activate the response and recovery aspects of any and all local inter-jurisdictional disaster emergency plans which are applicable to the Village of New Richmond, Clermont County, Ohio and shall initiate the rendering of aid and assistance thereunder as needed.

Reference is hereby made to the Clermont County Emergency Operations Plan and all appropriate laws, statutes, ordinances and resolutions; and

1. Any rights or powers lawfully exercised, or any actions taken pursuant to local disaster emergency plans shall continue and have full force and effect as authorized by law unless modified or terminated in the manner prescribed by law.
2. That New Richmond Fire and EMS Chief, Police Chief and Village Administrator are hereby authorized to:
  - a. Utilize all necessary resources and personnel of the Village of New Richmond Clermont County, Ohio to respond to this emergency pursuant to Resolution 2020-07.
  - b. Pursuant to Section 307.86 of the Ohio Revised Code, exempt from the competitive bidding process purchases related to the emergency that are greater than \$50,000 but less than \$100,000, so long as no fewer than three informal estimates are obtained.
  - c. Take those actions that are necessary and appropriate, including the delegation of administrative and departmental functions among responsible staff to assure proper implementation in exercising this authority.
  - d. Report to the Mayor on any actions taken pursuant to this resolution.

### **SECTION III**

In consultation with Clermont County Public Health and the Clermont County Emergency Management Agency, the Clermont County Emergency Operations Center is hereby activated for the duration of the emergency in order to coordinate response efforts.

### **SECTION IV**

Reference is hereby made to all appropriate laws, statutes, ordinances and resolutions, and particularly to Section 5502.21 of the Ohio Revised Code.

### **SECTION V**

All public offices and employees of the Village of New Richmond Clermont County, Ohio are hereby directed to exercise the utmost diligence in the discharge of duties required of them for the duration of the emergency and in execution of emergency laws, regulations, and directives—federal, state and local.

## **SECTION VI**

All citizens are called upon and directed to comply with necessary emergency measures, to cooperate with public officials and disaster service forces in executing emergency operation plans, and to obey and comply with the lawful directions of properly identified officers.

## **SECTION VII**

That the Village of New Richmond Clermont County, Ohio hereby finds and determines that all formal actions relative to the passage of this Resolution were taken in an open meeting of this Council, and that all deliberations of this Council and its Committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with all applicable legal requirements including Section 121.22 of the Ohio Revised Code.

## **SECTION VIII**

That Council finds and determines that all formal actions relative to the passage of this resolution were taken in an open meeting and that all deliberations of Council which resulted in the passage of this Resolution were taken in meetings open to the public, in full compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

## **SECTION IX**

That the Council of the Village of New Richmond passes this resolution as an emergency, necessary for the preservation of the public peace, health, welfare and safety of the Village of New Richmond.

## **SECTION X**

That the Village by a  $\frac{3}{4}$  majority vote hereby dispenses with the requirement that the Resolution be read on three separate days and hereby authorizes the adoption of the Resolution upon its first reading. That this Resolution shall take effect and be in force from the earliest date allowed by law.

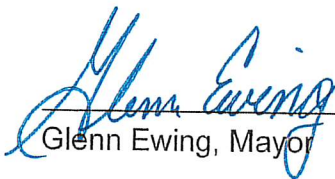
Councilperson Prues seconded the motion to adopt the foregoing Resolution and upon roll call the vote was as follows:

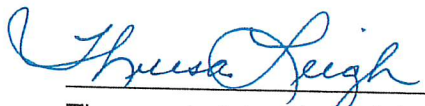
Larry Prues      YES  
Becky Ploucha    YES  
Mary Allen        YES  
Gary Skeene      YES  
Melanie Slade    YES

This Resolution was duly passed on the 24 day of March 2020.

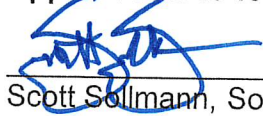
Adopted: 3-24-2020

**ATTEST:**

  
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Glenn Ewing, Mayor

  
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Theresa Leigh, Clerk of Council

**Approved as to form:**

  
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Scott Sollmann, Solicitor