

RESOLUTION & PROCLAMATION OF EMERGENCY

Sponsored by: Mayor William S. Stimpson

WHEREAS, the Centers for Disease Control (CDC) has declared the coronavirus a pandemic and recommended the implementation of extraordinary policies and procedures to protect public health and welfare; and

WHEREAS, the coronavirus pandemic presents a national, state and local public health emergency, as defined in ALA CODE Section 31-9-3 (4), which, due to its unique nature, is outside the scope of the City of Mobile Civil Emergency provisions, City Code Chapter 39, Article II, Division 2, Sections 39-84 et seq., and City of Mobile Human Resources Policy, Disaster or Emergency Days, Policy #HR-002-06 which addresses hurricanes and other natural or manmade calamities; and

WHEREAS, the City Council, as the governing body of the City of Mobile, is authorized to provide for the health and safety of persons and property, under ALA CODE Section 31-9-10(b)(1), and to provide for the safety, and preserve the health of the inhabitants of the municipality, pursuant to Section 11-45-1;

WHEREAS, the City Council finds and declares that it is in the best interest of the City to adopt policies and procedures consistent with CDC directives to prepare and protect the City of Mobile from dangers arising from this unprecedented pandemic;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, HEREBY DECLARES AND RESOLVES AS FOLLOWS:

1. That the City Council, on recommendations and findings of the State Health Officer and the Proclamation of Emergency by Governor Kay Ivey adopted March 13, 2020, does hereby declare that a public health emergency exists in the City of Mobile.
2. That the CDC declaration of a pandemic constitutes an emergency, which invokes the City's authority to make emergency purchases and enter contracts for public works as authorized by the Competitive Bid Law, ALA CODE Section 41-16-53, and Public Works Law, ALA CODE Section 39-2-2(e).
3. That members of the public who have been diagnosed with COVID-19, who have family members who have been so diagnosed, who are showing symptoms of COVID-19 or know themselves to have been otherwise exposed, are prohibited from attending public meetings.
4. That special recognition of organizations, athletic teams, and other non-business functions that bring large numbers of citizens to meetings are temporarily suspended.

5. That the Mayor is authorized to cooperate with local health officials to make City property available for use as mobile coronavirus testing sites.
6. That the purchasing agent and other City officials as appropriate are authorized to make emergency purchases of goods and services as authorized by the Competitive Bid Law and Public Works Law.
7. That, in the event the City Council due to lack of a quorum or some other unforeseen reason, is unable to conduct its regularly scheduled meeting, the Council President, or, in his absence, the Council Vice-President may authorize City contracts and purchases, which authorization must be ratified at the next following Council meeting.
8. That the Mayor is authorized, as necessary, to issue orders to prohibit price gouging, to impose curfews, and to effect such other purposes as are imminently necessary for the protection of life and property.
9. This Proclamation and Resolution shall remain in effect for the duration of the State of Alabama Emergency Order.

Adopted: March 17, 2020



City Clerk