

## **RESOLUTION**

### **A RESOLUTION EXTENDING THE DECLARATION OF EMERGENCY AFFECTING THE PUBLIC HEALTH THROUGH JUNE 1, 2020 DUE TO THE OUTBREAK OF THE COVID-19 DISEASE IN THE STATE OF ILLINOIS AS PREVIOUSLY DECLARED BY RESOLUTION 20-120 AND RESOLUTION 20-124**

**WHEREAS**, State of Illinois Governor JB Pritzker issued a disaster proclamation on March 9, 2020 due to the COVID-19 disease outbreak in the State of Illinois ("Illinois"); and

**WHEREAS**, Governor Pritzker has issued several executive orders since March 9, 2020 regarding the COVID-19 disease outbreak, including, but not limited to, Executive Order 2020-10 (COVID Executive Order No. 8) requiring all individuals currently living in the State to stay at home or at their place of residence ("Stay at Home Order"), including in Oak Park; and

**WHEREAS**, Governor Pritzker extended his Stay at Home Order through April 30, 2020 pursuant to Executive Order 2020-18 (COVID Executive Order No. 16) and announced on April 23, 2020 that he would further extend his Stay at Home Order through May 30, 2020; and

**WHEREAS**, on March 11, 2020, the World Health Organization (WHO) declared the COVID-19 disease outbreak a worldwide global pandemic; and

**WHEREAS**, the Village Board previously declared an emergency in the Village of Oak Park ("Village") through April 6, 2020 pursuant to Section 8-10-5 of the Illinois Municipal Code and Sections 2-6-10, 2-27-9 and 20-1-6(Z) of the Village Code by its adoption of Resolution 20-120 on March 13, 2020, which is incorporated herein as though fully set forth; and

**WHEREAS**, the Village Board extended its declaration of emergency in the Village through May 5, 2020 by its adoption of Resolution 20-124 on April 6, 2020, which is incorporated herein as though fully set forth; and

**WHEREAS**, the public health of the residents, visitors, and workers in the Village and Village employees continue to be affected by the outbreak of the COVID-19 disease in Illinois; and

**WHEREAS**, Section 8-10-5 of the Illinois Municipal Code, 65 ILCS 5/8-10-5, provides that the Village Board may declare an emergency when the public health or safety is affected pursuant to a majority vote of its members and such a declaration allows for contracts to be let by the Village without public advertisement; and

**WHEREAS**, Section 2-6-10 of the Oak Park Village Code ("Village Code") further provides that "[i]n cases of urgently needed material or urgent repairs involving labor and material, such repairs and material may be obtained through negotiated contract without formal advertising with the approval of the Village Manager, when it is in the best interest of the Village and when it is impractical to convene a meeting of the Board of Trustees;" and

**WHEREAS**, Section 2-27-9 of the Village Code further provides that “[t]he Village Manager, with the approval of the Village Board of Trustees, on recommendation of the Coordinator of the Oak Park ESDA [Emergency Service Disaster Agency] authorize any purchase or contracts necessary to place the Village in a position to combat effectively any disaster, and to protect the public health and safety, protect property, and to provide emergency assistance to victims in the case of any manmade or natural disaster;” and

**WHEREAS**, the Coordinator of the Oak Park ESDA has made a recommendation to allow for such authority pursuant to Section 2-27-9 of the Village Code, and such recommendation is attached hereto and incorporated herein by reference as though fully set forth; and

**WHEREAS**, pursuant to Section 20-1-6(Z), the Village’s Public Health Director has the authority to make “reasonable rules, regulations and orders . . . as may from time to time be deemed necessary for the preservation and improvement of the public health and for the suppression of disease” and in cases of emergency, such rules, regulations and orders are not required to be reviewed by the Village Board of Health and approved by the Village Board; and

**WHEREAS**, due to the outbreak of COVID-19 disease, in order to meet the United States Centers for Disease Control and Prevention (“CDC”) guidance for necessary supplies and equipment and other pertinent guidance from the CDC and other federal and state agencies and officials, there is a need to suspend the application of the Village’s purchasing requirements by extending the Village’s declaration of emergency as set forth herein; and

**WHEREAS**, pursuant to the emergency that continues to affect the public health due to the outbreak of COVID-19 disease in the State of Illinois, the Village Board has determined to extend the declaration of emergency as previously declared by Resolution 20-120 and Resolution 20-124 through 11:59 p.m. on June 1, 2020.

**NOW THEREFORE, BE IT RESOLVED** by the President and Board of Trustees of the Village of Oak Park, Cook County, Illinois, in the exercise of its home rule powers, as follows:

**Section 1. Recitals Incorporated.** The above recitals are incorporated herein as though fully set forth.

**Section 2. Extension of Declaration of Emergency Affecting the Public Health.** The Village Board extends the declaration of emergency affecting the public health due to the outbreak of the COVID-19 disease in the State of Illinois as previously declared by Resolution 20-120 and Resolution 20-124 through 11:59 p.m. on June 1, 2020.

**Section 3. Severability and Repeal of Inconsistent Ordinances, Resolutions and Motions.** If any section, paragraph, clause or provision of this Resolution shall be held invalid, the invalidity thereof shall not affect any of the other provisions of this Resolution. All ordinances, resolutions or adopted motions in conflict herewith are hereby repealed to the extent of such conflict.

**Section 4. Effective Date.** This Resolution shall be in full force and effect upon its passage and approval.

**ADOPTED** this 27<sup>th</sup> day of April, 2020 pursuant to a roll call vote as follows:

Voting	Aye	Nay	Abstain	Absent
President Abu-Taleb				
Trustee Andrews				
Trustee Boutet				
Trustee Buchanan				
Trustee Moroney				
Trustee Taglia				
Trustee Walker-Peddakotla				

**APPROVED** this 27<sup>th</sup> day of April, 2020.

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Anan Abu-Taleb, Village President

**ATTEST**

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Vicki Scaman, Village Clerk