

RESOLUTION

A RESOLUTION DECLARING AN EMERGENCY AFFECTING THE PUBLIC HEALTH DUE TO THE OUTBREAK OF THE COVID-19 DISEASE IN THE STATE OF ILLINOIS

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, Cook County Board President Toni Preckwinkle issued a disaster proclamation on March 10, 2020 in order for Cook County to access resources, equipment and personnel needed to address the COVID-19 disease outbreak; and

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

WHEREAS, the public health of the residents, visitors, and workers in the Village of Oak Park ("Village") and Village employees is affected by the outbreak of the COVID-19 disease in Illinois; 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, there is a need to suspend the application of the Village's purchasing requirements pursuant to a declaration of emergency as set forth herein; 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, a necessary meeting of the Village Board may be impractical due to the outbreak of the COVID-19 disease in the immediate future; and

WHEREAS, pursuant to the emergency affecting the public health threat set forth herein, the Village Board declares an emergency in the Village 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.

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. Declaration of Emergency Affecting the Public Health. The Village Board declares an emergency pursuant to this Resolution affecting the public health due to the outbreak of the COVID-19 disease 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.

Section 3. Duration of Emergency Declaration. The emergency declared herein shall be in effect until the Village Board meeting of April 6, 2020 or until such time as the Village Board shall conduct its next meeting after April 6, 2019 where a quorum is physically present pursuant to Section 2.01 of the Illinois Open Meetings Act, 5 ILCS 120/2.01, whichever comes first.

Section 4. Pay of Village Employees. The Village Manager is authorized to establish administrative rules and procedures for the continuation of Village employee wages and benefits in the event that an employee of the Village is exposed to COVID-19 or the Village employee must care for an immediate family member who shares the same household who is exposed to COVID-19 for up to fourteen (14) days as established by the United States Center for Disease Control and Prevention ("CDC").

Section 5. Severability and Repeal of Inconsistent Ordinances and Resolutions. 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 6. Effective Date. This Resolution shall be in full force and effect upon its passage and approval.

ADOPTED this 13th day of March, 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 13th day of March, 2020.


Anan Abu-Taleb, Village President

ATTEST


Vicki Scaman, Village Clerk