

CITY OF MOSIER

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CITY COUNCIL MEETING

Wednesday, April 15, 2020 6:30 P.M.

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AGENDA

I	6:30 pm	Call to Order/Roll Call – Mayor Burns	
II	6:32	Agenda corrections or additions	
III	6:35 pm	Business from the Audience - This is for Mosier residents and anyone else to express concerns, needs, or opportunities. Please keep your comments succinct and under two minutes. You may bring in written materials for Committee and Staff to review. The Facilitator can assign the issue to a future Committee meeting, or to an appropriate Committee or staff member. Please realize that we cannot always offer a response immediately but will give the matter due consideration. We encourage the participation of all stakeholders in our community.	5 mins
IV	6:40 pm	Approval of: 04/01/2020 Council Meeting Minutes	5 mins
V		BUSINESS	
1.	6:45 pm	State of Emergency Ratification Resolution 2020-04 – Council motion	10 mins
2.	6:55 pm	Council Policy on STRs during State of Emergency - Discussion	10 mins
3.	7:05 pm		10 mins
4.	7:15 pm	Announcements	10 mins
VI.	7:15 pm	ADJOURN	

**BEFORE THE CITY COUNCIL
FOR THE CITY OF MOSIER, OREGON**

**Addendum No. 1 to Resolution No. 2020-03
Amending the Effective Date of the March 18, 2020 Declaration of a State of
Emergency**

WHEREAS, the Mosier City Council on March 18, 2020 adopted Resolution 2020-03 declaring a state of emergency due to the public health and financial threats posed by the highly infectious virus COVID-19; and

WHEREAS, pursuant to ORS 401.309 the City Council desires to limit the duration of the local state of emergency to the period of time during which the conditions giving rise to the declaration exist or are likely to remain in existence.

NOW, THEREFORE, BE IT RESOLVED BY THE MOSIER CITY COUNCIL:

Section 1. Duration of State of Emergency. This Addendum modifies the section of the March 18, 2020 Resolution 2020-03 *Declaring a State of Emergency* containing the Effective Date and replacing “until further notice” with the date of May 7, 2020, at which time the state of emergency shall automatically terminate unless earlier extended or earlier terminated. All other terms of Resolution 2020-03 remain the same.

INTRODUCED AND ADOPTED this 15th day of April 2020, effective as of the date of adoption.

CITY OF MOSIER

BY: _____ TITLE: Mayor

Attest: BY: _____ TITLE: City Recorder

**BEFORE THE CITY COUNCIL
FOR THE CITY OF MOSIER, OREGON**

Resolution No. 2020-04

**Resolution Ratifying the Adoption of Authorized Actions During State of
Emergency**

WHEREAS, pursuant to ORS 401.309, on March 18, 2020 the City Council for the City of Mosier adopted Resolution No. 2020-03 Declaring a State of Emergency due to the public health threats posed by the infectious coronavirus, COVID-19; and

WHEREAS, at the March 18, 2020 regular meeting of the Mosier City Council, the City Council discussed and approved of certain actions to be authorized during the state of emergency, and ordered the preparation of a resolution setting forth those authorized actions, to be signed by the City Manager and later ratified by the Council; and

WHEREAS, the City Council now desires to ratify the instrument adopting authorized actions, a line of succession, and other procedures and provisions related to the state of emergency as adopted by the City Manager and identified on the attached “**Exhibit A**”; and

WHEREAS, by this ratification the City Council desires for the City to continue to take immediate and appropriate action to minimize, respond to, and recover from the emergency while continuing essential City operations during the state of emergency;

NOW, THEREFORE, BE IT RESOLVED BY THE MOSIER CITY COUNCIL:

Section 1. Ratification. The City Council hereby ratifies and adopts the attached Exhibit A: *City of Mosier Authorized Actions During State of Emergency* (“Emergency Authorization”) which instrument is incorporated herein by this reference.

Section 2: Effective Dates. The Emergency Authorization is effective as of the signature date listed on the instrument and shall remain in effect for so long as this Resolution remains in effect. This Resolution is effective upon adoption by the City Council and shall remain in effect until terminated by City Council’s termination of the State of Emergency declared under Resolution 2020-03.

INTRODUCED AND ADOPTED BY THE MOSIER CITY COUNCIL

BY: _____ TITLE: _____

Attest: BY: _____ TITLE: _____

Exhibit A

City of Mosier Authorized Actions During State of Emergency ("Emergency Authorization")

Section 1: Authorized Actions. During the State of Emergency declared by Mosier City Council Resolution 2020-03, and subject to Section 2, the City Manager may take any of the following actions:

- (1) Divert funds and resources appropriated for other purposes to meet immediate needs.
- (2) Coordinate and assist local communities in alleviating disaster or emergency conditions, including by entering into intergovernmental agreements, sending or receiving resources (with or without intergovernmental agreements in place), and requesting or receiving funding and reimbursements to and from any local, state, regional, or federal government.
- (3) Suspend the City's procurement rules, and make purchases and enter into contracts of a duration that last no longer than the conclusion of the state of emergency, without regard to any spending limits that otherwise apply to the City Manager, provided that any such contracts with private entities include a provision that the contract may be terminated at will by the City Council at any time;
- (4) Prepare, authorize, activate, or adopt local emergency operations plans, which may include coordinated emergency operations plans among local communities.
- (5) Implement protective measures, which may include limiting physical contact among City staff and contractors, and limiting physical access to City staff and City properties by the public, including during public meetings and hearings.
- (6) Suspend enforcement of City ordinances regarding water shutoffs for nonpayment.
- (7) Call an emergency meeting of the City Council on less than 24-hours' notice.
- (8) Any action that the City Manager reasonably believes is required by state or federal law (in consultation with the City Attorney), or that the City Manager reasonably believes is necessary to protect City property, assets, resources, or to protect City staff.

Section 2: Consultation as Prerequisite. Prior to taking any Authorized Action pursuant to this Emergency Authorization, the City Manager shall first take either of the following actions, in the City Manager's discretion:

- i. Convene the City Council in a special meeting or an emergency meeting to authorize the desired action; or
- ii. Consult with the Mayor of the City of Mosier. If the Mayor is unable or unavailable to consult, then the City Manager shall consult with the Council President. If the Council President is unable or unavailable to consult, then the City Manager shall consult with any member of the Mosier City Council prior to taking the Authorized Action. After taking an Authorized Action under this Subsection the City Manager shall notify the City Council of the action taken.

Section 3: Line of Succession. For purposes of this Emergency Authorization, the term “City Manager” means the City Manager or the City Manager’s temporary successor, as described in this Section.

- A. During a state of emergency, if the City Manager is unable or unavailable to perform the Authorized Actions, the following individuals, in the below-listed line of succession, shall act as the City Manager’s temporary successor, and shall have the authority to take the Authorized Actions in the City Manager’s place:
 - i. City Recorder
- B. Any temporary successor shall only be authorized to take the Authorized Actions after receiving notification by the City Manager, the City Council, or the Mayor that it has been designated as the temporary successor pursuant to this Section, and the designator shall immediately notify the City Manager and the City Council of the designation.

Section 4: Ratification. Within 30 days after the state of emergency has concluded, any action taken that was authorized pursuant to this Emergency Authorization shall be reported to the City Council, and the City Council shall thereafter convene to approve and ratify any Authorized Actions taken on behalf of the City during the state of emergency.

APPROVED BY THE MOSIER CITY MANAGER this ____ day of _____ 2020.

Colleen Coleman, City Manager