



**MEMORANDUM**

TO: Mayor Jones and Members of the Board

FROM: Karen Proctor, Town Administrator

DATE: March 26, 2020

RE: Resolution 2020-02 Consenting to and Extending the Order Declaring a Local Disaster Emergency In and For The Town of Foxfield, Colorado

**DISCUSSION:**

On March 20, 2020 the Mayor issued an order declaring a local disaster that is in effect for seven (7) days unless continued or extended by the Town Board. Resolution 2020-02 approves consenting to and extending the order declaring a local disaster emergency in and for the Town of Foxfield until April 17, 2020.

**RECOMMENDED MOTION:**

"I move to approve Resolution 2020-02 consenting to and extending the order declaring a local disaster emergency in and for the Town of Foxfield, Colorado."

**ATTACHMENTS:**

**Exhibit A:** Resolution 2020-02 Consenting to and Extending the Order Declaring a Local Disaster Emergency In and For The Town of Foxfield, Colorado

Trustee's Resolution

Resolution No. 02, Series 2020

**A RESOLUTION CONSENTING TO AND EXTENDING THE ORDER DECLARING A  
LOCAL DISASTER EMERGENCY IN AND FOR THE TOWN OF FOXFIELD,  
COLORADO**

WHEREAS, the Colorado Disaster Emergency Act, C.R.S. § 24-33.5-701, *et seq.* (the "Act"), provides procedures for statewide and local prevention of, preparation for, response to, and recovery from disasters and emergencies;

WHEREAS, pursuant to the Act, an "emergency" is an unexpected event that places life or property in danger and requires an immediate response through the use of state and community resources and procedures, and an "emergency epidemic" is cases of an illness or condition, communicable or noncommunicable, caused by bioterrorism, pandemic influenza, or novel and highly fatal infectious agents or biological toxins;

WHEREAS, pursuant to C.R.S. § 24-33.5-709, a local disaster emergency may be declared "only by the principal executive officer of a political subdivision," here, the Mayor;

WHEREAS, on March 20, 2020, the Mayor did issue an order declaring a local disaster, which order is attached hereto as **Exhibit A**;

WHEREAS, pursuant to C.R.S. § 24-33.5-709(1), the declaration of a local emergency shall not be continued or renewed for a period in excess of 7 days except by or with the consent of Town Board;

WHEREAS, pursuant to C.R.S. § 24-33.5-709(1), any order declaring, continuing, or terminating a local disaster emergency shall be given prompt and general publicity and shall be filed promptly with the Town Clerk, the County Clerk and with the state office of emergency management; and

WHEREAS, immediately after it was issued, the attached order was given prompt and general publicity, was filed with the Town Clerk and the Arapahoe County Clerk and Recorder and was submitted to the Colorado Office of Emergency Management.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF FOXFIELD, COLORADO, THAT:

Section 1. The Board of Trustees hereby consents to and supports the Order Declaring a Local Disaster Emergency in and for the Town of Foxfield, Colorado.

Section 2. The Board of Trustees hereby extends the Order Declaring a Local Disaster Emergency in and for the Town of Foxfield, Colorado **until April 17, 2020**, unless sooner terminated by action of the Board of Trustees, at which time the Order may be extended by action of Board of Trustees.

Section 3. This Resolution shall be given prompt and general publicity, filed with the Town Clerk and the Arapahoe Clerk and Recorder, and submitted to the Colorado Office of Emergency Management.

DATED, at Town of Foxfield, Colorado, this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
Lisa Jones, Mayor

ATTEST:

\_\_\_\_\_  
Randi Gallivan, CMC  
Town Clerk



**ORDER DECLARING A LOCAL DISASTER EMERGENCY IN AND FOR  
THE TOWN OF FOXFIELD, COLORADO**

WHEREAS, the Colorado Disaster Emergency Act, C.R.S. § 24-33.5-701, *et seq.* (the "Act"), provides procedures for statewide and local prevention of, preparation for, response to, and recovery from disasters and emergencies;

WHEREAS, pursuant to the Act, an "emergency" is an unexpected event that places life or property in danger and requires an immediate response through the use of state and community resources and procedures, and an "emergency epidemic" is cases of an illness or condition, communicable or noncommunicable, caused by bioterrorism, pandemic influenza, or novel and highly fatal infectious agents or biological toxins;

WHEREAS, pursuant to C.R.S. § 24-33.5-709, a local disaster emergency may be declared unilaterally by the principal executive officer of a political subdivision, here the Mayor;

WHEREAS, pursuant to C.R.S. § 24-33.5-709, such a declaration activates the response and recovery aspects of any applicable disaster emergency plans and authorizes the furnishing of aid and assistance under such plans;

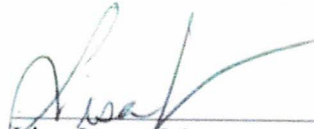
WHEREAS, pursuant to C.R.S. § 24-33.5-709(1) the declaration of a local emergency shall not be continued beyond a period of 7 days or removed except by action of the Board of Trustees;

WHEREAS, pursuant to C.R.S. § 24-33.5-709(1), any order declaring, continuing, or terminating a local disaster "shall be given prompt and general publicity and shall be filed promptly with the county clerk and recorder, the [town] clerk...and with the office of emergency management"; and

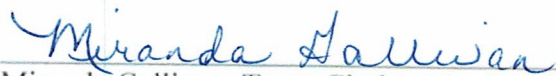
WHEREAS, because of the COVID-19 pandemic, which was recognized by the Governor of the State of Colorado on March 10, 2020, the Town of Foxfield is suffering and has suffered a disaster emergency as defined in the Act.

NOW, THEREFORE, IT IS HEREBY ORDERED, this 20th day of March, 2020, that a disaster emergency is declared in and for the Town of Foxfield, Colorado, beginning on this day and ending March 27, 2020, unless extended by action of the Board of Trustees.

IT IS FURTHER ORDERED that this Order shall be given prompt and general publicity, filed immediately with the Town Clerk, and a copy of it shall be sent to the Arapahoe County Clerk and Recorder as well as to the Colorado Office of Emergency Management.

  
\_\_\_\_\_  
Lisa Jones, Mayor

ATTEST:

  
\_\_\_\_\_  
Miranda Gallivan, Town Clerk

