

RESOLUTION NO. 2020-_____

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE COUNTY OF GALLATIN, MONTANA, PROCLAIMING A STATE OF EMERGENCY IN GALLATIN COUNTY, MONTANA

This Resolution was introduced by _____; moved by Commissioner _____ and seconded by Commissioner _____. The Resolution was adopted _____.

WHEREAS, the World Health Organization has declared the worldwide outbreak of COVID-19 Novel Coronavirus a pandemic; and

WHEREAS, the Montana Governor declared a statewide emergency relating to COVID-19 on March 12, 2020 via executive order 2-2020; and

WHEREAS, President Donald Trump declared a countrywide emergency related to COVID-19 on March 13, 2020 via presidential proclamation; and

WHEREAS, as of March 15, 2020, the United States Centers of Disease Control and Prevention (CDC) indicates there are over 1600 cases and 41 deaths in the United States; and

WHEREAS, most states in the United States are experiencing confirmed cases of COVID-19; and

WHEREAS, the Montana Department of Public Health and Human Services (DPHHS) recognizes COVID-19 as a threat to the residents of Montana; and

WHEREAS, on March 16, 2020, the Gallatin City-County Health Officer issued an order closing all bars, restaurants, breweries, wineries, distilleries, and casinos to the public to prevent the spread of COVID-19; and

WHEREAS, there is a confirmed case of COVID-19 in Gallatin County; and

WHEREAS, the entire area and population of Gallatin County is threatened by the spread of COVID-19; and

WHEREAS, the COVID-19 novel virus is an imminent threat to the residents of Gallatin County and local government's ability to provide continuity of essential government services; and

WHEREAS, Section 10-3-402(1), Montana Code Annotated (MCA) provides that "a local emergency proclamation or disaster declaration may be issued only by the principal executive officer of a political subdivision;" and

WHEREAS, Section 10-3-402(2), MCA provides that "[a]n emergency proclamation may be issued by order or resolution whenever the principal executive officer determines there is an

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emergency;” and

WHEREAS, Section 10-1-301(8), MCA, defines an emergency as “the imminent threat of a disaster causing immediate peril to life or property that timely action can avert or minimize; and

WHEREAS, Section 7-3-401, MCA, provides that “all . . . executive . . . powers and duties of the local government not specifically reserved by law or ordinance to other elected officers shall reside in the commission;” and

WHEREAS, Gallatin County is a local political subdivision of the State of Montana that has a Commission form of government; and

WHEREAS, the Gallatin County Commission finds it desirable to activate applicable parts of the local emergency plan and to authorize the furnishing of aid and assistance in accordance with such plans and programs pursuant to Section 7-3-404(2), MCA.

NOW, THEREFORE, BE IT RESOLVED:

- 1: An emergency is hereby declared pursuant to Section 10-3-402, MCA;
- 2: Annex H: Health and Medical Services of the Gallatin County Emergency Management Plan is Activated.
- 3: Copies of this resolution shall be filed with the Gallatin County Clerk and Recorder.

Dated this ____ day of _____, 20__.

GALLATIN COUNTY COMMISSION

Don Seifert, Chairman

ATTEST:

Eric Semerad, Clerk & Recorder