

TROY CITY COUNCIL
March 23, 2020
SPECIAL MEETING MINUTES

CITY COUNCIL MEETING: 5:00 p.m.

PRESENT: Mayor: Steve Corr, Councilors: Paul Groseclose, Mike Yenney, Bill Abbott, Cindy Gray
Employees Present: Clerk/Treasurer: Rhonda Case; Attorney: Susan Wilson

GUESTS: Tom Lamar

MEETING CALLED TO ORDER: Mayor, Steve Corr called the meeting to order at 5:00 P.M.

AGENDA:

- **COVID-19- DECLARATION, ORDINANCE, RESOLUTION**—Steve Corr opened with his emergency proclamation (attached) regarding the COVID-19 pandemic. After the Ordinance was introduced the council took a short recess (6:15p.m. to 6:25 p.m.) to post the ordinance at 5 different locations in the City of Troy.
- **Ordinance 2020-01**—attached. **Emergency Ordinance 2020-01**—It was moved by Cindy Gray and seconded by Mike Yenney that the Ordinance 2020-01 be read by title only. Motion passed by a roll call vote all in favor (Gray, Yenney, Abbott, Groseclose). It was moved by Cindy Gray and seconded by Bill Abbott that the rule requiring three separate readings be suspended and the council consider Ordinance 2020-01 be read passed and adopted. Motion passed by a roll call vote all in favor (Gray, Yenney, Abbott, Groseclose).
- **Emergency Declaration Resolution 2020-01**—it was moved by Cindy Gray and seconded by Bill Abbott that the city approve Resolution 2020-01 to extend the emergency order to May 5, 2020. Motion passed by a roll call vote all in favor (Gray, Yenney, Abbott, Groseclose).

Additional Business:

MAYOR CORR’S REPORTS/CORRESPONDENCE:

COUNCIL REPORTS:

BILL ABBOTT: no report

CINDY GRAY: no report

PAUL GROSECLOSE: no report

MIKE YENNEY: no report

TREASURER/CLERK REPORT: no report

ADJOURNMENT MOTION: A motion was made by Paul Groseclose to adjourn 6:36 P.M. A second was made by Cindy Gray. Motion passed.

Adjourned at 6:36 P.M.

Steve Corr, Mayor

Rhonda Case, City Clerk/Treasurer

THE CITY OF TROY

LOCAL EMERGENCY PROCLAMATION

- WHEREAS,** COVID-19, is a respiratory disease caused by the SARS-CoV-2 virus, which is a new strain of coronavirus that had not been previously identified in humans and can easily spread from person to person, which can result in serious illness or death thereby threatening widespread and/or severe damage to life or property thereby creating an “emergency” as defined by Idaho Code § 46-1002; and
- WHEREAS,** the CDC identifies the potential public health threat posed by COVID-19 both globally and in the United State as “high”, and has advised that person-to-person spread of COVID-19 will continue to occur globally, including within the United States; and
- WHEREAS,** on January 30, 2020, the International Health Regulations Emergency Committee of the World Health Organization declared the outbreak a “public health emergency of international concern”; and
- WHEREAS,** on January 31, 2020, Health and Human Services Secretary Alex M. Azar II declared a public health emergency for the United States to aid the nation's healthcare community in responding to COVID-19; and
- WHEREAS,** on February 29, 2020, Washington Governor Jay Inslee proclaimed a State of Emergency exists in all counties in the State of Washington; and
- WHEREAS,** on March 11, 2020, The World Health Organization (WHO) made the assessment that COVID-19 can be characterized as a pandemic; and
- WHEREAS,** on March 12, 2020, the City of Pullman Mayor, Glenn Johnson, declared a State of Emergency for the City of Pullman. The emergency declaration facilitates potential future assistance related to COVID-19 and is a means to ensure all necessary resources will be available if needed; and
- WHEREAS,** on March 13, 2020, the Idaho Governor Brad Little declared a state of emergency due to COVID-19. State officials say more than 100 people have been tested for COVID-19 in Idaho, but no one has been positive for COVID-19; and
- WHEREAS,** on March 13, 2020, the President of the United States issued an emergency declaration for the country in response to the increasing number of COVID-19 cases within the U.S.; and
- WHEREAS,** on March 13,2020, the Idaho Department of Health and Welfare and the Idaho North Central Health District issued recommendations for mass gatherings and public events in order to contain and slow the spread of COVID-19; and

ORDINANCE NO. 2020-01

AN ORDINANCE OF THE CITY OF TROY, IDAHO, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO FOR REVISING, CODIFYING AND COMPILING THE GENERAL ORDINANCES OF THE CITY OF TROY; PROVIDING FOR THE ENACTMENT OF A NEW CHAPTER 11 TO TITLE 1, OF TROY CITY CODE ENTITLED EMERGENCY POWERS; SETTING FORTH THE AUTHORITY; PURPOSE AND INTENT; SCOPE; DEFINITIONS; PUBLIC HEALTH EMERGENCY ORDERS; PROCESS FOR ENACTING PUBLIC HEALTH EMERGENCY ORDERS; SUSPENSION OF SERVICES; FORCE MAJEURE; PENALTY; APPEAL; ADOPTING A SAVINGS CLAUSE; PROVIDING THAT THE PROVISIONS OF THIS ORDINANCE BE DEEMED SEVERABLE; AND PROVIDING AN EFFECTIVE DATE IMMEDIATELY UPON ITS PASSAGE.

WHEREAS, the City, as a municipal corporation of the State of Idaho, has the authority to exercise all powers and perform all functions of local self-government in city affairs, that are not in conflict with the general laws or the constitution of the state of Idaho (I.C. 50-301); and

WHEREAS, the City is empowered to make all such ordinances, bylaws, rules, regulations and resolutions not inconsistent with the laws of the state of Idaho as may be expedient, in addition to the special powers in this act granted, to maintain the peace, good government and welfare of the corporation and its trade, commerce and industry (I.C. 50-302); and

WHEREAS, any person charged with or convicted of violation of a city ordinance and subject to imprisonment shall be confined in the City or the County jail (I.C. 50-302A); and

WHEREAS, under Troy City Code section 2-1-7 and Idaho Code 50-304, the City may pass all ordinances and make all regulations necessary to preserve the public health; prevent the introduction of contagious diseases into the city; make quarantine laws for that purpose and enforce the same within five (5) miles of the city; and

WHEREAS, under Idaho Code 50-310, the City is empowered to regulate or prohibit the loading or storage of any material deemed hazardous, or transporting the same over the streets or waters in the city, or within three (3) miles of city limits thereof; and

WHEREAS, under Idaho Code 50-606, the Mayor shall have such jurisdiction as may be vested in him/her by ordinance over all places within five (5) miles of the corporate limits of the city, for the enforcement of any health or quarantine ordinance and regulation thereof, and shall have jurisdiction in all matters vested in him/her by ordinance, except taxation, within one (1) mile of the corporate limits of said city and over such properties as may be owned by the city without corporate limits; and

WHEREAS, under Idaho Code 50-607, the Mayor shall have and exercise such powers, prerogatives and authority as is conferred by the laws of the state of Idaho or as may be conferred upon him/her by City Council; and