RESOLUTION 021-20

RESOLUTION DECLARING A STATE OF LOCAL DISASTER EMERGENCY

At a meeting of the Board of County Commissioners of Johnson County, Kansas conducted on the March 19, 2020 there came before the Board for consideration the matter of declaring a state of local disaster emergency.

The Board, upon a motion duly made, seconded, and carried adopted the following Resolution, to-wit:

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WHEREAS, the Chairman of the Board of County Commissioners issued a declaration of a state of local disaster on March 13, 2020, pursuant to K.S.A. 48-932, finding that a disaster had occurred, or the threat thereof was imminent within Johnson County, Kansas as a result of the Coronavirus pandemic (COVID-19) and the confirmed outbreak and person-to-person spread of COVID-19 in the United States, Kansas and Johnson County; and

WHEREAS, COVID-19, is a respiratory disease that spreads easily from person to person and may result in serious illness or death, has been confirmed in Kansas and in Johnson County, resulting in serious illness and at least one death to date in Kansas; and

WHEREAS, such conditions endanger the health, safety and welfare of persons and property within the border of Johnson County, Kansas; and

WHEREAS, to reduce spread of COVID-19, the United States Centers for Disease Control and Prevention (CDC) and the Kansas Department of Health and Environment (KDHE) recommend implementation of community mitigation strategies to increase containment of the virus, including cancellation of large gatherings and social distancing in smaller gatherings; and

WHEREAS, the worldwide outbreak of COVID-19 and the resulting epidemic in Kansas and Johnson County continue to threaten the life and health of our citizens and visitors as well as the economy and remains a public disaster affecting life, health, property and the public peace; and

WHEREAS, such conditions can endanger health, safety and welfare of persons and property within the border of Johnson County, Kansas; and

WHEREAS the Board of County Commissioners of Johnson County, Kansas wishes to ratify and extend the Chairman’s declaration, with the modifications and additions set out herein.

NOW, THEREFORE, BE IT PROCLAIMED by the Board of Commissioners of Johnson County, Kansas, pursuant to K.S.A. 48-932, and amendments thereto, that:
1. A State of Local Disaster Emergency exists for Johnson County, Kansas as a result of the Coronavirus pandemic (COVID-19).

2. The area within the borders of Johnson County, Kansas covered by this declaration is the entire area of Johnson County, Kansas.

3. This Declaration incorporates by reference and ratifies all public health orders now issued or to be issued by the local health officer, Dr. Joseph LeMaster, or by the Johnson County Board of Health, restricting gatherings of people and closing certain establishments, pursuant to Kansas public health laws.

4. This Declaration is supplemental to and does not limit or modify any orders, directives, management or control of the Coronavirus pandemic or other public health matters done by the Johnson County Public Health Department or by the Johnson County Health Officer.

5. This declaration of a local disaster emergency shall activate the response and recovery aspects of any and all local and inter-jurisdictional disaster emergency plans which are applicable to Johnson County, Kansas and shall initiate the rendering of aid and assistance thereunder.

6. The board of county commissioners has all rights and/or powers to perform such functions as are vested in said Board by and through the provisions of the Kansas Emergency Management Act. Any rights or powers lawfully exercised, or any actions taken pursuant to local disaster emergency plans shall continue and have full force and effect as authorized by law unless modified or terminated in the manner prescribed by law.

7. For the efficient continuity of essential County services during the disaster emergency, this Declaration hereby suspends and waives all current and pending County competitive procurement processes for the acquisition and purchase of goods and/or services to be made by or on behalf of Johnson County, Kansas Government, its agencies, departments, officials and authorized agents for the duration that this Declaration remains in effect, including any renewal period thereof, and authorizes the acquisition and purchase of such goods and/or services as may be needed in an amount up to $500,000, with consultation with the Chairman and Vice-Chairman for any amount over $250,000, under the emergency procurement exception to competition policy and procedures of County Administrative Purchasing Policy and Procedure 110.180.

8. This Declaration hereby authorizes that any current County vendor contract(s) set to expire within the duration of this Declaration, including any renewal period thereof, may be automatically renewed or extended for a period of up to six (6) months from the expiration date of such vendor contract(s), upon mutual agreement of the County and the vendor.

9. This declaration of a local disaster emergency shall be given prompt and general publicity and shall be filed promptly with the Johnson County Records and Tax Administration Department, which performs the functions of County Clerk pursuant to the Johnson County Home Rule Charter.
10. This state of local disaster emergency is effective immediately and shall remain in effect for a period of sixty (60) days or such other period as allowed by any executive order of the Kansas Governor, unless terminated earlier or renewed by the board of county commissioners.

This resolution shall be effective upon its adoption.

Resolution No. 021-20 adopted this 19th day of March, 2020.

BOARD OF COUNTY COMMISSIONERS
OF JOHNSON COUNTY, KANSAS

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Ed Eilert, Chairman

ATTEST:

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Lynda Sader
Deputy County Clerk

APPROVED AS TO FORM:

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F. Lawrence McAulay, Jr.
Assistant County Counselor