



Village Manager's Office

SUBJECT: COVID-19 Emergency Declaration

MEETING DATE: November 10, 2020 (updated from March 24, 2020, April 14, 2020, April 28, 2020, May 12, 2020, May 26, 2020, June 9, 2020, June 23, 2020, July 14, 2020, July 28, 2020, August 25, 2020, September 8, 2020, September 22, 2020, October 13, 2020 and October 27, 2020)

FROM: Michael Braiman, Village Manager
Jeffrey Stein, Assistant Village Manager/Corporation Counsel

Budget Impact: See budget impact discussion below

Recommended Motion

Adoption of Resolution #2020-R-40 Extending the Declaration of an Emergency Affecting the Public Health and Wellbeing due to the Outbreak of COVID-19 Virus.

Background & Discussion

To date, the Village President has issued, and the Village Board approved and extended, multiple emergency declarations due to the COVID-19 pandemic as follows:

1. March 17, 2020, the Village President issued a Declaration of Local Disaster and Public Health Emergency;
2. March 24, 2020, the Village Board approved the Declaration when it adopted Resolution 2020-R-17 ("Emergency Declaration");
3. April 7, 2020, the Village President issued an Amended Declaration of Local Disaster and Public Health Emergency Declaration;
4. April 14, 2020, the Village Board approved the Amended Declaration when it adopted Resolution 2020-R-25 ("Amended Emergency Declaration");
5. April 17, 2020, the Village President issued a Second Amended Declaration of Local Disaster and Public Health Emergency Declaration;

6. April 28, 2020, the Village Board approved the Second Amended Declaration when it adopted Resolution 2020-R-27 (“Second Amended Emergency Declaration”);
7. May 1, 2020, the Village President issued a Third Amended Declaration of Local Disaster and Public Health Emergency Declaration;
8. May 12, 2020, the Village Board approved the Third Amended Declaration when it adopted Resolution 2020-R-29 (“Third Amended Emergency Declaration”);
9. May 26, 2020, the Village Board approved the Fourth Amended Declaration when it adopted Resolution 2020-R-30 (“Fourth Amended Emergency Declaration”);
10. June 4, 2020, the Village President issued a Fifth Amended Declaration of Local Disaster and Public Health Emergency Declaration;
11. June 9, 2020, the Village Board approved the Fifth Amended Declaration when it adopted Resolution 2020-R-31 (“Fifth Amended Emergency Declaration”);
12. June 23, 2020, the Village Board approved the Sixth Amended Declaration when it adopted Resolution 2020-R-32 (“Sixth Amended Emergency Declaration”);
13. July 14, 2020, the Village Board extended the Sixth Amended Declaration to July 28, 2020 when it adopted Resolution 2020-R-33;
14. July 28, 2020, the Village Board approved the Seventh Amended Declaration when it adopted Resolution 2020-R-34;
15. August 25, 2020, the Village Board approved the Eighth Amended Declaration when it adopted Resolution 2020-R-35;
16. September 8, 2020, the Village Board extended the Eighth Amended Declaration when it adopted Resolution 2020-R-36;
17. September 22, 2020, the Village Board extended the Eighth Amended Declaration when it adopted Resolution 2020-R-37;
18. October 13, 2020, the Village Board extended the Eighth Amended Declaration when it adopted Resolution 2020-R-38;
19. October 27, 2020, the Village Board extended the Eighth Amended Declaration when it adopted Resolution 2020-R-39.

The Village Board’s adoption of Resolution 2020-R-39 on October 27, 2020 is the current emergency declaration in effect (referred to as the “Current Emergency Declaration”).

The Resolution submitted for approval will extend the Current Emergency Declaration to November 24, 2020. There are no changes or amendments to the Current Emergency

Declaration, so the only action needed by the Village Board is to extend the Current Emergency Declaration to its next meeting.

The Current Emergency Declarations will expire on November 10, 2020, and in order to continue to be in effect, the Village Board must extend it to their next Village Board meeting which is set for November 24, 2020. If for some unforeseen reason the Village Board cannot meet on November 24th, the Current Emergency Declarations would extend to the date in which the Village Board does meet.

A new component that was not included in the previous Emergency Declaration is the authorization to implement a restaurant business assistance grant program of up to \$254,635.22. The intent of the grant program is to provide financial support to the restaurant sector which was impacted by the implementation of new mitigation requirements put in place on October 28, 2020 due to sustained increases in positivity rates and hospital admissions. The restaurant business assistance grant will distribute immediate cash for the short-term financial needs of local businesses with the intent of preventing local businesses from closing due to the new mitigation requirements.

Previously, the Village Board approved \$531,000 for economic incentive grants and a total of \$276,364.78 was disbursed. The restaurant business assistance grant seeks to distribute the outstanding funds to support local restaurants. Similar to the prior two economic relief programs, this resolution will authorize the Village President to expend the grant funds and staff will draft program guidelines and administrative rules. Agenda item 6.31 will discuss the program guidelines in further detail.

Budget Impact

The business assistance programs contained within the declaration will be funded by General Fund reserves.

Documents Attached

1. Resolution #2020-R-40 Extending the Declaration of an Emergency Affecting the Public Health and Wellbeing due to the Outbreak of COVID-19 Virus.

RESOLUTION NO. 2020-R-40

**A RESOLUTION EXTENDING THE DECLARATION OF AN EMERGENCY
AFFECTING THE PUBLIC HEALTH AND WELLBEING DUE TO THE OUTBREAK
OF COVID-19 VIRUS**

WHEREAS, the Village of Wilmette, Cook County, Illinois (the “Village”) is a home rule municipal corporation as provided in Article VII, Section 6 of the 1970 Constitution of the State of Illinois and, pursuant to said constitutional authority, may exercise any power and perform any function pertaining to its government and affairs for the protection of the public health, safety, morals and welfare; which includes declaring emergencies concerning the declaration of local disasters or public health emergencies and providing for the authority of local officials to take such actions as may be necessary to protect the public health, safety and welfare in the event of a disaster or other local emergency; and

WHEREAS, State of Illinois Governor JB Pritzker issued a Gubernatorial Disaster Proclamation in response to the outbreak of Coronavirus Disease 2019 (“COVID-19”); and

WHEREAS, Governor Pritzker has issued multiple Executive Orders to help combat the spread of COVID-19; and

WHEREAS, in order to prevent the spread of COVID-19 in the Village, and to protect the residents, business community members, employees and officials of the Village from disease and death, to help assist businesses in the short term to remain viable and open to the public, to provide the residents with the ability to obtain food items in the safest and most efficient way possible, and to provide the Village’s business community with the ability to continue to safely serve patrons as allowed by the Executive Orders, the Village President issued a Declaration of Local Disaster and Public Health Emergency on March 17, 2020, pursuant to Illinois Municipal Code Section 5/11-1-6, the Illinois Emergency Management Agency Act Section 3305/11 and Chapter 2, Article XL of the Village Code; and

WHEREAS, on March 24, 2020, the Village Board adopted Resolution 2020-R-17, A Resolution Declaring an Emergency Affecting the Public Health and Wellbeing due to the Outbreak of COVID-19 Virus (“Emergency Declaration”) which extended the Village President’s Declaration of Local Disaster and Public Health Emergency to April 14, 2020; and

WHEREAS, On April 7, 2020, the Village President issued an Amended Declaration of Local Disaster and Public Health Emergency Declaration which mirrored the existing Emergency, but also added provisions for the enforcement of social distancing requirements and prohibitions against gatherings of more than ten people.

WHEREAS, on April 14, 2020, the Village Board adopted Resolution 2020-R-25, A Resolution Extending the Emergency Affecting the Public Health and Wellbeing Due to the Outbreak of COVID-19 Virus which extended the Amended Declaration of Local Disaster and Public Health Emergency to April 28, 2020 or until the Village Board could legally and safely conduct its next Village Board Meeting; and

WHEREAS, on April 17, 2020 the Village President issued a Second Amended Declaration of Local Disaster and Public Health Emergency which mirrored the existing Amended Emergency Declaration, but also added provisions of requiring individuals to wear a face covering when inside, whether working or shopping, any business open to the public, or any time an individual is riding in public transportation; and

WHEREAS, on April 28, 2020, the Village Board adopted Resolution 2020-R-27, A Resolution Extending the Emergency Affecting the Public Health and Wellbeing Due to the Outbreak of COVID-19 Virus which extended the Second Amended Declaration of Local Disaster and Public Health Emergency to May 12, 2020 or until the Village Board could legally and safely conduct its next Village Board Meeting; and

WHEREAS, on May 1, 2020, the Village President issued a Third Amended Declaration of Local Disaster and Public Health Emergency which mirrored the existing Amended Emergency Declaration, except it amended the provisions on the sale of alcoholic beverages by removing restrictions that the sale of alcohol be accompanied with the sale of food; and

WHEREAS, on May 12, 2020 the Village Board adopted Resolution 2020-R-29, A Resolution Extending the Emergency Affecting the Public Health and Wellbeing Due to the Outbreak of COVID-19 Virus which extended the Third Amended Declaration of Local Disaster and Public Health Emergency to May 26, 2020 or until the Village Board could legally and safely conduct its next Village Board Meeting; and

WHEREAS, on May 26, 2020 the Village Board adopted Resolution 2020-R-30, A Resolution Extending the Emergency Affecting the Public Health and Wellbeing Due to the Outbreak of COVID-19 Virus which adopted and extended the Fourth Amended Declaration of Local Disaster and Public Health Emergency to June 9, 2020 or until the Village Board could legally and safely conduct its next Village Board Meeting; and

WHEREAS, since the Fourth Amended Declaration was issued, Governor Pritzker issued a new Proclamation of Emergency and two new Executive Orders which permit businesses to reopen provided that businesses comply with all applicable guidance issued by the Illinois Department of Commerce & Economic Opportunity (collectively “Phase 3 Orders”); and

WHEREAS, the Illinois Department of Commerce & Economic Opportunity has also issued guidance encouraging religious institutions to hold outdoor or drive thru services; and

WHEREAS, on June 4, 2020, the Village President issued a Fifth Amended Declaration of Local Disaster and Public Health Emergency which amended the Fourth Amended Emergency Declaration to reflect the new Phase 3 authorizations and requirements for various operations and businesses; and

WHEREAS, on June 9, 2020, the Village Board adopted Resolution 2020-R-31, A Resolution Extending the Emergency Affecting the Public Health and Wellbeing Due to the Outbreak of COVID-19 Virus which adopted and extended the Fifth Amended Declaration of Local Disaster and Public Health Emergency to June 23, 2020 or until the Village Board could legally and safely conduct its next Village Board Meeting; and

WHEREAS, on June 23, 2020, the Village Board adopted Resolution 2020-R-32, A Resolution Extending the Emergency Affecting the Public Health and Wellbeing Due to the Outbreak of COVID-19 Virus which adopted and extended the Sixth Amended Declaration of Local Disaster and Public Health Emergency to July 14, 2020 or until the Village Board could legally and safely conduct its next Village Board Meeting; and

WHEREAS, on July 14, 2020, the Village Board adopted Resolution 2020-R-33 A Resolution Extending the Emergency Affecting the Public Health and Wellbeing Due to the Outbreak of COVID-19 Virus which extended the Sixth Amended Emergency Declaration to July 28, 2020; and

WHEREAS, on July 28, 2020, the Village Board adopted Resolution 2020-R-34, A Resolution Extending the Emergency Affecting the Public Health and Wellbeing Due to the Outbreak of COVID-19 Virus which adopted and extended the Seventh Amended Declaration of Local Disaster and Public Health Emergency to August 25, 2020 or until the Village Board could legally and safely conduct its next Village Board Meeting; and

WHEREAS, on August 25, 2020, the Village Board adopted Resolution 2020-R-35, A Resolution Extending the Emergency Affecting the Public Health and Wellbeing Due to the Outbreak of COVID-19 Virus which adopted and extended the Eighth Amended Declaration of Local Disaster and Public Health Emergency to September 8, 2020 or until the Village Board could legally and safely conduct its next Village Board Meeting; and

WHEREAS, on September 8, 2020, the Village Board adopted Resolution 2020-R-36 A Resolution Extending the Emergency Affecting the Public Health and Wellbeing Due to the Outbreak of COVID-19 Virus which extended the Eighth Amended Emergency Declaration to September 22, 2020; and

WHEREAS, on September 22, 2020, the Village Board adopted Resolution 2020-R-37 A Resolution Extending the Emergency Affecting the Public Health and Wellbeing Due to the Outbreak of COVID-19 Virus which extended the Eighth Amended Emergency Declaration to October 13, 2020; and

WHEREAS, on October 13, 2020, the Village Board adopted Resolution 2020-R-38 A Resolution Extending the Emergency Affecting the Public Health and Wellbeing Due to the Outbreak of COVID-19 Virus which extended the Eighth Amended Emergency Declaration to October 27, 2020; and

WHEREAS, on October 27, 2020, the Village Board adopted Resolution 2020-R-39 A Resolution Extending the Emergency Affecting the Public Health and Wellbeing Due to the Outbreak of COVID-19 Virus which extended the Eighth Amended Emergency Declaration to November 10, 2020; and **WHEREAS**, the Village Board desires to further extend the Eighth Amended Emergency Declaration which shall be in effect until its next scheduled meeting.

NOW, THEREFORE, BE IT RESOLVED by the President and Board of Trustees of the Village of Wilmette as follows:

SECTION ONE: Recitals Incorporation. The above recitals are incorporated into this section one as if fully set forth.

SECTION TWO: Extension of Local Disaster and Public Health Emergency. The Eighth Amended Emergency Declaration as adopted, is hereby extended and shall remain in effect to November 24, 2020, which may be further extended by the Village President if the

Village Board cannot lawfully and safely conduct its meeting. Such an extension beyond November 24, 2020 shall be made in writing and delivered to the Village Clerk and each Village Trustee and shall be in effect until the Village Board can legally and safely conduct a Village Board meeting.

SECTION THREE: Additional Powers Granted to the Village President. The Village President is authorized to direct staff to create administrative rules and procedures to provide Village of Wilmette restaurants with a grant. The Village President shall have the authority, during the duration of the local disaster and public health emergency, to expend up to \$254,635.22 from the Village’s general fund to aid and assist Wilmette restaurants in the manner and form prescribed in the administrative rules and procedures. Any expenditure made by the Village President shall be submitted to the Village Board for ratification at meeting immediately following said expenditure. Nothing in the provision shall create a right to any restaurant (or any other business) to receive any Village funds or create an obligation of the Village to expend any funds.

SECTION FOUR: This Resolution shall be in full force and effect from and after its passage as provided by law.

ADOPTED by the President and Board of Trustees of the Village of Wilmette, Illinois, on the **10th** day of **November 2020** according to the following roll call vote:

AYES:	<u>None.</u>
NAYS:	<u>None.</u>
ABSTAIN:	<u>None.</u>
ABSENT:	<u>None.</u>

Village Clerk

Approved on November 10, 2020

Village President

Attest:

Village Clerk