

Resolution 2020-314

A Resolution to Provide for Delegation of Certain Powers and the Continuity of Operations During the COVID-19 Outbreak

WHEREAS, on March 11, 2020 the World Health Organization declared the novel coronavirus (COVID-19) outbreak was a pandemic and on March 12, 2020, Tennessee Governor Bill Lee declared a State of Emergency to deploy additional resources to combat the spread of the virus, and on March 13, 2020, President Donald Trump declared a National Emergency over the coronavirus pandemic; and

WHEREAS, in recognition of this ongoing emergency, the Mayor of the City of Dyer issued Executive Order 2020-001 setting forth certain policies to prepare the City best preserve the health and safety of its residents and employees, and to prepare for a continuity of operations during the ongoing crisis; and

WHEREAS, national, state, and local authorities have continued to issue guidance and executive orders recognizing that a continued state of emergency exists within the City of Dyer, the State of Tennessee, and the United States, and

WHEREAS, the Board of Mayor and Aldermen recognize that significant disruptions to operations may occur, and that quick action may be necessary in response to the ongoing pandemic, and wish to implement certain policies to remain compliant with regulations and to ease the impact on residents and employees; now therefore

BE IT RESOLVED BY THE MAYOR AND BOARD OF ALDERPERSONS OF THE CITY OF DYER THAT:

SECTION 1. Resolution 2020-313 is repealed effective immediately.

SECTION 2. Beginning May 11, 2020 and continuing through June 30, 2020, unless repealed sooner, the Mayor of the City of Dyer is empowered to provide, at his discretion, an advance on an employee's sick-leave bank of hours of not more than 120 hours.

SECTION 3. Beginning May 11, 2020, and continuing through June 30, 2020, unless repealed sooner, and notwithstanding any law or ordinance to the contrary, the Mayor of the City of Dyer may:

1. Enact any policy or regulation necessary to preserve the health and safety of the residents of the City of Dyer, provided that such policy or regulation shall be reported to the Board of Mayor and Aldermen not less than 7 days after its enactment.
2. Suspend, cancel, reschedule, or delay any meeting of any public body or instrumentality of the City of Dyer including that of the Mayor and Board of Aldermen, and to provide for said meetings to be conducted safely, except that consistent with the Charter, a meeting may be called upon demand of any five (5) aldermen.

SECTION 4. Should any court of competent jurisdiction declare any section, clause, or provision of this resolution to be unconstitutional or invalid, such decision shall affect only such section, clause, or provision so declared unconstitutional, and shall not affect the validity of any other section, clause, or provision of this resolution.

SECTION 5. This resolution shall become effective from May 11, 2020, the public welfare requiring it.

ADOPTED AND APPROVED this 11th day of May, 2020.

Chris Younger, Mayor

Nathan Reed, City Recorder