

**Matt Brolley, Village President**  
**Penny FitzPatrick, Village Clerk**  
**Thomas K. Betsinger, Trustee**  
**Dan Gier, Trustee**  
**Steve Jungermann, Trustee**  
**Denny Lee, Trustee**  
**Doug Marecek, Trustee**  
**Theresa Sperling, Trustee**



**Emergency Village Board  
Meeting  
Wednesday, March 18, 2020  
1:00 PM, Village Hall**

---

THIS MEETING IS BEING RECORDED AND WILL BE AVAILABLE FOR VIEWING ON THE VILLAGE YOUTUBE CHANNEL.

## **AGENDA**

1. **Call to Order**
2. **Roll Call**
3. **Public Comments (via email)**
4. **Items for Separate Action**
  - A. Resolution 2020-004 Authorizing the Village President to Declare an Extended State of Emergency/Local Disaster.
  - B. Proclamation of Local State of Emergency/Disaster and Executive Order.
5. **Adjournment**



## RESOLUTION 2020-004

### **A Resolution Authorizing the Village President to Declare an Extended State of Emergency/Local Disaster**

**WHEREAS**, pursuant to the Illinois Municipal Code, 65 ILCS 5/11-1-6, the Illinois Emergency Management Agency Act, 20 ILCS 3305/11, and Section 6 ½-13 of the Village Code of Ordinances, the Village of Montgomery Board of Trustees has granted the Village President certain extraordinary powers during a State of Emergency and/or Local Disaster; and,

**WHEREAS**, pursuant to said Ordinance, such powers are set to expire seven (7) days following such a declaration, absent action by the Village Board of Trustees to extend said timeframe; and,

**WHEREAS**, the Village of Montgomery Board of Trustees wishes to allow the Village President to extend said Declaration of Emergency and/or Local Disaster to run concurrent with such declarations previously made by the President of the United States and/or the State of Illinois with regard to the current COVID-19 pandemic; and,

**WHEREAS**, the Village of Montgomery Board of Trustees wishes to affirm the authority of the Village President to take any and all other actions he shall deem reasonably necessary to respond to the State of Emergency and/or Local Disaster as changing circumstances may necessitate.

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

- (1) Any Declaration of Emergency and/or Executive Order made by the Village President in response to the current COVID-19 pandemic shall run concurrent with the emergency declarations made by the President of the United States and/or State of Illinois and shall automatically renew without necessitating further action of the Village of Montgomery Board of Trustees or Village President. Notwithstanding the foregoing, the Village President may elect to declare an end to the Village's State of Emergency/ Local Disaster prior to the expiration at the federal and/or state level if warranted by local circumstance.
- (2) The Village of Montgomery Board of Trustees recognizes and wishes to affirm the broad power of the Village President as vested by Section 1-6-8(C)(4)(a), 65 ILCS 5/11-1-6, and 20 ILCS 3305/11.

PASSED AND APPROVED by the President and Board of Trustees of the Village of Montgomery, Illinois, this \_\_\_ day of March, 2020.

\_\_\_\_\_ -  
Matthew Brolley, President of the Board of Trustees of  
the Village of Montgomery, Kane and Kendall Counties, Illinois

Attest: \_\_\_\_\_

	Aye	Nay	Absent
Trustee Sperling	_____	_____	_____
Trustee Gier	_____	_____	_____
Trustee Lee	_____	_____	_____
Trustee Betsinger	_____	_____	_____
Trustee Jungermann	_____	_____	_____
Trustee Maracek	_____	_____	_____
Village President Brolley	_____	_____	_____



**PROCLAMATION OF LOCAL STATE OF EMERGENCY/DISASTER AND EXECUTIVE ORDER**  
**Village of Montgomery, Kane and Kendall Counties, Illinois**  
**March 18, 2020**

I, Matthew Brolley, as Village President of the Village of Montgomery, Kane and Kendall Counties, Illinois, do hereby issue this Proclamation of Local State of Emergency/Disaster for the Village of Montgomery this 18<sup>th</sup> day of March, 2020 (“Proclamation”). This Proclamation and Order is issued pursuant to the authority granted pursuant to the Illinois Municipal Code (65 ILCS 5/11-1- 6); the Illinois Emergency Management Agency Act (20 ILCS 3305/11); and the Village of Montgomery Village Code Section 6 ½-13.

**FINDINGS OF FACT**

**WHEREAS**, various federal agencies, including the United States Centers for Disease Control (CDC), the United States Department of Health and Human Services (HHS), and the World Health Organization (WHO) have determined that the SARS- CoV-2 virus causes the COVID-19 respiratory disease and that such disease can result in serious illness and death to those who come in contact with it; and,

**WHEREAS**, a number COVID-19 have been confirmed in the State of Illinois, and specifically, in the Chicagoland region; and,

**WHEREAS**, on January 31, 2020, the Secretary of HHS declared a public health emergency for the entire United States of America concerning COVID-19; and,

**WHEREAS**, on March 9, 2020, Governor J.B. Pritzker issued a disaster proclamation concerning the spread of COVID-19 in Illinois; and,

**WHEREAS**, on March 11, 2020, the WHO declared that the spread of COVID-19 a global pandemic; and,

**WHEREAS**, on March 13, 2020, President Donald J. Trump declared a state of national emergency concerning the above-referenced COVID-19 pandemic; and,

**WHEREAS**, the Illinois Department of Public Health (“IDPH”) has established that the transmission of COVID-19 in Illinois generally occurs through community and person-to-person contact and that such contact significantly increases the risk of exposure and infection to the general public; and,

**WHEREAS**, IDPH has established that the transmission of COVID-19 creates an extreme public health risk throughout the State; and,

**WHEREAS**, as has been evidenced both nationally and globally, the SARS-CoV-2 virus has the potential to exponentially infect large numbers of people in a short amount of time, which places extreme burdens on the health care system and the economy.

**NOW, THEREFORE**, in accordance with the foregoing findings and in order to prevent the spread of COVID-19 in the Village, and to protect the residents of the Village from the associated risk to the public health, I find that it is necessary to issue this Proclamation and Order to implement emergency regulations and orders.

### **PROCLAMATION**

I hereby declare that a Local State of Emergency/Disaster exists in the Village of Montgomery in accordance with the findings of fact set forth herein.

### **EMERGENCY EXECUTIVE ORDER**

I hereby direct and order as follows:

- (1) This Declaration of Local State of Emergency/Disaster and/ any Executive Order made pursuant thereto shall run concurrent with declarations previously made by the President of the United States and/or the State of Illinois with regard to the current COVID-19 pandemic, unless otherwise deemed appropriate to declare an end to the Village's State of Emergency/ Local Disaster prior to the expiration of similar declarations at the federal and/or state level if warranted by local conditions.
- (2) This Declaration constitutes a declaration of civil emergency under the Village's collective bargaining agreements. Accordingly, I direct the Village Administrator to implement such emergency staffing protocols and procedures as may be necessary for the preservation of public health and safety, and for the preservation of the health of Village employees. Specifically, and without limitation of the foregoing, the Village Administrator is authorized to implement alternative staffing protocols, procedures, and shifts for the Village Police Department. Likewise, the Village Administrator is authorized to implement alternative staffing protocols, procedures, and shifts, for all other Village employees, including, but not limited to, Public Works, Community Development, and administrative staff.
- (3) If necessitated by changes in circumstance, I shall issue additional emergency regulations and orders in furtherance of this Proclamation. Notice of any additional regulations and orders will be provided to the Village Clerk and disseminated to the general public as soon as practicable.

### **EFFECTIVE DATE AND DURATION**

This Proclamation shall take effect immediately and shall run until such time as determined by subsection (1) herein.

Signed and sealed with the official seal of the Village of Montgomery on this 18<sup>th</sup> day of March, 2020.

By:

\_\_\_\_\_  
Matthew Brolley  
Village President, Village of Montgomery

**OATH**

I, Matthew Brolley, whose name is signed to this instrument, being first duly sworn, signed and executed the instrument as the Declaration of Local State of Emergency/Disaster, and that I signed willingly, and that I executed it as my free and voluntary act for the purposes therein expressed.

**NOTARY ACKNOWLEDGMENT**

On this 18<sup>th</sup> of March, 2020, personally appeared the above-named Matthew Brolley, acting in his capacity as the Village President of the Village of Montgomery, and acknowledged the foregoing to be his free act and deed, before me.

Commission Expires: \_\_\_\_\_

(Seal)

\_\_\_\_\_ My

Notary Public

Print \_\_\_\_\_

**This Declaration of Local State of Emergency/Disaster shall be filed with the Village Clerk as soon as practicable.**