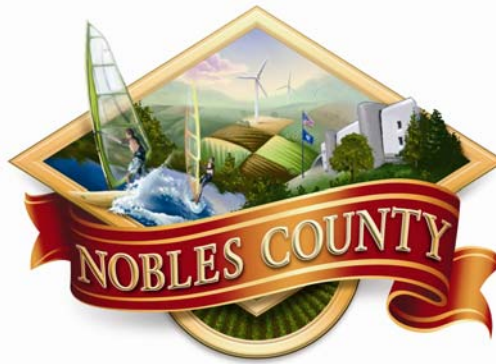


BOARD OF COMMISSIONERS

315 Tenth Street
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“In cooperation with our citizens, we improve the quality of life for individuals, families and communities by fostering a healthy economy and environment.”

“Looking forward with purpose”

**COUNTY BOARD EMERGENCY - PROPOSED AGENDA
WEDNESDAY, MARCH 18, 2020, 8:30 A.M.
3rd Floor –Government Center
Board of Commissioners Room, 315 Tenth Street, Worthington MN**

1.0 *Call to Order*

2.0 *Pledge of Allegiance*

3.0 *Approval of Agenda*

4.0 *County Emergency Declaration*

A. County Emergency Declaration - Resolution 202016 (*Action*)

5.0 *Library Closure*

6.0 *Postponement of the ½ Cent Sales Tax Public Hearing*

7.0 *Possible Other Closures*

8.0 *Adjournment*

FIRST DISTRICT
Justin Ahlers

SECOND DISTRICT
Gene Metz

THIRD DISTRICT
Matt Widboom

FOURTH DISTRICT
Robert Demuth Jr.

FIFTH DISTRICT
Donald Linssen

13D.04 NOTICE OF MEETINGS.

Subdivision 1. **Regular meetings.** A schedule of the regular meetings of a public body shall be kept on file at its primary offices. If a public body decides to hold a regular meeting at a time or place different from the time or place stated in its schedule of regular meetings, it shall give the same notice of the meeting that is provided in this section for a special meeting.

Subd. 2. **Special meetings.** (a) For a special meeting, except an emergency meeting or a special meeting for which a notice requirement is otherwise expressly established by statute, the public body shall post written notice of the date, time, place, and purpose of the meeting on the principal bulletin board of the public body, or if the public body has no principal bulletin board, on the door of its usual meeting room.

(b) The notice shall also be mailed or otherwise delivered to each person who has filed a written request for notice of special meetings with the public body. This notice shall be posted and mailed or delivered at least three days before the date of the meeting.

(c) As an alternative to mailing or otherwise delivering notice to persons who have filed a written request for notice of special meetings, the public body may publish the notice once, at least three days before the meeting, in the official newspaper of the public body or, if there is none, in a qualified newspaper of general circulation within the area of the public body's authority.

(d) A person filing a request for notice of special meetings may limit the request to notification of meetings concerning particular subjects, in which case the public body is required to send notice to that person only concerning special meetings involving those subjects.

(e) A public body may establish an expiration date for requests for notices of special meetings pursuant to this subdivision and require refiling of the request once each year.

(f) Not more than 60 days before the expiration date of a request for notice, the public body shall send notice of the refiling requirement to each person who filed during the preceding year.

Subd. 3. **Emergency meetings.** (a) For an emergency meeting, the public body shall make good faith efforts to provide notice of the meeting to each news medium that has filed a written request for notice if the request includes the news medium's telephone number.

(b) Notice of the emergency meeting shall be given by telephone or by any other method used to notify the members of the public body.

(c) Notice shall be provided to each news medium which has filed a written request for notice as soon as reasonably practicable after notice has been given to the members.

(d) Notice shall include the subject of the meeting. Posted or published notice of an emergency meeting is not required.

(e) An "emergency" meeting is a special meeting called because of circumstances that, in the judgment of the public body, require immediate consideration by the public body.

(f) If matters not directly related to the emergency are discussed or acted upon at an emergency meeting, the minutes of the meeting shall include a specific description of the matters.

(g) The notice requirement of this subdivision supersedes any other statutory notice requirement for a special meeting that is an emergency meeting.

Subd. 4. **Recessed or continued meetings.** (a) If a meeting is a recessed or continued session of a previous meeting, and the time and place of the meeting was established during the previous meeting and recorded in the minutes of that meeting, then no further published or mailed notice is necessary.

(b) For purposes of this subdivision, the term "meeting" includes a public hearing conducted pursuant to chapter 429 or any other law or charter provision requiring a public hearing by a public body.

Subd. 5. **Closed meetings.** The notice requirements of this section apply to closed meetings.

Subd. 6. **State agencies.** For a meeting of an agency, board, commission, or department of the state required or permitted by law to transact public business in a meeting:

(1) the notice requirements of this section apply only if a statute governing meetings of the agency, board, or commission does not contain specific reference to the method of providing notice;

(2) all provisions of this section relating to publication are satisfied by publication in the State Register or posting on the website of the agency, board, commission, or department; and

(3) a schedule of the regular meetings shall be kept on file at the primary offices or posted on the website of the agency, board, commission, or department.

Subd. 7. **Actual notice.** If a person receives actual notice of a meeting of a public body at least 24 hours before the meeting, all notice requirements of this section are satisfied with respect to that person, regardless of the method of receipt of notice.

History: 1957 c 773 s 1; 1967 c 462 s 1; 1973 c 123 art 5 s 7; 1973 c 654 s 15; 1973 c 680 s 1,3; 1975 c 271 s 6; 1981 c 174 s 1; 1983 c 137 s 1; 1983 c 274 s 18; 1984 c 462 s 27; 1987 c 313 s 1; 1990 c 550 s 2,3; 1991 c 292 art 8 s 12; 1991 c 319 s 22; 1994 c 618 art 1 s 39; 1997 c 154 s 2; 2014 c 274 s 1

Resolution 202016

County Board consent to Continued Local Emergency pursuant to Minnesota Statutes Chapter 12, regarding COVID-19 (coronavirus)

WHEREAS, there is an outbreak of respiratory illness, called coronavirus disease 2019 (COVID-19), in a growing number of countries, including the United States; and

WHEREAS, federal, state, and local public health authorities have identified the public health threat posed by COVID-19, which may be spread from person to person; and

WHEREAS, on March 11, 2020, the World Health Organization deemed COVID-19 to be a pandemic; and

WHEREAS, on March 13, 2020, President Donald Trump declared a Presidential National Emergency, and Governor Tim Walz declared a Peacetime State of Emergency in Minnesota, to authorize any and all necessary resources to be used in support of the response to COVID-19; and

WHEREAS, on Tuesday, March 17, 2020, the Chair of the Nobles County Board declared a Local Emergency, pursuant to Minnesota Statutes § 12.29, based on the following:

- As of March 16, 2020, more than 1,600 cases of COVID-19 have been identified in the United States, including more than 50 confirmed cases in the State of Minnesota;
- As of March 15, 2020, 9 confirmed cases were in South Dakota with 6 tests pending;
- Healthcare workers caring for patients with COVID-19 are at elevated risk of exposure, and healthcare systems may become overloaded if COVID-19 becomes widespread in Nobles County and surrounding communities;
- Local, state, and federal health departments are strongly recommending community mitigation strategies to slow community spread of COVID-19;
- The potential community transmission of COVID-19 threatens the health, safety, and welfare of the residents and employees of Nobles County and surrounding communities;
- The risk of community spread of COVID-19 requires extraordinary and immediate measures to slow the transmission of COVID-19, to protect individuals at increased risk, to protect the healthcare and critical infrastructure workforces, to minimize morbidity and mortality, and to minimize the social and economic impacts of community spread;
- The necessary resources to respond to and recover from this pandemic may exceed the resources available within Nobles County, and additional resources may be needed from state and/or federal sources;

WHEREAS, a local emergency may be declared by the Chair of the Nobles County Board of Commissioners, pursuant to Minnesota Statutes § 12.29; and

WHEREAS, a declaration of local emergency also invokes Nobles County's powers to rapidly provide emergency aid, pursuant to Minnesota Statutes § 12.37; and

WHEREAS, the Chair's Declaration of Local Emergency may not be continued for more than three days except by or with the consent of the Nobles County Board of Commissioners, pursuant to Minnesota Statutes § 12.29; and

WHEREAS, the Nobles County Board finds that the COVID-19 pandemic, the potential for outbreak in Nobles County, and the need for extraordinary and immediate measures to protect the health, safety, and welfare of Nobles County residents and employees will not be resolved in the immediate future; and

WHEREAS, the Nobles County Board of Commissioners further finds that the Local Emergency will last for more than three days; now therefore,

BE IT RESOLVED, that the Nobles County Board declares that the Local Emergency remains ongoing; and

BE IT FURTHER RESOLVED, that the Nobles County Board consents to continuation of the Local Emergency until the passage of a termination resolution by the Nobles County Board; and

BE IT FURTHER RESOLVED, the County Administrator or his designee is directed to request and coordinate all necessary aid from local, state, and federal government; and

BE IT FURTHER RESOLVED, the County Board delegates to the County Administrator authority to exercise the emergency powers outlined in Minnesota Statutes 12.37, for the duration of this Local Emergency; and

BE IT FURTHER RESOLVED, all Nobles County ordinances, rules, and policies that may inhibit or prevent prompt response to COVID-19 are suspended for the duration of the Local Emergency, in the sole discretion of the Nobles County Administrator or designee, but any such suspension by the County Administrator shall be timely reported to the Chair of the County Board.

CERTIFICATION

STATE OF MINNESOTA)

(ss

COUNTY OF NOBLES)

I, Justin Ahlers, County Board Chair of said County of Nobles, do hereby certify that I have compared the foregoing copy with the original resolution adopted by the County Board on the 18th day of March, 2020, and now remaining on file and of record in my office and that the same is a correct transcript and of the whole of such original.

Witness my hand and official seal this

SEAL

18th day of March, 2020



Justin Ahlers, County Board Chair

Nobles County, Minnesota