



## Legislation Details (With Text)

**File #:** 60077      **Version:** 3      **Name:** Declaring a State of Emergency for the City of Madison

**Type:** Resolution      **Status:** Passed

**File created:** 3/23/2020      **In control:** COMMON COUNCIL

**On agenda:** 3/31/2020      **Final action:** 3/31/2020

**Enactment date:** 4/3/2020      **Enactment #:** RES-20-00286

**Title:** Declaring that a state of emergency is hereby in existence for the City of Madison pursuant to Wis. Stats. § 323.11 and Madison General Ordinances Section 3.19.

**Sponsors:** Satya V. Rhodes-Conway

**Indexes:**

**Code sections:**

**Attachments:** 1. Proclamation of Emergency - 32320, 2. Emergency Proclamation Memo from Mayor 32320, 3. Emergency Orders-Projected Impact Summary.pdf, 4. 60077 v2.pdf, 5. 60077\_v3\_Final.pdf, 6. Emergency Order

Date	Ver.	Action By	Action	Result
3/31/2020	1	COMMON COUNCIL	Adopt Alternate	Fail
3/31/2020	1	COMMON COUNCIL	Adopt With Amendment(s)	Fail
3/31/2020	1	COMMON COUNCIL	Adopt With Amendment(s)	Pass
3/23/2020	1	Mayor's Office	RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24, & 2.25 - MISC. ITEMS	

### Fiscal Note

The fiscal impact of specific ordinance or policy changes authorized by the emergency declaration will be described in fiscal notes of future resolutions and/or ordinance changes presented to the Common Council for approval.

On March 23, 2020 the Mayor declared a state of emergency in the City of Madison resulting from the COVID-19 outbreak. This resolution formalizes the Mayor's declaration. As a result of the emergency declaration the Mayor has introduced 24 additional ordinance amendments to mitigate the impact of the COVID-19 outbreak on residents, businesses, and workers in the City of Madison. The projected fiscal impact of these measures is \$1.1 million in 2020. The attached summarizes these emergency measures and the projected fiscal impact. Assumptions used for these cost estimates are based on known information as of March 26, 2020.

### Title

Declaring that a state of emergency is hereby in existence for the City of Madison pursuant to Wis. Stats. § 323.11 and Madison General Ordinances Section 3.19.

### Body

WHEREAS, on March 23, 2020, the Mayor issued a proclamation declaring a state of emergency for the City of Madison resulting from evidence of increasing transmission of COVID-19;

WHEREAS, the conditions necessitating declaration of a state of emergency continue to exist; and

WHEREAS Madison General Ordinance Section 3.19 provides that upon a Mayoral proclamation of a local state of emergency, the Common Council shall meet to ratify, by resolution or ordinance, the state of

emergency and may, on a prospective basis, modify the regulations issued pursuant to the state of emergency;

NOW THEREFORE, BE IT HEREBY RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MADISON:

1. That the state of emergency proclaimed for the City of Madison by the Mayor on March 23, 2020, is hereby ratified.
2. That the Common Council adopts this resolution declaring an emergency exists in the City of Madison due to the emergency described above.

BE IT FURTHER RESOLVED:

3. That a state of emergency is hereby declared for the City of Madison pursuant to Wis. Stats. § 323.11 and Madison General Ordinances Section 3.19.
4. That the state of emergency shall be in effect until ~~the emergency conditions no longer exists~~ June 2, 2020.
5. This proclamation of emergency shall be given prompt and general publicity and shall be filed promptly with the City Clerk.
6. This proclamation of emergency activates the City of Madison emergency operations plan.
7. That this proclamation shall take effect immediately from and after its issuance.
8. That pursuant to the authority granted by the above provisions, the following regulations are now in effect and have the force of law:
  - (a) Under this Declaration, the Mayor may, after consultation with the City Attorney, issue orders to suspend the operation of, amend, create, or adopt city policies or ordinances, and suspend enforcement actions, that are not in conflict with existing state or federal laws, in order to mitigate the effects of the coronavirus pandemic on city workers, residents of, and businesses within the City of Madison. This includes the power to extend deadlines, waive penalties, issue permits or licenses, contract or waive contractual terms, or such other actions as are appropriate to protect the health, safety and welfare of the City and its residents.
  - (b) To the extent any such actions by the Mayor affect a legislative enactment of the Common Council, the actions shall be presented in a resolution to the Common Council at the next ~~regularly scheduled~~ meeting when the resolution may be considered. By the resolution, the Council will affirm, rescind, or amend any of the orders issued by the Mayor.

The authority granted by this Declaration expires ~~sixty (60) days~~ June 2, 2020. ~~after the Director of Public Health Madison and Dane County and the Governor of Wisconsin determine to end the emergency actions they have taken or will take to combat the coronavirus pandemic.~~