

RESOLUTION NO 21-26

**CITY OF ST. CLAIR
COUNTY OF ST. CLAIR, MICHIGAN**

A RESOLUTION EXTENDING A LOCAL STATE OF EMERGENCY FOR THE PURPOSE OF PERMITTING THE CITY COUNCIL AND OTHER PUBLIC BODIES OF THE CITY TO MEET BY ELECTRONIC AND TELEPHONIC MEANS.

A RESOLUTION of the City Council of the City of St. Clair adopted at a regular meeting of said Council held at the St. Clair City Council Chamber, located at 547 N. Carney Drive, St. Clair, Michigan, on the 16th day of August, 2021 at 7:00 PM.

WHEREAS, on April 5, 2021, the St. Clair City Council adopted a resolution declaring a local state of emergency for the purpose of permitting the City Council and other public bodies to meet by electronic and telephonic means based on findings made by both the Michigan Department of Health and Human Services (“MDHHS”), by and through its Director Elizabeth Hertel, and the St. Clair County Health Department, by and through its Director Annette Mercatante, M.D. (“Dr. Mercatante”) because of an acceleration of COVID-19 cases throughout St. Clair County; and

WHEREAS, the state of emergency is set to expire by terms of the resolution on August 31, 2021; and

WHEREAS, on August 9, 2021 Dr. Mercatante reported that the Centers for Disease Control and Prevention (CDC) has revised their safety recommendations to maximize protection from the Delta variant and prevent the spread of COVID-19 to others, and that the Michigan Department of Health and Human Services (MDHHS) and St. Clair County Health Department fully support and endorse the new CDC recommendations; and

WHEREAS, St. Clair County is now classified at the substantial community transmission level with a case rate of 54.67 per 100,000 persons and a test positivity rate of 5.68% (Time frame: August 1st through 7th), and that the St. Clair County Health Department anticipates these numbers to increase in the coming weeks; and

WHEREAS, Dr. Mercatante has said “The Delta variant of COVID-19 is highly contagious and increases the risk of illness and outbreaks. That is why a layered protection strategy is once again needed to help stop the spread of the virus;” and

WHEREAS, the City Council desires to conduct the public business of the City of St. Clair in a manner so as not to place at risk members of the public, City staff, or members serving on public bodies of the City;

NOW, THEREFORE, IT IS RESOLVED, THAT pursuant to the authority contained at Section 3 of the Home Rule Cities Act, MCL 117.3 (j), authorizing cities to provide for the public health and safety of persons; Section 3 of the Open Meetings Act, MCL 15.263(2), permitting public bodies to meet by electronic or telephonic means upon declaration of a local state of emergency or state of disaster, if meeting in person would place at risk the personal health or safety of members of the public or members of the public body; and Section 10(b) of the Emergency Management Act, permitting the Mayor to declare a local state of emergency;

I, Bill Cedar, Jr., Mayor of the City of St. Clair, based on the findings made both by the Michigan Department of Health and Human Services and the St. Clair County Health Department regarding the public health threat posed by the COVID-19 novel coronavirus and its variant strains declare a local state of emergency to permit the City Council and all other public bodies of the City to continue to meet by electronic and telephonic means after August 31, 2021 and respectfully request the City Council affirm this action through December 31, 2021.

RESOLUTION DECLARED ADOPTED

Bill Cedar, Jr., Mayor
City of St. Clair, Michigan

CERTIFICATION

The foregoing is a true and complete copy of a Resolution adopted by the City Council in the City of St. Clair, St. Clair County, Michigan at a regular meeting held on the 16th day of August, 2021. Public Notice of the meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of 1976 as amended by 2020 Public Act 254, and the Minutes of said meeting were kept and will be or have been made available as required by said Act.

Members Present: Mayor Cedar, Members Kindsvater, Klieman, LaPorte, Paul, Volz
Members Absent: Member Kuffa

It was moved by Member Kindsvater and supported by Member LaPorte to adopt the Resolution.

Members Voting Yes: LaPorte, Paul, Volz, Kindsvater, Klieman, Cedar
Members Voting No: None

The Resolution was declared adopted by the Mayor and has been recorded in the Resolution Book.

Annette Sturdy, City Clerk
City of St. Clair, Michigan