

**Emergency Council Meeting
Monday, June 24, 2024
City Council Chambers
1:00 p.m.
AGENDA**



Call to Order
Pledge of Allegiance

1. Declaration of Emergency
2. New Business
3. Adjourn



RESOLUTION #2024-

INTRODUCED:

SECONDED:

VOTED: **Aye:**
 Nay:
 Absent:

**A RESOLUTION ENACTED UNDER AUTHORITY OF MINNESOTA STATUTES
SECTIONS 12.29 AND 12.37 TO EXTEND THE PERIOD OF A
MAYOR-DECLARED LOCAL EMERGENCY**

WHEREAS, the Mayor of Windom has found that the following situation exists: flooding within the community due to heavy rains encountered on June 21-24, 2024; and

WHEREAS, the Mayor has declared that the situation is a local emergency; and

WHEREAS, the City Council agrees with the Mayor's findings and further finds that the situation will last for more than three days.

NOW, THEREFORE, BE IT REVOLVED BY THE CITY COUNCIL OF THE CITY OF WINDOM, MINNESOTA, AS FOLLOWS:

The City Council declares that the local emergency is recognized as continuing until July 3, 2024.

This declaration of a local emergency will invoke the City's disaster plan. The portions that are necessary for response to and recovery from the emergency must be used.

Adopted by the City Council of Windom, Minnesota, this 24th day of June, 2024.

Dominic Jones, Mayor

Attest: _____
Steve Nasby, City Administrator

EMERGENCY PROCLAMATION NO. 2024 - 01

WHEREAS, the Mayor of the City of Windom finds that Under the authority of Minnesota Statutes sections 12.29 and 12.37 the following situation exists: localized flooding within the community due to heavy rains encountered in June 21-24, 2024; and

WHEREAS, the Mayor finds that the situation was sudden and unforeseen and could not have been anticipated;

WHEREAS, the Mayor finds that general conditions in the city have worsened considerably as a result of the situation;

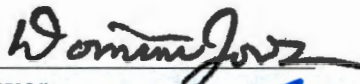
WHEREAS, the Mayor finds that this situation threatens the health, safety, and welfare of the citizens of the community;

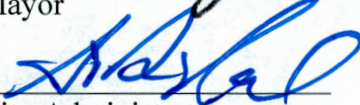
WHEREAS, the Mayor finds that the situation has resulted in significant loss and/or damage to public and private property or will cause such loss if not immediately addressed; specifically public infrastructure (including water, wastewater, storm sewers, electric, telecom and streets), public facilities (parks and recreational areas) and private property (including commercial and residential).

WHEREAS, the Mayor finds that traditional sources of relief are not able to repair or prevent the injury or loss.

Now, therefore, the Mayor declares this situation to be a local emergency effective at 1:00 pm on Friday, June 21, 2024.

This declaration of a local emergency will invoke the city's and/or county's disaster plan. The portions that are necessary for response to and recovery from the emergency must be used.


Mayor


City Administrator

12.29 DECLARATION OF LOCAL EMERGENCY.

Subdivision 1. **Authority to declare emergency.** A local emergency may be declared only by the mayor of a municipality or the chair of a county board of commissioners or their legal successors. It may not be continued for a period in excess of three days except by or with the consent of the governing body of the political subdivision. Any order or proclamation declaring, continuing, or terminating a local emergency must be given prompt and general publicity and filed promptly by the chief of the local record-keeping agency of the political subdivision.

Subd. 2. **Effect of declaration of emergency.** A declaration of a local emergency invokes necessary portions of the response and recovery aspects of applicable local or interjurisdictional disaster plans, and may authorize aid and assistance under those plans.

Subd. 3. **Interjurisdictional agencies.** No interjurisdictional agency or official may declare a local emergency unless expressly authorized by the agreement under which the agency functions. However, an interjurisdictional disaster agency shall provide aid and services in accordance with the agreement under which it functions.

History: 1976 c 266 s 2; 1986 c 444; 1996 c 344 s 18

12.37 POLITICAL SUBDIVISION'S POWERS TO FAST PROVIDE EMERGENCY AID.

During an emergency or disaster, each political subdivision, notwithstanding any statutory or charter provision to the contrary, and through its governing body acting within or without the corporate limits of the political subdivision, may:

(1) enter into contracts and incur obligations necessary to combat the disaster by protecting the health and safety of persons and property and by providing emergency assistance to the victims of the disaster; and

(2) exercise the powers vested by this subdivision in the light of the exigencies of the disaster without compliance with time-consuming procedures and formalities prescribed by law pertaining to:

(i) the performance of public work;

(ii) entering into contracts;

(iii) incurring of obligations;

(iv) employment of temporary workers;

(v) rental of equipment;

(vi) purchase of supplies and materials;

(vii) limitations upon tax levies; and

(viii) the appropriation and expenditure of public funds, for example, but not limited to, publication of ordinances and resolutions, publication of calls for bids, provisions of civil service laws and rules, provisions relating to low bids, and requirements for budgets.

History: 1951 c 694 s 307; 1957 c 171 s 1; 1996 c 344 s 26; 1999 c 250 art 2 s 2; 2003 c 2 art 1 s 2