

AGENDA

**SPECIAL REGULAR MEETING OF THE BOARD OF TRUSTEES
HELD REMOTELY
PUBLIC NOTICE POSTED AT THE VILLAGE HALL
350 VICTORY DRIVE
PARK FOREST, ILLINOIS**

CONFERENCE CALL

7:00 p.m.

April 6, 2020

Roll Call

Reports of Village Officers

Mayor

Village Attorney

Village Manager

Village Clerk

Reports of Commission Liaisons and Committee Chairpersons

Citizens Comments, Observations, Petitions*

Motion: Approval of Consent

CONSENT:

Resolution: A Resolution Pertaining to a Local Disaster and State of Emergency Due to the COVID-19 Pandemic

DEBATABLE:

Adjournment

**NOTE – DUE TO COVID-19,
THE BOARD MEETING WILL BE HELD VIA CONFERENCE CALL**

***Public comment can be sent prior to the phone conference Board Meeting via email to tmick@vopf.com by 3 pm the day of the meeting and public comments will be read during the public meeting**

****A record of all action (if any) taken during the Board Meeting will be made available upon request.**

MOTIONS

MOVED that the Consent Agenda and each item contained therein be hereby approved:

1. MOVED, that the Mayor and Board of Trustees adopt a resolution pertaining to a local disaster and state of emergency due to the COVID-19 pandemic

April 6, 2020

AGENDA BRIEFING

TO: Mayor Jonathan Vanderbilt
Board of Trustees

FROM: Thomas K. Mick, Village Manager

DATE: April 1, 2020

RE: A Resolution Pertaining to a Local Disaster and State of Emergency Due to the COVID-19 Pandemic

BACKGROUND/DISCUSSION:

Village of Park Forest operations are working to address issues related to the COVID-19 pandemic. As this work is carried out, various costs will be incurred specific to COVID-19. Items include emergency response preparedness purchases such as cots and pop-up/seclusion tents for the police station, N-95 masks for emergency first responders engaging impacted members of the public, surgical gowns, surgical masks (for patients), disinfecting mats, disposable Tyvek suits for responding personnel, eye protection and an extensive amount of sanitization materials and disinfectants.

The emergency management agencies for Cook and Will Counties, the State of Illinois (IEMA) and the federal government (FEMA) are collecting documentation from local governments for potential reimbursement of costs incurred. As part of the application process, an official disaster/emergency declaration needs to be adopted by the corporate authorities. To this end, the attached resolution has been drafted with support from Village legal counsel.

An item of note in the attached Article 2, Section (a) is that the duration of the declaration of local disaster and state of emergency will be in place for 30 days. It is very likely that this declaration may need to be extended at future meetings should the COVID-19 pandemic still persist 30 days from the effective date of the resolution (April 6th).

SCHEDULE FOR CONSIDERATION:

This item will appear on the April 6, 2020 Special Regular Meeting for Board discussion and approval.

**THE VILLAGE OF PARK FOREST
COOK AND WILL COUNTIES, ILLINOIS**

RESOLUTION NO. _____

**A RESOLUTION
PERTAINING TO A LOCAL DISASTER AND STATE OF EMERGENCY
DUE TO THE COVID-19 PANDEMIC**

**JONATHAN VANDERBILT, President
SHEILA MCGANN, Clerk**

**TIFFANI GRAHAM
MAYA HARDY
CANDYCE HERRON
GLENN HENNESSY
THERESA SETTLES
JOSEPH WOODS**

TRUSTEES

RESOLUTION NUMBER _____
**A RESOLUTION PERTAINING TO A LOCAL DISASTER AND STATE OF
EMERGENCY DUE TO THE COVID-19 PANDEMIC**

WHEREAS, the Village of Park Forest, Cook County and Will County, Illinois (the “Village”) is a home rule municipality pursuant to Section 6(a), Article VII of the 1970 Constitution of the State of Illinois, and as such may exercise any power and perform any function pertaining to its government and affairs including, but not limited to, the power to legislate for the protection of the public health, safety, and welfare; and (the “Home Rule Powers”); and

WHEREAS, the Illinois Municipal Code, 65 ILCS 5/11-1-6, provides for the declaration of a state of emergency and the grant of extraordinary power and authority to the Village President by the corporate authorities to exercise, by executive order, during a state of emergency, such of the powers of the City Council as may be reasonably necessary to respond to the emergency; and

WHEREAS, the Illinois Emergency Management Agency Act, 20 ILCS 3305/11, further provides for emergency local disaster declaration by the principal executive officer or his or her interim emergency successor; and

WHEREAS, the Village has its own Emergency Service and Disaster Agency Ordinances found in Chapter 34, Article I of the Village Code of Ordinances; and

WHEREAS, on March 9, 2020, Governor JB Pritzker issued a Gubernatorial Disaster Proclamation for the entire State of Illinois as a result of the COVID-19 Pandemic and has issued subsequent executive orders implementing required Social Distancing measures, including a mandatory “stay-at-home” order (Executive Order 2020-10), the effective period of which has since been extended;

WHEREAS, On March 11, the World Health Organization categorized this outbreak of COVID-19 as a pandemic;

WHEREAS, on March 13, 2020, the President of the United States declared a national emergency beginning March 1, 2020, in an effort to contain and mitigate the national impact of the expanding global outbreak of the virus and has ordered states and hospitals to open their emergency operations centers and activate their emergency plans for the protection of our citizens;

WHEREAS, despite the efforts to contain the virus, the Center for Disease Control and Prevention (the “CDC”) indicates that more cases of the virus are expected in the United States in the coming days, including more instances of community spread, and as the outbreak continues, widespread transmission of the virus in the United States is expected to occur; and

WHEREAS, the CDC currently recommends all communities take measures to both prepare for and mitigate community transmission of the virus in the United States; and

WHEREAS, certain populations are at a higher risk of experiencing more severe illness as a result of the virus including older adults and people who have serious chronic medical conditions such as heart disease, diabetes, or lung disease; and

WHEREAS, the Village must take actions to contain and mitigate the local impact of the virus outbreak and provide for the continuity of government, activation of the Village Emergency Operation Plans, provide for the continuation of essential services, qualify for federal and state disaster assistance, and provide for the health and safety of all Village residents; and

WHEREAS, the Mayor and Board of Trustees have determined that it is in the best interest of the Village of Park Forest to activate the local disaster and emergency provisions allowed by State and local law during the current state of emergency within the Village; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Trustees of the Village of Park Forest, Cook and Will Counties, Illinois, as follows:

ARTICLE 1

The foregoing recitals shall be and are hereby incorporated as findings of fact as if said recitals were fully set forth herein.

ARTICLE 2

(a) *Declaration of Local Disaster.* Pursuant to the provisions of Chapter 34, Article I of the Code of Ordinances of the Village of Park Forest and specifically Section 34-6, it is hereby determined that there be declared a local disaster and state of emergency in the Village of Park Forest due to the COVID-19 Pandemic. The Statement of Standards and Declaration of Local State of Emergency are ratified, affirmed, and attached hereto and incorporated herein as “**Exhibit A.**”

(b) *Emergency Powers.* The Mayor shall be and is hereby authorized and directed to exercise by executive order the extraordinary emergency powers and authority listed in Section 34-5 of the Code of Ordinances of the Village of Park Forest as may be reasonably necessary, and in accordance with the Village local emergency operation plans, to respond to the emergency during the time that this state of emergency exists.

(c) *Village Board.* The Village Board reserves the right to grant further extraordinary powers or rescind all or part of any grant of emergency powers as it determines to be necessary.

(d) *Duration.* This Resolution and declaration of local disaster and state of emergency herein authorized shall be effective for a period of up to **30 days** or until the adjournment of the next regular or special meeting of the Village Board, whichever comes first, unless sooner terminated by a proclamation of the Mayor, or his or her Emergency Interim Successor, indicating that the civil emergency no longer exists. The Mayor or his or her Emergency Interim Successor, shall have the power to re-proclaim the existence of an emergency at the end of each **30-day** period during the time said emergency exists.

(e) *Notice.* Upon issuing the Declaration herein authorized, the municipal clerk shall notify the news media situated within the Village, and shall cause at least four copies of the proclamation declaring the existence of the emergency and any curfew to be posted at the following places within the Village: the Village Hall, the police station, the post office, and in the area of any curfew.

(f) *Violations.* Any person violating the provisions of this section or executive orders issues pursuant hereto shall be guilty of an offense against the Village and shall be punished as provided by Chapter 66, Article II the Code of Ordinances of the Village of Park Forest.

(g) *Effect on other ordinances.* Nothing contained in this Resolution shall be construed to impair the powers contained in the Code of Ordinances of the Village of Park Forest or giving power to the police and fire departments, but shall be construed together with existing ordinances now in effect for the safety and welfare of the citizens of the Village.

ARTICLE 3

EFFECTIVE DATE. This Resolution shall be in full force and effect on April 6, 2020.

ARTICLE 4

REPEAL OF CONFLICTING PROVISIONS. All ordinances and resolutions, or parts thereof, in conflict with the provisions of this Resolution are, to the extent of the conflict, expressly repealed on the effective date of this Resolution.

ARTICLE 5

SEVERABILITY. If any provisions of this Resolution or application thereof to any person or circumstances is ruled unconstitutional or otherwise invalid, such invalidity shall not affect other provisions or applications of this Resolution that can be given effect without the invalid application of provision, and each invalid provisions or invalid application of this Resolution is severable.

(Remainder of Page Intentionally Left Blank)

ADOPTED by the Mayor and Board of Trustees of the Village of Park Forest, Cook and Will Counties, Illinois this _____ day of _____, 2020, pursuant to roll call vote, as follows:

	Yes	No	Absent	Present
Tiffani Graham				
Maya Hardy				
Candyce Herron				
Glenna Hennessy				
Theresa Settles				
Joseph Woods				
TOTAL:				

APPROVED by the Mayor of the Village of Park Forest, Cook and Will Counties, Illinois on this _____ day of _____, 2020.

Jonathan Vanderbilt, Mayor

ATTEST:

Sheila McGann, Clerk

**Statement of Standards and
Declaration of Local State of Emergency**

State of Illinois

Counties of Cook & Will

Village of Park Forest

Pursuant to the authority vested in the office of Village President (“Mayor”) by the Illinois Municipal Code Section 5/11-1-6, the Illinois Emergency Management Agency Act Section 3305/11, and Chapter 34, Article I, as amended, of the Code of Ordinances for the Village of Park Forest, I, JONATHAN VANDERBILT, the Mayor of the Village of Park Forest, do hereby declare, based upon the Gubernatorial Disaster Proclamation, that a Local State of Emergency exists as of this date, April 1, 2020, and shall continue until such time as prescribed by statute. I further find that all standards prescribed in our local ordinances, as amended, allowing me to Declare a State of Emergency, have been met, including an investigation of this situation that will or could cause death to individuals or serious injury to the health and welfare of the public based on the determinations and findings made recitals in the Gubernatorial Disaster Proclamation, which are affirmed by Village staff.

The nature of this emergency is as provided in the attached “Gubernatorial Disaster Proclamation,” which is incorporated herein and made part hereof.

During the existence of the Local State of Emergency, the Mayor shall execute such authority as provided under the Illinois Municipal Code, the Illinois Emergency Management Agency Act, and Chapter 34, Article I, as amended, of the Code of Ordinances for the Village of Park Forest.

This Declaration of Local State of Emergency shall be filed with the City Clerk as soon as practicable.

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

Mayor Jonathan Vanderbilt
Village of Park Forest

NOTARY ACKNOWLEDGEMENT

On this 6th day of April, 2020, I personally witnessed the above-named, Mayor Jonathan Vanderbilt, and acknowledged the foregoing to be his free act and deed, before me.

Notary Public

My Commission Expires: _____

(Seal)

Print _____

FILED
INDEX DEPARTMENT
MAR 09 2020
IN THE OFFICE OF
SECRETARY OF STATE

GUBERNATORIAL DISASTER PROCLAMATION

WHEREAS, in late 2019, a new and significant outbreak of Coronavirus Disease 2019 (COVID-19) emerged in China; and,

WHEREAS, COVID-19 is a novel severe acute respiratory illness that can spread among people through respiratory transmissions and present with symptoms similar to those of influenza; and,

WHEREAS, certain populations are at higher risk of experiencing more severe illness as a result of COVID-19, including older adults and people who have serious chronic medical conditions such as heart disease, diabetes, or lung disease; and,

WHEREAS, we are continuing our efforts to prepare for any eventuality given that this is a novel illness and given the known health risks it poses for the elderly and those with serious chronic medical conditions; and,

WHEREAS, the World Health Organization declared COVID-19 a Public Health Emergency of International Concern on January 30, 2020, and the United States Secretary of Health and Human Services declared that COVID-19 presents a public health emergency on January 27, 2020; and,

WHEREAS, the World Health Organization has reported 109,578 confirmed cases of COVID-19 and 3,809 deaths attributable to COVID-19 globally as of March 9, 2020; and,

WHEREAS, in response to the recent COVID-19 outbreaks in China, Iran, Italy and South Korea, the Centers for Disease Control and Prevention ("CDC") has deemed it necessary to prohibit or restrict non-essential travel to or from those countries; and,

WHEREAS, the CDC has advised older travelers and those with chronic medical conditions to avoid nonessential travel, and has advised all travelers to exercise enhanced precautions; and,

WHEREAS, the CDC currently recommends community preparedness and everyday prevention measures be taken by all individuals and families in the United States, including voluntary home isolation when individuals are sick with respiratory symptoms, covering coughs and sneezes with a tissue, washing hands often with soap and water for at least 20 seconds, use of alcohol-based hand sanitizers with at least 60% alcohol if soap and water are not readily available, and routinely cleaning frequently touched surfaces and objects to increase community resilience and readiness for responding to an outbreak; and,

WHEREAS, a vaccine or drug is currently not available for COVID-19; and,

WHEREAS, in communities with confirmed COVID-19 cases, the CDC currently recommends mitigation measures, including staying at home when sick, when a household

member is sick with respiratory disease symptoms or when instructed to do so by public health officials or a health care provider and keeping away from others who are sick; and,

WHEREAS, despite efforts to contain COVID-19, the World Health Organization and the CDC indicate that it is expected to spread; and,

WHEREAS, there are currently 11 confirmed cases of COVID-19 and an additional 260 persons under investigation in Illinois; and,

WHEREAS, one of the confirmed cases of COVID-19 in Illinois has not been linked to any travel activity or to an already-confirmed COVID-19 case, which indicates community transmission in Illinois; and,

WHEREAS, based on the foregoing, the circumstances surrounding COVID-19 constitute a public health emergency under Section 4 of the Illinois Emergency Management Agency Act; and,

WHEREAS, it is the policy of the State of Illinois that the State will be prepared to address any disasters and, therefore, it is necessary and appropriate to make additional State resources available to ensure that the effects of COVID-19 are mitigated and minimized and that residents and visitors in the State remain safe and secure; and,

WHEREAS, this proclamation will assist Illinois agencies in coordinating State and Federal resources, including the Strategic National Stockpile of medicines and protective equipment, to support local governments in preparation for any action that may be necessary related to the potential impact of COVID-19 in the State of Illinois; and,

WHEREAS, these conditions provide legal justification under Section 7 of the Illinois Emergency Management Agency Act for the issuance of a proclamation of disaster;

NOW, THEREFORE, in the interest of aiding the people of Illinois and the local governments responsible for ensuring public health and safety, I, JB Pritzker, Governor of the State of Illinois, hereby proclaim as follows:

Section 1. Pursuant to the provisions of Section 7 of the Illinois Emergency Management Agency Act, 20 ILCS 3305/7, I find that a disaster exists within the State of Illinois and specifically declare all counties in the State of Illinois as a disaster area.

Section 2. The Illinois Department of Public Health and the Illinois Emergency Management Agency are directed to coordinate with each other with respect to planning for and responding to the present public health emergency.

Section 3. The Illinois Department of Public Health is further directed to cooperate with the Governor, other State agencies and local authorities, including local public health authorities, in the development of strategies and plans to protect the public health in connection with the present public health emergency.

Section 4. The Illinois Emergency Management Agency is directed to implement the State Emergency Operations Plan to coordinate State resources to support local governments in disaster response and recovery operations.

Section 5. To aid with emergency purchases necessary for response and other emergency powers as authorized by the Illinois Emergency Management Agency Act, the provisions of the Illinois Procurement Code that would in any way prevent, hinder or delay necessary action in coping with the disaster are suspended to the extent they are not required by federal law. If necessary, and in accordance with Section 7(1) of the Illinois Emergency Management Agency Act, 20 ILCS 3305/7(1), the Governor may take appropriate executive action to suspend additional statutes, orders, rules, and regulations.

Section 6. Pursuant to Section 7(3) of the Illinois Emergency Management Agency Act, 20 ILCS 3305/7(3), this proclamation activates the Governor's authority, as necessary, to transfer the direction, personnel or functions of State departments and agencies or units thereof for the purpose of performing or facilitating emergency response programs.

Section 7. The Illinois Department of Public Health, Illinois Department of Insurance and the Illinois Department of Healthcare and Family Services are directed to recommend, and, as appropriate, take necessary actions to ensure consumers do not face financial barriers in accessing diagnostic testing and treatment services for COVID-19.

Section 8. The Illinois State Board of Education is directed to recommend, and, as appropriate, take necessary actions to address chronic absenteeism due to transmission of COVID-19 and to alleviate any barriers to the use of e-learning during the effect of this proclamation that exist in the Illinois School Code, 105 ILCS 5/1-1 et. seq.

Section 9. Pursuant to Section 7(14) of the Illinois Emergency Management Agency Act, 20 ILCS 3305/7(14), increases in the selling price of goods or services, including medical supplies, protective equipment, medications and other commodities intended to assist in the prevention of or treatment and recovery of COVID-19, shall be prohibited in the State of Illinois while this proclamation is in effect:

Section 10. This proclamation can facilitate a request for Federal emergency and/or disaster assistance if a complete and comprehensive assessment of damage indicates that effective recovery is beyond the capabilities of the State and affected local governments.

Section 11. This proclamation shall be effective immediately and remain in effect for 30 days.

A handwritten signature in black ink, appearing to read 'JB Pritzker', written over a horizontal line.

JB Pritzker
Governor

Date: March 9, 2020