

1 IN THE BOARD OF COUNTY COMMISSIONERS

2 FOR WASHINGTON COUNTY, OREGON

3 In the Matter of the Extension of the ) RESOLUTION AND ORDER  
4 Declaration of a State of Emergency )

5 No. \_\_\_\_\_

6 This matter having come before the Washington County Board on September 1, 2020, and

7 It appearing to the Board that:

8 WHEREAS, ORS 401.305 provides authority for Washington County to act as an emergency  
9 management agency, including authority to establish policies and protocols for defining and  
10 directing responsibilities during time of emergency; and

11 WHEREAS, on March 4, 2020 the Board of Commissioners adopted a Resolution and Order  
12 declaring a state of emergency and the conditions that created that state of emergency continue  
13 to exist; and

14 WHEREAS, Washington County has enacted a local ordinance (County Code Chapter  
15 8.36) pursuant to the authority granted by ORS Chapter 401 and the Washington County  
16 Charter, that provides for executive responsibility in times of emergency and specifically  
17 delegates authority to declare a state of emergency to the Board of Commissioners, or if a  
18 quorum of the Board of Commissioners is unavailable, to the County Chair, Vice Chair,  
19 Commissioners, County Administrator, Assistant Administrator, Sheriff (if preceding official is  
20 unavailable); and

21 WHEREAS, the following conditions have resulted in the need for an extension of the  
22 declaration of the state of emergency:

1 The County continues to respond to the COVID-19 cases in Washington County; and

2 WHEREAS, the following disruption of important services, damage to life, or damage to  
3 property can be expected from the above conditions:

4 COVID-19 continues to expand in Washington County and worldwide. County resources  
5 continue to be needed to respond to this threat to keep the public as safe as possible. Resources  
6 related to disease investigation and prevention, public information, continuity of operations,  
7 assistance to homeless individuals, support for families affected by the illness, personal  
8 protective equipment, and funding are expected to be exhausted; and

9 WHEREAS, pursuant to ORS 310.309 the Board has assigned authority to the Department  
10 of Land Use & Transportation to issue permits to utilities to construct, occupy, maintain, and  
11 service their facilities in the right-of-way and the Board has adopted reasonable rules for use of  
12 the right-of-way in R&O 77-76 that may create difficulties for utilities providing essential services  
13 during the pandemic; and

14 WHEREAS, the foregoing continues to affect the entire County and;  
15 now, therefore, it is

16 RESOLVED AND ORDERED that the Board of Commissioners for Washington County  
17 formally extends the declaration of a state of emergency for Washington County that the Board  
18 adopted and was in effect on March 4, 2020, extended on March 17, 2020, extended again on  
19 March 31, 2020, extend again on April 7, 2020 and extended again on April 21, 2020 and  
20 extended again on May 5, 2020 and extended again on June 2, 2020, extended again on June 23,  
21 2020, extended again on July 21, 2020 and extended again on August 18, 2020 and it is further

1 RESOLVED AND ORDERED that, upon declaration of a state of emergency the Board of  
2 Commissioners shall be authorized to take such actions and issue such orders as are determined  
3 to be necessary to protect the public and property and to efficiently conduct activities that  
4 minimize or mitigate the effect of the emergency as described in WCC 8.36.050., and further that  
5 the County Office of Emergency Management is empowered to carry out the appropriate  
6 function and duties identified in County Code Chapter 8.36 during times of emergency and shall  
7 implement the Washington County Emergency Operations Plan; and it is further

8 RESOLVED AND ORDERED that the Emergency Program Manager shall take all necessary  
9 steps authorized by law to coordinate response and recovery from this emergency including, but  
10 not limited to, requesting assistance and potential reimbursements from the State of Oregon and  
11 the appropriate federal agencies; and it is further

12 RESOLVED AND ORDERED that emergency procurements of goods and services are  
13 authorized pursuant to ORS 279B.080, ORS 279C.335(6), ORS 279.380(4), and Rules of  
14 Procurement, Section 20-020; and it is further

15 RESOLVED AND ORDERED that the County Administrative Officer is delegated authority to  
16 authorize contracts under this emergency declaration in amounts of up to five hundred thousand  
17 dollars (\$500,000) and will follow the emergency procedures in the Rules of Procurement, Section  
18 20-020; and it is further

19 RESOLOVED AND ORDERED, that the Board finds that the rules adopted by R&O 77-76  
20 may be impractical during this time, the Director Department of Land Use & Transportation or his  
21 designee is authorized to take such action and issue necessary authorization, that is in the best

1 interest of the public for the use and protection of the public roadway and traveling public, to  
2 allow utilities, as identified in R&O 77-76, to conduct work on existing essential critical  
3 infrastructure, as determined by the Department of Homeland Security; and it is further

4           RESOLVED AND ORDERED that this declaration of emergency shall expire on  
5           September 29, 2020.

6           DATED this 1st day of September, 2020.

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8           BOARD OF COUNTY COMMISSIONERS  
9           FOR WASHINGTON COUNTY, OREGON

10           \_\_\_\_\_  
11           CHAIR KATHRYN HARRINGTON

12           \_\_\_\_\_  
13           RECORDING SECRETARY