

**RESOLUTION NO. 12
SERIES 2020**

**A RESOLUTION OF THE VAIL TOWN COUNCIL DECLARING A LOCAL
DISASTER EMERGENCY**

WHEREAS, on March 10, 2020, the Governor of the State of Colorado recognized the COVID-19 pandemic and declared a state of emergency;

WHEREAS, on March 13, 2020, the Town Manager declared a disaster emergency in and for the Town of Vail, Colorado, pursuant to the Colorado Disaster Emergency Act, C.R.S. § 24-33.5-701, *et seq.* (the "Act"), and Section 13.5 of the Town's Home Rule Charter;

WHEREAS, pursuant to the Act, the Town Manager's unilateral declaration is only effective for a period of 7 days, and formal action of the Town Council is required to extend the declaration beyond 7 days; and

WHEREAS, the emergency conditions caused by the COVID-19 pandemic, as defined by C.R.S. § 24-33.5-702 and the Charter, persist and require additional and sustained action by the Town.

**NOW THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE
TOWN OF VAIL:**

Section 1. The Town Manager's March 13, 2020 declaration of a disaster emergency in and for the Town of Vail, a copy of which is attached hereto, is hereby ratified and extended.

Section 2. The following actions taken and the following regulations adopted by the Town Manager pursuant to Section 13.5 of the Charter are ratified and confirmed.

- a. *Adopted and Extended Town of Vail Virtual Meeting Policy.***
- b. *Authorized the suspension of the collection of all sales tax payments. Effective March 17, tax returns shall continue to be filed in a timely manner, however no payment of taxes is required until further notice.***

Section 3. Emergency appropriations necessary to protect health, property or the public peace may be adopted by emergency ordinance pursuant to Section 9.10(b) of the Charter.

Section 4. Pursuant to C.R.S. § 24-33.5-709(1), this Order shall be given prompt and general publicity and shall be filed promptly with the Town Clerk, the Eagle County Clerk and Recorder, and the Colorado Office of Emergency Management.

Section 5. This Declaration shall be effective for 30 days and may be extended or terminated by additional action of the Town Council.

INTRODUCED, READ, APPROVED AND ADOPTED THIS 17TH DAY OF MARCH
2020.



Dave Chapin

Dave Chapin, Mayor

ATTEST:

Tammy Nagel

Tammy Nagel, Town Clerk

TOWN OF VAIL REMOTE MEETING POLICY

I. Purpose.

The purpose of this Policy is to specify the circumstances under which meetings of the Town Council and other Town boards, committees and commissions may be held without the physical presence of the members, Town staff or the public at the designated meeting location (a "Remote Meeting").

II. Procedure.

A. General. Remote Meetings are appropriate only in emergency situations when meeting in-person is not practical or prudent due to a health pandemic or other emergency.

B. Conditions. Remote Meetings may be held if all of the following conditions are met:

1. The State of Colorado or the Town or both have declared a state of emergency.
2. The members can hear one another and can hear or read all discussion and testimony in a manner designed to provide maximum notice and participation.
3. The public has the opportunity to participate to the greatest extent possible.
4. Hearings on quasi-judicial matters shall only be held with the prior written consent of the applicant, in which the applicant waives any legal challenge to the hearing being conducted at a Remote Meeting.
5. All votes shall be conducted by roll call. Each member may vote on all matters at a Remote Meeting in the same manner as other meetings.
6. Minutes of the meeting shall be taken in the same manner as other meetings.

C. Determination. The decision to hold a Remote Meeting shall be made by the Mayor or the chair of the board, commission or committee, and arrangements shall be made, to the extent possible, to ensure full and timely notice is given to the public. Notice shall set forth the time of the meeting as well as the fact it will be a Remote Meeting.

IV. Applicability.

Upon implementation, this Policy will apply to regular and special meetings, including study sessions, of the Town Council, as well as meetings of other Town boards, committees and commissions.

V. Reasonable Accommodation.

The Town shall provide reasonable accommodations and shall waive or modify provisions of this Policy as necessary to provide disabled individuals full and equal access to Remote Meetings.