

**BOARD OF COMMISSIONERS
HOBART SANITARY AND STORMWATER DISTRICT**

RESOLUTION NO. 2020-01

WAIVING CERTAIN PROCEDURES AND FORMALITIES

DURING DISASTER EMERGENCY PURSUANT TO I.C. 10-14-3-17

WHEREAS, on March 6, 2020 the Governor of Indiana declared a public health emergency for Coronavirus Disease 2019 Outbreak ("COVID-19") pursuant to I.C. 10-14-3-12; and

WHEREAS, I.C. 10-14-3-17 gives the Sanitary and Stormwater District (District) the authority to waive procedures and formalities otherwise required by law as a result of the disaster emergency declaration; and

WHEREAS, I.C. 10-14-3-17(j)(5) states, in part, a political subdivision may:

In the event of a national emergency or disaster emergency as provided in section 12 (I.C. 10-14-3-12) of this chapter, waive procedures and formalities otherwise required by law pertaining to:

- (A) the performance of public work;
- (B) the entering into of contracts;
- (C) the incurring of obligations;
- (D) the employment of permanent and temporary workers;
- (E) the use of volunteer workers;
- (F) the rental of equipment;
- (G) the purchase and distribution of supplies, materials, and facilities; and
- (H) the appropriation and expenditure of public funds.

WHEREAS, the Board of Commissioners is the purchasing agency for the District; and

WHEREAS, the Board has the authority to approve payroll for District employees; and

WHEREAS, the Board desires to avoid the disruption of District operations and services that COVID-19 may create; and

WHEREAS, the Board recognizes concern for public health due to COVID-19 may prevent the Board from meeting to conduct its business and affairs, including the approval of payroll, claims, contracts, and fulfilling other duties required by law.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Hobart Sanitary and Stormwater District that those procedures required by law pertaining to those

functions set forth in I.C. 10-14-3-17(j)(5) under the jurisdiction of the Board shall be waived in the event the Board President determines that the Board is unable to hold a meeting due to public health concerns arising out of COVID-19 at which time the Board president or, if he is unavailable, the Vice-President or Secretary, shall have the authority to approve the same that would otherwise have been presented at the meeting. Approval shall be demonstrated by signatures on all claim vouchers, claim lists, contracts, and anything else that would require signature if a regular meeting were held.

IT IS FURTHER RESOLVED by the Board that this Resolution is null and void upon the expiration of the declared public health emergency or of any subsequently declared national emergency related to COVID-19.

Approved and adopted the 28th day of April, 2020.

BOARD OF COMMISSIONERS

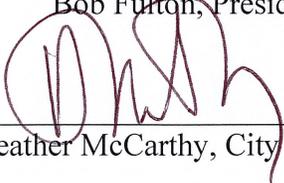
HOBART SANITARY AND STORMWATER DISTRICT

BY: 

Bob Fulton, President

ATTEST: 

Secretary



Heather McCarthy, City Attorney