

CITY OF DE PERE
NINTH MAYORAL PROCLAMATION
APRIL 28, 2020

WHEREAS, on March 17, 2020, the Common Council of the City of De Pere adopted Resolution #20-34 declaring a state of emergency in the City of De Pere as a result of COVID-19; and

WHEREAS, the emergency power granted to the governing body by Wis. Stat. §323.14(4)(a) includes the general authority to order, by ordinance or resolution, whatever is necessary and expedient for the health, safety, protection, and welfare of persons and property within the local unit of government in the emergency; and

WHEREAS, if, because of the emergency conditions, the governing body of the local unit of government is unable to meet promptly, Resolution #20-34 and Wis. Stat. §323.14(4)(b) grants the Mayor, or in the absence of the Mayor, the Council President, the authority to act under Wis. Stats. §323.11 and §323.14(4)(a); and

WHEREAS, the Governor and the Department of Health Services of the State of Wisconsin authorized Emergency Order #12, known as the Safer at Home Order, which went into effect on March 25, 2020, and orders all individuals in the State of Wisconsin to stay at home or at their place of residence, with certain exceptions; and

WHEREAS, the Governor and the Department of Health Services of the State of Wisconsin authorized Emergency Order #28, extending the Safer at Home Order until 8:00 a.m. on Tuesday, May 26, 2020; and

WHEREAS, on April 21, 2020, the Wisconsin State Legislature filed an emergency

petition with the Wisconsin Supreme Court challenging Emergency Order #28 and requesting that enforcement of the Order be enjoined (No. 2020AP000765); and

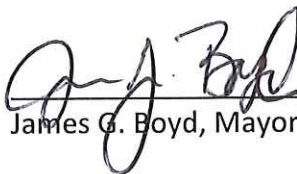
WHEREAS, health officers from around the State of Wisconsin are intending on filing an amicus curiae brief in support of the Wisconsin Department of Health Services, and

WHEREAS, the City of De Pere has the option of signing the amicus curiae brief.

NOW, THEREFORE, THE MAYOR DOES HEREBY PROCLAIM THAT:

1. The City of De Pere supports the authority being exercised by the Department of Health Services under Wis. Stats. § 252.02, and further supports the existing process that is being utilized by the Governor's Office in response to the State of Emergency and the COVID-19 pandemic.
2. The City Attorney's Office is authorized to sign the amicus curiae brief in order to express support for the authority of the Department of Health Services in Case No. 2020AP000765, Wisconsin Legislature v. Andrea Palm, et. al.
3. Any ordinance, resolution, or City policy in conflict with the above proclamation shall be superseded by this proclamation.
4. The above proclamations shall remain in effect until the Declaration of Emergency is no longer in effect, or until ratified, altered, modified, or repealed by the Common Council at the next meeting.

PROCLAIMED this 28th day of April, 2020.



James G. Boyd, Mayor