

**BLACK FOREST FIRE RESCUE/PROTECTION DISTRICT**

**RESOLUTION NO. 2020 - 06**

**RATIFYING CONTINUATION OF DECLARATION OF LOCAL DISASTER  
EMERGENCY**

WHEREAS, the Black Forest Fire Rescue/Protection District (“District”) is a quasi-municipal corporation and political subdivision of the State of Colorado and a duly organized and existing special district pursuant to Title 32, Article 1, Colorado Revised Statutes; and

WHEREAS, pursuant to §§ 32-1-1001 and 32-1-1002, C.R.S., the District has all rights and powers necessary or incidental to or implied from the specific powers granted to special districts, and to fire protection districts specifically, pursuant to Title 32, Article 1; and

WHEREAS, pursuant to § 24-33.5-709(1), C.R.S., the Fire Chief declared a local disaster on March 17, 2020 (the “Disaster Declaration”) with respect to the national public health emergency and worldwide pandemic caused by a virus known as coronavirus disease 2019 (“COVID-19”) and the Board of Directors continued such declaration on March 24, 2020; and

WHEREAS, pursuant to § 24-33.5-709(2), C.R.S., the effect of a declaration of a local disaster emergency is to activate the response and recovery aspects of any and all applicable local and interjurisdictional disaster emergency plans and to authorize the furnishing of aid and assistance under such plans; and

WHEREAS, pursuant to § 24-33.5-709(1), C.R.S., the Disaster Declaration shall remain in effect for a period of seven (7) days unless continued or renewed in excess of such period by or with the consent of the Board of Directors of the District (the “Board”), which has occurred and this Resolution is intended to ratify and approve additional authority for the Fire Chief through the period of the continuation of such emergency declaration; and

WHEREAS, it is anticipated that the number of COVID-19 cases will continue to increase locally in the near-term, as it is highly contagious; and

WHEREAS, the Colorado Department of Public Health and Environment has issued Public Health Orders limiting the gathering of individuals to no more than 10 people to slow the spread of the COVID-19 virus, which effectively prohibits the District from holding in-person public meetings and necessitates meetings of the Board via

telephone, video, or other electronic means in order to continue the essential business of the District; and

WHEREAS, the Board desires to continue or renew, as applicable, the Disaster Declaration; and

WHEREAS, the Board hereby finds and determines that continuation or renewal of the Disaster Declaration, as applicable, is appropriate and necessary for the function and operation of the District and for protection of the public health, safety and welfare of the citizens and visitors to the District.

NOW, THEREFORE, BE IT RESOLVED AND DECLARED by the Board of Directors of the Black Forest Fire Rescue/Protection District that, due to the occurrence or imminent threat of widespread or severe damage, injury, or loss of life or property, resulting from the presence of COVID-19 within the District, the Board does hereby declare a local disaster within the District, and ratifies its former action continuing the Disaster Declaration.

**Severability.** If any part, section, subsection, sentence, clause or phrase of this Resolution is for any reason held to be invalid, such invalidity shall not affect the validity of the remaining provisions.

**Effective Date.** This Resolution shall take effect and be enforced immediately upon its approval by the Board.

ADOPTED this 15th day of April, 2020.

Black Forest Fire Rescue/Protection District

By: \_\_\_\_\_  
Richard Nearhoof, Chairman

Attest:

\_\_\_\_\_  
Secretary