



**BEFORE THE BOARD OF COUNTY COMMISSIONERS  
CASCADE COUNTY, MONTANA**

**EMERGENCY PROCLAMATION  
(Corrected)**

**RESOLUTION 20-13**

**WHEREAS**, a pandemic of the Coronavirus Disease (“COVID-19”) has occurred across the United States and over the globe; and

**WHEREAS**, the World Health Organization has declared COVID-19 a global pandemic that is controllable via precautionary measures to stop the spread of the disease; and

**WHEREAS**, the President of the United States declared the COVID-19 disease a pandemic of sufficient severity and magnitude to warrant an emergency declaration, on March 13, 2020; and

**WHEREAS**, Montana Governor Steve Bullock issued an executive order on Thursday, March 12, 2020, declaring a state of emergency to exist within the state of Montana related to COVID-19, commonly referred to as coronavirus; and

**WHEREAS**, Governor Bullock on Friday, March 13, 2020, announced that Montana has confirmed four (4) cases of coronavirus within the borders of Montana, in Gallatin, Yellowstone, Silver Bow and Broadwater counties; and

**WHEREAS**, Governor Bullock on Sunday, March 15, 2020 announced the closing of all schools in Montana and confirmed two additional cases of coronavirus within the borders of Montana, adding Missoula County; and

**WHEREAS**, on Wednesday, March 18, 2020, an additional two (2) confirmed cases of coronavirus within the borders of Montana were identified in Gallatin County; and

**WHEREAS**, the Montana Department of Public Health and Human Services (DPHHS), local health departments, health and medical departments and local jurisdictions have activated response plans and protocols to prepare for the arrival of the virus in Montana; and

**WHEREAS**, Cascade City-County Health Department Public Health Officer, Trisha Gardner, issued her Order of Health Officer on Thursday, March 19, 2020, closing all bars (including coffee bars), brewery and distillery tasting rooms, casinos, restaurants, bowling alleys, gyms, movie theaters, and other commercial businesses in which people assemble for recreation,

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Cascade County, Rina Ft Moore - Clerk & Recorder



with the exception of drive-through, delivery and pick-up services, within Cascade County, Montana, effective at 6:00 a.m. Friday, March 20, 2020 through Friday, March 27, 2020 at 8:00 a.m., pending further notification; and

**WHEREAS**, the City of Great Falls issued a State of Emergency Declaration on Thursday, March 19, 2020, in response to the COVID-19 epidemic; and

**WHEREAS**, Governor Bullock on Friday, March 20, 2020, exercised his powers under the Constitution, Article VI, Sections 3 and 13 of the laws of the State of Montana, Title 10, Chapter 3 and Title 50, Chapter 1, MCA to implement Executive Orders 2-2020 and 3-2020 to prohibit people from congregating in public venues for purposes of public food or beverage and other activities that pose an enhanced risk, effective as of 8:00 p.m. March 20, 2020 expiring on March 27, 2020 unless extended by further directive; and

**WHEREAS**, the need for medical services essential to ensure the health, safety and welfare of residents of the County will be provided by local medical facilities and the Cascade County City-County Health Department; and

**WHEREAS**, the County will commit all available resources, and will take all possible action to combat and to alleviate the situation, local resources will not be adequate to cope with the situation.

**WHEREAS**, pursuant to MCA § 10-3-402(1), a local emergency proclamation may be issued only by the principal executive officer of a political subdivision; and

**WHEREAS**, pursuant to MCA § 10-3-402(2), an emergency proclamation may be issued by order or resolution whenever the principal executive officer determines there is an emergency; and


**WHEREAS**, pursuant to Cascade County's Emergency Operations Plan, issuance of an Emergency Proclamation activates the county's Emergency Operations Plan (EOP).

**NOW, THEREFORE, BE IT RESOLVED** by the County Commissioners that a Proclamation of a Public Health Emergency is hereby declared pursuant to Section 10-3-402, MCA, because expenditures for response to this pandemic may be beyond the financial capability of the County.

**BE IT FURTHER RESOLVED**, that copies of this resolution be filed with the County Clerk and Recorder, the Cascade County Disaster and Emergency Services (Interim) Director, and the Montana Disaster and Emergency Services Division in Helena.

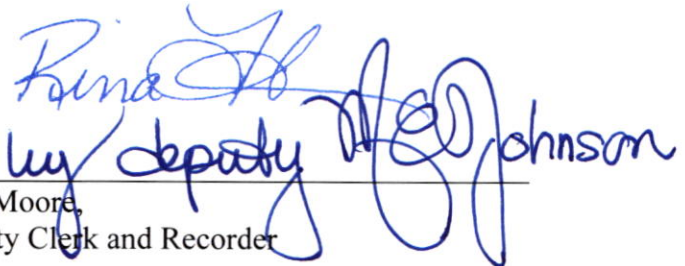
DATED this 20<sup>th</sup> day of March, 2020

BOARD OF COUNTY COMMISSIONERS  
CASCADE COUNTY, MONTANA

  
James L. Larson, Chairman

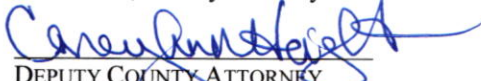


Attest

  
Rina Fontana Moore,  
Cascade County Clerk and Recorder

\* APPROVED AS TO FORM:

Josh Racki, County Attorney

  
DEPUTY COUNTY ATTORNEY

\* THE COUNTY ATTORNEY HAS PROVIDED ADVICE AND APPROVAL OF THE FOREGOING DOCUMENT LANGUAGE ON BEHALF OF THE BOARD OF CASCADE COUNTY COMMISSIONERS, AND NOT ON BEHALF OF OTHER PARTIES OR ENTITIES. REVIEW AND APPROVAL OF THIS DOCUMENT BY THE COUNTY ATTORNEY WAS CONDUCTED SOLELY FROM A LEGAL PERSPECTIVE AND FOR THE EXCLUSIVE BENEFIT OF CASCADE COUNTY. OTHER PARTIES SHOULD NOT RELY ON THIS APPROVAL AND SHOULD SEEK REVIEW AND APPROVAL BY THEIR OWN RESPECTIVE COUNSEL.