

Instrument # 506992

WALLACE, SHOSHONE COUNTY, IDAHO

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Recorded for : CITY OF KELLOGG

TAMIE EBERHARD Fee: 0.00

Ex-Officio Recorder Deputy

Index to: RESOLUTION

**MAYOR'S DECLARATION OF LOCAL DISASTER EMERGENCY
RESOLUTION 2021-02**

WHEREAS, a powerful windstorm has caused large-scale damage throughout the City of Kellogg; and

WHEREAS, the City of Kellogg has been impacted by fallen trees, power outages and equipment failure as a result of the windstorm; and

WHEREAS, Idaho Code § 46-1011 allows the Mayor of a city to declare a local disaster emergency; and

WHEREAS, Idaho Code § 46-1002(2) defines "disaster" as the "imminent threat of widespread or severe damage, injury, or loss of life or property resulting from any natural or manmade cause, including but not limited to fire, flood, earthquake, windstorm, wave action, volcanic activity, explosion, riot, or hostile military or paramilitary action and including acts of terrorism;" and

WHEREAS, the results of the windstorm are creating a threat to infrastructures, public and private property and human life within the City of Kellogg; and

WHEREAS, a declaration activates the response and recovery aspects of applicable local or intergovernmental disaster emergency plans for the furnishing of aid and assistance; and

WHEREAS, Idaho Code § 46-1002(3) provides that an "emergency" includes the imminent threat to life or property which requires state emergency assistance to supplement local efforts to protect well-being or property or to avert or lessen the threat of "disaster;" and

WHEREAS, the damage resulting from the windstorm for the City of Kellogg requires state emergency assistance to supplement local efforts to protect life, health and property; and

WHEREAS, Idaho Code § 67-2808 authorizes the City of Kellogg to declare an emergency and that the public interest and necessity may demand the immediate expenditure of public money without compliance with formal bidding procedures; and

WHEREAS, an emergency declaration must be filed with the county recorder's office and "given prompt and general publicity."

NOW THEREFORE, the Mayor of the City of Kellogg does hereby declare:

That a Local Disaster Emergency exists and that all efforts will be made to protect the citizens and property of the City of Kellogg through activation of all local disaster emergency plans and state emergency assistance; and

That this Local Disaster Emergency shall expire within seven (7) days unless the City Council expressly authorizes the continuance of such Declaration; and

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That this Declaration of Local Disaster Emergency ("Declaration") shall be promptly filed with the Shoshone County Recorder's Office; and

That prompt and general publicity shall be given by a press release notifying the public of this Declaration.

Declared this 20th day of January, 2021.

CITY OF KELLOGG

Mac Pooler

Mac Pooler, Mayor

ATTEST:

Nila Jurkovich

Nila Jurkovich, City Clerk