

A G E N D A
JAMES CITY COUNTY BOARD OF SUPERVISORS
SPECIAL MEETING
County Government Center Board Room
101 Mounts Bay Road, Williamsburg, VA 23185
March 17, 2020
11:00 AM

A. CALL TO ORDER

B. ROLL CALL

C. BOARD DISCUSSIONS/GUIDANCE

1. Confirmation of March 13, 2020 Declaration of Local Emergency
2. COVID-19 Update of Current Conditions and Future Considerations

D. CLOSED SESSION

E. ADJOURNMENT

1. Adjourn until 4 p.m. on March 24, 2020 for the Work Session

ITEM SUMMARY

DATE: 3/17/2020

TO: The Board of Supervisors

FROM: Adam R. Kinsman, County Attorney

SUBJECT: Confirmation of March 13, 2020 Declaration of Local Emergency

ATTACHMENTS:

	Description	Type
☐	Memorandum	Cover Memo
☐	Resolution	Resolution
☐	Declaration	Exhibit

REVIEWERS:

Department	Reviewer	Action	Date
Board Secretary	Fellows, Teresa	Approved	3/19/2020 - 2:00 PM

MEMORANDUM

DATE: March 17, 2020
TO: The Board of Supervisors
FROM: Adam R. Kinsman, County Attorney
SUBJECT: Confirmation and Amendment of Declaration of a Local Emergency

On March 13, 2020, the County's Director of Emergency Management, Scott Stevens, declared a Local Emergency due to the COVID-19 coronavirus pandemic and subsequent outbreak in the County, creating conditions of extreme peril to the lives, safety, and property of the residents of James City County.

The Director's Declaration of a Local Emergency was necessary to permit the full powers of the government to deal effectively with this condition of peril. The *Code of Virginia* requires that the Board confirm the Director's Declaration at its next regularly scheduled meeting or a special meeting within 45 days of the declaration, whichever occurs first.

Subsequent to the March 13, 2020 declaration, the COVID-19 pandemic has continued to evolve and negatively affect the citizens of the County. I recommend that the Board amend the Local Emergency to also declare the situation to be a "disaster," which will align the County's local declaration with the Governor's declaration. This designation may also allow the County to avail itself of additional emergency powers contained in the Code of Virginia.

A resolution confirming the Declaration and Amendment of Local Emergency is attached.

ARK/md
LocalEmergency-mem

Attachment

RESOLUTION

CONFIRMATION AND AMENDMENT OF DECLARATION OF A LOCAL EMERGENCY

WHEREAS, the Board of Supervisors of James City County, Virginia, does hereby find that due to the COVID-19 coronavirus pandemic and subsequent outbreak in the County, the County faces dangerous conditions of sufficient severity and magnitude to warrant coordinated local government action to prevent or alleviate the damage, loss, hardship, or suffering threatened or caused thereby; and

WHEREAS, a condition of extreme peril of life and property necessitated the declaration of the existence of an emergency; and

WHEREAS, due to exigent circumstances, the Board of Supervisors was unable to convene to consent to the declaration of a local emergency; and

WHEREAS, subsequent to the declaration, conditions in James City County have continued to deteriorate, including additional contractions of the virus and the death of one citizen due to the virus, leading the Board of Supervisors to determine that a disaster exists in James City County; and

WHEREAS, the Director of Emergency Management of James City County, Scott Stevens, declared a Local Emergency on March 13, 2020.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of James City County, Virginia, that, pursuant to Section 44-146.21 of the *Code of Virginia*, 1950, as amended, the Declaration of a Local Emergency dated March 13, 2020, by Scott Stevens, Director of Emergency Management for James City County (the "Director"), be, and the same hereby is, confirmed and is further amended today to include the term "disaster" and that the Director is empowered and directed to execute an amended declaration; and

BE IT FURTHER RESOLVED that the Director of Emergency Management and the Emergency Management Division of the James City County Fire Department shall exercise those powers, functions, and duties as prescribed by state law and the Ordinances, resolutions, and approved plans of James City County in order to mitigate the effects of said emergency.

James O. Icenhour, Jr.
Chairman, Board of Supervisors

ATTEST:

Teresa J. Fellows
Deputy Clerk to the Board

	<u>VOTES</u>		
	<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>
SADLER	_____	_____	_____
MCGLENNON	_____	_____	_____
LARSON	_____	_____	_____
HIPPLE	_____	_____	_____
ICENHOUR	_____	_____	_____

Adopted by the Board of Supervisors of James City County, Virginia, this 17th day of March, 2020.

AMENDED DECLARATION OF A LOCAL EMERGENCY AND DISASTER

The County Administrator of James City County who serves as the Director of Emergency Management pursuant to section 44-146.19 of the *Code of Virginia*, 1950, as amended (the “Virginia Code”) and as designated in the James City County Emergency Operations Plan adopted by the Board of Supervisors on December 8, 2015, declared a local emergency pursuant to Virginia Code section 44-146.21 at 11:30 A.M. on March 13, 2020.

The Board of Supervisors met on March 17, 2020, and voted to confirm the declaration and to further amend the declaration to include the finding that the situation in James City County also constitutes a “disaster,” as that term is defined in the Virginia Code including but not limited to section 15.2-1413.

This declaration is due to the threat to the public health, safety, and welfare that has and will continue to occur in James City County between March 13, 2020 and April 13, 2020 due to the negative health effect caused by the transmission and contracting of the COVID19 coronavirus, creating conditions of extreme peril to the lives, safety, and property of the residents of James City County. The proclamation of the existence of an emergency and disaster is necessary to permit the full powers of the government to deal effectively with this condition of peril.

County Director of Emergency Management

March 17, 2020

Date

Witness

March 17, 2020

Date

ITEM SUMMARY

DATE: 3/17/2020

TO: The Board of Supervisors

FROM: Scott A. Stevens, County Administrator

SUBJECT: COVID-19 Update of Current Conditions and Future Considerations

REVIEWERS:

Department	Reviewer	Action	Date
Board Secretary	Fellows, Teresa	Approved	3/18/2020 - 3:33 PM

ITEM SUMMARY

DATE: 3/17/2020
TO: The Board Supervisors
FROM: Teresa J. Fellows, Deputy Clerk
SUBJECT: Adjourn until 4 p.m. on March 24, 2020 for the Work Session

REVIEWERS:

Department	Reviewer	Action	Date
Board Secretary	Fellows, Teresa	Approved	3/18/2020 - 3:34 PM