

ANCHORAGE, ALASKA
AR No. 2020-398

1 **A RESOLUTION OF THE ANCHORAGE ASSEMBLY FOR A SIXTH EXTENSION**
2 **OF THE DECLARATION OF CIVIL EMERGENCY (COVID-19) ISSUED BY THE**
3 **MAYOR OF THE MUNICIPALITY OF ANCHORAGE ON MARCH 12, 2020.**
4

5 **WHEREAS**, the requests by resolution for extending the Mayor's Proclamation of
6 Emergency have been submitted by the Mayor's Administration to date, but with the
7 additional requirement to hold a public hearing *two weeks prior* to the expiration of
8 the emergency proclamation, as imposed by AR 2020-379, As Amended, the
9 Administration has not provided a Resolution document for that public hearing; and
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11 **WHEREAS**, historically a public hearing has been held only with an accompanying
12 Ordinance or Resolution document proposed for action, for public review of content
13 prior to opening a public hearing for testimony on the action; and
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15 **WHEREAS**, to provide context and substance for the public hearing required two
16 weeks before the current expiration date of the Mayor's proclamation of emergency
17 (COVID-19), the Assembly Acting Chair has submitted this Resolution for
18 consideration, generally duplicating the Mayor's last request for an extension in
19 AR 2020-379, As Amended; and
20

21 **WHEREAS**, a novel coronavirus or COVID-19, a respiratory disease that can result
22 in serious illness or death, is caused by the SARS-CoV-2 virus, which is a new strain
23 of coronavirus that had not been previously identified in humans and can easily
24 spread from person to person; and
25

26 **WHEREAS**, pursuant to the Proclamation of Emergency (COVID-19), on March 12,
27 2020, the Mayor made the following provisions:
28

29 THE FOLLOWING EMERGENCY REGULATIONS TO BE
30 EFFECTIVE IMMEDIATELY TO PRESERVE PUBLIC SAFETY AND
31 WELFARE WITHIN AND ADJACENT TO THE MUNICIPALITY.
32 THE FOLLOWING EMERGENCY REGULATIONS HAVE THE
33 POWER OF LAW, SHALL REMAIN IN EFFECT FOR THE
34 DURATION OF THIS EMERGENCY, AND SHALL SUPERSEDE
35 ALL CONFLICTING LAWS DURING THE EXISTENCE OF THIS
36 EMERGENCY.
37

- 38 1. The Municipality is authorized to request assistance from the State
39 of Alaska for fire protection, law enforcement, and the provision of
40 any other funds, services, functions, supplies or materials
41 determined by the Mayor, in consultation with the Office of

1 Emergency Management, to be necessary to meet public safety and
2 welfare needs arising from or incidental to COVID-19 and to recover
3 from the damages caused.

4
5 2. The Mayor may implement any orders necessary to prevent the
6 transmission of infectious disease and to ensure that all cases of
7 contagious disease are subject to proper control and treatment.

8
9 3. The requirements of Chapters 7.15 and 7.20 of the Anchorage
10 Municipal Code (AMC) are hereby suspended for the duration of this
11 emergency, except for the requirements set forth in AMC 7.20.090,
12 for the acquisition of supplies, equipment, services, personnel, fuel
13 or food as may be necessary to implement the Comprehensive
14 Emergency Operations Plan or otherwise to preserve and protect the
15 public safety, health and welfare from COVID-19 and from the effects
16 thereof.

17
18 4. All resources of the municipal government, including municipal
19 personnel, are hereby available as necessary to cope with this
20 emergency. Municipal departments, agencies, or personnel may be
21 transferred or altered in function for the purpose of performing or
22 facilitating performance services responsive to this emergency.;

23
24 and

25
26 **WHEREAS**, the Assembly has extended the Declaration of Emergency five times,
27 most recently on October 13, 2020 (AR No. 2020-379, As Amended) until
28 November 30, 2020 at eleven fifty-nine (11:59) p.m.; and

29
30 **WHEREAS**, as of November 3, 2020, the United States has experienced almost
31 9.5 million confirmed cases of COVID-19 and over 233,000 deaths from the virus;
32 and

33
34 **WHEREAS**, as of November 3, 2020, the State of Alaska has experienced 17,448
35 total confirmed cases of COVID-19, 1088 of those among visitors, and the virus is
36 responsible for the deaths of 84 Alaskans; and

37
38 **WHEREAS**, as of November 3, 2020, the Municipality of Anchorage has
39 experienced 8,839 confirmed cases and 51 deaths among residents; and

40
41 **WHEREAS**, the virus is still present and spreading in Anchorage, with a recent
42 14-day rolling average of new cases of 46.1 per 100,000 population; and

43
44 **WHEREAS**, until a vaccine or effective treatment has been found, Anchorage
45 remains susceptible to surges in infection that could overwhelm the hospital system
46 if not swiftly contained, such that the lifting of our emergency response would very

1 likely result in larger loss of life; and

2
3 **WHEREAS**, the full potential extent and effect of COVID-19 cannot yet be known, it
4 nonetheless remains vital to be prepared and take all needed precautions
5 throughout the entire timeframe of the emergency to allow the MOA to be able to
6 rapidly address any public health emergency related to COVID-19 as it arises; and

7
8 **WHEREAS**, these circumstances make it necessary for the Mayor's proclamation
9 of emergency to remain activated and in place to address the ongoing public health,
10 safety and welfare issues resulting from this emergency beyond its current
11 November 30, 2020 termination date; and

12
13 **WHEREAS**, individual emergency orders issued by the Mayor are issued with
14 individual expiration dates that have previously had and may continue to have dates
15 shorter than the length of the full emergency proclamation; and

16
17 **WHEREAS**, the State Legislature has extended the State's declaration of
18 emergency until November 15, 2020, and it is unknown at this time if it will be
19 extended; and

20
21 **WHEREAS**, pursuant to AMC section 3.80.080, the Assembly may terminate the
22 emergency proclamation at any time, and pursuant to AMC section 3.80.085 may
23 alternatively terminate specific emergency orders or emergency regulations; and

24
25 **WHEREAS**, pursuant to AMC section 3.80.080, the Assembly now deems it
26 necessary to extend the terms of the Proclamation of Emergency at this time
27 through December 31, 2020 at eleven fifty-nine (11:59) p.m. to protect the health,
28 safety and welfare of the residents of the Municipality; now, therefore,

29
30 **THE ANCHORAGE ASSEMBLY RESOLVES:**

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32 **Section 1.** The Municipality of Anchorage Proclamation of Emergency (COVID-
33 19) issued March 12, 2020 is hereby extended through December 31, 2020, at
34 eleven fifty-nine (11:59) p.m. The Administration shall submit not less than weekly
35 regular reports to the Assembly on any emergency measures taken under the
36 Proclamation of Emergency (COVID-10) as this health emergency evolves.

37
38 **Section 2.** The Mayor shall, if an additional extension of the Proclamation of
39 Emergency (COVID-19) is requested beyond the date approved in this Resolution,
40 submit to the Assembly a written report detailing reasons the additional extension is
41 requested.

42
43 **Section 3.** This resolution shall be effective immediately upon passage and
44 approval by the Assembly.

45
46 **Section 4.** Any further extension of the emergency order shall be subject to a

1 public hearing to occur at least three days before the expiration of the declaration of
2 emergency.

3
4 PASSED AND APPROVED by the Anchorage Assembly this __ day of
5 November, 2020.

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7
8
9 ATTEST: _____
Chair

10
11
12 _____
13 Municipal Clerk