



**MORGAN COUNTY, COLORADO  
BOARD OF COUNTY COMMISSIONERS**

**RESOLUTION NO. 2020 BCC 11**

**RESOLUTION ADOPTING PROCEDURE FOR EMERGENCY AND REMOTE MEETINGS BY THE MORGAN COUNTY BOARD OF COUNTY COMMISSIONERS**

**WHEREAS**, C.R.S. § 30-10-303(2) authorizes the Board of County Commissioners of Morgan County (BOCC) to call a special or emergency meeting provided it has adopted a procedure for the same; or

**WHEREAS**, on rare occasions, the health, safety and welfare of the residents of Morgan County require the Board to be able to hold an emergency meeting when it is not prudent to follow the normal procedures set forth in the Open Meetings Law, C.R.S. 24-6-401, *et seq.*;

**WHEREAS**, C.R.S. § 30-11-107 authorizes the BOCC to represent Morgan County and have the care of the county property and the management of the business and concerns of the county in all cases where no other provisions are made by law;

**WHEREAS**, authorizing emergency and remote meetings for the BOCC as set forth herein is consistent with this provision and is essential for insuring the health and safety of the people Morgan County when a serious health issue could affect them and at the present time, the World Health Organization has declared the coronavirus, COVID- 19, as a pandemic and residents of Colorado have tested positive for this coronavirus; and

**WHEREAS**, the procedure outlined herein sets a policy and states the process whereby any member of the BOCC shall be authorized to call an emergency meeting when, in the opinion of said member, the public interest requires such a meeting on an exigent basis, so long as any action taken at the emergency meeting is scheduled for ratification as a consent calendar item on the next regular meeting agenda of the BOCC and whereby the Chair may determine, based upon the risks to the public health, that the BOCC shall meet remotely.

**NOW, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MORGAN COUNTY, COLORADO:**

PROCEDURE FOR EMERGENCY AND REMOTE MEETINGS:

If a member of the BOCC determines that an emergency meeting of said Board is necessary and there is not sufficient time to post such meeting 24 hours beforehand, the following procedure will be used:

1. Any member of the BOCC shall be authorized to call and conduct an emergency meeting, when, in their opinion, the health and safety of the public requires such a meeting.

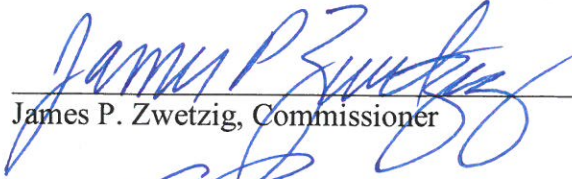
2. Each member of the BOCC shall be provided notice of the emergency meeting, so far as it is possible to do so.
3. Notice of the emergency meeting shall set forth the time of the meeting, the fact that some Members may participate remotely, and the right of the public to monitor the meeting from a specified location, including online if available. To the extent possible, if not inconsistent with the emergency situation, the meeting location shown in the meeting notice will be open to the public, and audio will be available so that all actions being taken can be heard.
4. The meeting may take place at any location agreed upon by the members of the BOCC, so long as efforts are made to contact each member of said Board.
5. In emergency situations, meetings may be conducted by telephone, electronically, or by other means of communication. Remote participation and remote meetings, under this policy, may be held if all of the following conditions are met:
  - a. The Chair of the Board, or in the Chair's absence, the Vice-Chair, determines that meeting in person is not practical or prudent, because of a health pandemic or declaration of emergency affecting the County.
  - b. All Commissioners and the Clerk, or the Clerk's designee, can hear one another or otherwise communicate with one another and can hear or read all discussion and testimony in a manner designed to provide maximum notice and participation.
  - c. Members of the public present at the regular meeting location can hear or read all discussion, testimony and votes, unless not feasible due to the pandemic or emergency.
  - d. In emergency situations, remote participation shall constitute actual attendance of Commissioners for all purposes, including without limitation, voting on quasi-judicial matters, provided that the applicant in the quasi-judicial matter consents to the remote participation or remote meeting and waives in writing all possible procedural objections. At the applicant's discretion, the matter may be continued to another meeting.
  - e. All votes are conducted by roll call.
  - f. Minutes of the meeting are taken and promptly recorded, and such records are open to public inspection.
- g. Any action taken at the emergency meeting of the BOCC must be scheduled for ratification as a consent calendar item on the next regular meeting of either the BOCC.

Adopted this 19th day of March, 2020.

BOARD OF COUNTY COMMISSIONERS  
MORGAN COUNTY, COLORADO



Mark A. Arndt, Chairman



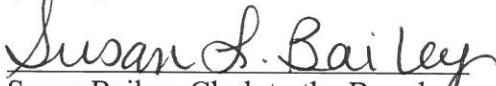
James P. Zwetzig, Commissioner



Jon J. Becker, Commissioner



ATTEST:  
(SEAL)



Susan Bailey, Clerk to the Board