

RESOLUTION NO. 2020 – 12

A RESOLUTION APPROVING THE USE OF ELECTRONIC CONSENT FOR SIGNATURES ON ORDINANCES, RESOLUTIONS, CONTRACTS AND OTHER INSTRUMENTS REQUIRING THE CITY'S SIGNATURE

WHEREAS, the City of Salida, Colorado (“City”) is a statutory city, duly organized and existing under the laws of the state of Colorado; and

WHEREAS, pursuant to C.R.S. § 31-15-401, the City by and through its City Council (“Council”), possesses the authority to adopt laws and ordinances within its police power in furtherance of the public health, safety and welfare; and

WHEREAS, on March 10, 2020, the Governor of the State of Colorado declared a disaster emergency to be in effect due to the COVID-19 virus and declared pandemic; and

WHEREAS, pursuant to Salida Municipal Code (“Code”) Section 2-17-10, the City proclaimed a local state of emergency on March 13, 2020; and

WHEREAS, the City Council has and may in the future for an undetermined period of time, conduct meetings electronically by telephone and other electronic means; and

WHEREAS, City buildings may, to an exclusive or partial extent, be closed to the public during this time, and various City employees will be working remotely during this time; and

WHEREAS, consistent with the Governor's declarations and protocols established by other municipalities throughout the state, the City and its employees have shifted to the conduct of official business by telephone, email, and other electronic means, rather than in person; and

WHEREAS, as a consequence of the foregoing, physical signature of ordinances, resolutions, contracts, proclamations and other instruments may not be possible or practical; and

WHEREAS, the City Council wishes to authorize electronic approval and signature of such instruments, in order to facilitate the ongoing business of the City and its relationship with the public, other local governments, and the state of Colorado and to provide certainty to the persons, organizations, and governments with whom the City contracts and otherwise interacts; and

WHEREAS, in order to achieve these goals, the City Council intends this Resolution to provide authorization for execution of all such instruments by electronic consent.

NOW, THEREFORE, IT IS RESOLVED BY THE CITY COUNCIL OF THE CITY OF SALIDA, COLORADO, THAT:

Section 1. The Salida City Council incorporates the foregoing recitals as its conclusions, facts, determinations and findings.

Section 2. This Resolution shall remain in effect for as long as the City of Salida's declaration of a Local State of Emergency is effective.

Section 3. All ordinances, resolutions, contracts, proclamations and other instruments of any kind or nature, providing for or otherwise requiring physical signatures by City officials and employees shall be permitted to be electronically approved by email consent of the required signers thereof, with a physical signature affixed at a later time, but such later physical signature shall not be a prerequisite to the immediate effectiveness of the instrument upon the signers' email approval or consent. It is the intention of the City Council that all parties dealing with the City in connection with any such instrument be entitled to rely upon the same, once electronically approved as provided herein, in the same manner as if a physical signature had been affixed. Documents calling for a notarial certification of City officials' signatures may instead be authenticated by the electronic signature of the City Clerk as provided herein.

RESOLVED, APPROVED, AND ADOPTED this 7th day of April, 2020.



CITY OF SALIDA

By: _____

P.T. Wood, Mayor

ATTEST: _____

City Clerk/Deputy City Clerk