

"Menominee County – Where the Best of Michigan Begins"

MENOMINEE COUNTY BOARD OF COMMISSIONERS

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RESOLUTION 2020-16

RESOLUTION IN RESPONSE TO EXECUTIVE ORDER 2020-77

WHEREAS, on May 7, 2020, Governor Whitmer issued Executive Order 2020-77, which extended the duration of the "Stay-At-Home" order to May 28, 2020; and

WHEREAS, the Menominee County Board of Commissioners perceive that certain restrictions in the executive order violate the civil liberties of Michigan residents that are protected by the United States Constitution and the Constitution of the State of Michigan of 1963; and

WHEREAS, the Menominee County Board of Commissioners acknowledge that the COVID-19 virus has caused an unprecedented time in our history; however, even in the time of crisis the basic civil liberties and foundations of our society must be preserved with common sense legislative action; and

WHEREAS, Benjamin Franklin (1706-1790) stated "Any society that is willing to give up liberty for temporary security deserve neither and lose both"; and

WHEREAS, Executive Order 2020-77 continues to take a "one size fits all" approach to COVID-19 in the State of Michigan; however, as has been seen time and time again, what works for the Lansing, Detroit, and other metropolitan areas does not necessarily translate into good public policy for the Upper Peninsula; and

WHEREAS, the Menominee County Board of Commissioners believe all businesses are "essential" because they provide for the livelihood of their employees, and the financial hardship to those that are laid off is substantial; and

WHEREAS, unemployment claims in Menominee County have increased 356% since the end of February 2020 due to the mandatory closing of many businesses that have been deemed "non-essential"; and

WHEREAS, the Menominee County Board of Commissioners believe that the State needs to allow businesses that can operate safely to reopen to mitigate the devastation that COVID-19 has already had on our economy and allow the residents of Menominee County to return to work; and

WHEREAS, the response to the COVID-19 virus must be balanced as not to make the collateral impacts more devastating and punitive than the virus itself; and

WHEREAS, the Menominee County Board of Commissioners support common sense approaches to combat the COVID-19 virus, such as: following social distancing recommendations, health screenings for employees and customers, promoting healthy hygienic practices, and encouraging individuals that are considered high risk to continue to self-quarantine and adhere to the strictest recommendations established by the Centers for Disease Control.

NOW, THEREFORE, BE IT RESOLVED, that the Menominee County Board of Commissioners call upon Governor Whitmer and the State of Michigan Legislature to immediately re-evaluate Executive Order 2020-77 to ensure the civil liberties of Michigan residents are not infringed; and

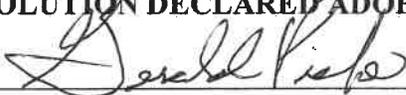
BE IT FURTHER RESOLVED, that the Menominee County Board of Commissioners call upon Governor Whitmer and the State of Michigan Legislature to immediately consider relaxing some restrictions allowing more people to return to their jobs; and

BE IT FURTHER RESOLVED, that the Menominee County Board of Commissioners call upon Governor Whitmer and the State of Michigan Legislature to end their unilateral, one size fits all approach, and to work with county and local governments in the fight against COVID-19 to ensure that measures put in place make sense for our communities; and

BE IT FURTHER RESOLVED, that a copy of this Resolution be sent to Governor Whitmer, Senator Ed McBroom, Representative Beau LaFave, the Michigan Association of Counties, and to the Clerk of each County in the State of Michigan.

Roll call vote: AYES: 6 NAYS: 3

RESOLUTION DECLARED ADOPTED.



Gerald Piche, Chairman

5/14/2020
Date

STATE OF MICHIGAN)
) ss.
COUNTY OF MENOMINEE)

I hereby certify that the foregoing is a true and complete copy of **Resolution 2020-16** adopted by the County Board of Commissioners at a regular meeting held on **May 12, 2020**, and I further certify that the public notice of such meeting was given as provided by law.



Marc Kleiman, Menominee County Clerk

**TUSCOLA COUNTY BOARD OF COMMISSIONERS
TUSCOLA COUNTY, MICHIGAN
RESOLUTION NUMBER: 2020-04**

At a regular meeting of the Board of Commissioners for the County of Tuscola, State of Michigan, held electronically via Google Hangouts in compliance with EO 2020-75 and EO 2020-77 on the 14th day of May, 2020 with the meeting called to order at 8:00 a.m.

Present: Thomas Young, Thomas Bardwell, Kim Vaughan, Mark Jensen,
Daniel Grimshaw

Absent: None

The following resolution was offered by Grimshaw, seconded by Vaughan:

**COUNTY RESOLUTION 2020-04
MOVE TUSCOLA COUNTY FORWARD**

Whereas, Under the Emergency Management Act, 1976 PA 390, the Governor may declare a state of disaster and a state of emergency for the reasons specified therein; and

Whereas, A state of disaster or state of emergency declared under the Emergency Management Act continues until the Governor finds that the threat or danger has passed, the disaster or emergency has been dealt with to the extent that disaster or emergency conditions no longer exist, or until the declared state of disaster or emergency has been in effect for 28 days; and

Whereas, After 28 days, the Governor shall issue an executive order or proclamation declaring the state of disaster or emergency terminated, unless a request by the Governor for an extension of the state of disaster or emergency for a specific number of days is approved by resolution of both houses of the Legislature; and

Whereas, An executive order or proclamation declaring the state of disaster or emergency shall indicate the area or areas threatened, the conditions causing the emergency, and the conditions permitting the termination of the state of emergency; and

Whereas, On March 10, 2020, Governor Whitmer issued Executive Order 2020-4 declaring a state of emergency across the entire state of Michigan to address the COVID-19 pandemic; and

Whereas, On April 1, 2020, Governor Whitmer issued Executive Order 2020-33 to replace Executive Order 2020-4 and expand the initial March 10, 2020, declaration to include a state of disaster related to the COVID-19 pandemic through April 30, 2020; and

Whereas, Executive Order 2020-33 states the state of emergency and the state of disaster will terminate when emergency and disaster conditions no longer exist and appropriate programs have been implemented to recover from any effects of the statewide emergency and disaster, consistent with the legal authorities upon which the declaration is based and any limits imposed by those authorities, including Section 3 of the Emergency Management Act, 1976 PA 390, MCL 30.403; and

Whereas, On April 1, 2020, Governor Whitmer requested that the Legislature pass a concurrent resolution extending the state of emergency and state of disaster statewide across Michigan through April 30, 2020; and

Whereas, On April 7, 2020, the Legislature passed Senate Concurrent Resolution No. 24 authorizing Executive Order 2020-33 through April 30, 2020; and

Whereas, On April 27, 2020, Governor Whitmer requested that the Legislature pass a concurrent resolution extending the state of emergency and state of disaster statewide across Michigan through May 28, 2020; and

Whereas, The Legislature did not extend the state of emergency beyond April 30, 2020 as required under law; and

Whereas, Governor Whitmer did not provide scientific data to justify the state of emergency being declared equally across all 83 counties of the state of Michigan; and

Whereas, The Governor's executive orders placed arbitrary and inconsistent restrictions, without reasonable scientific justification, on some businesses, but not on others, and on particular activities of a person, sometimes resulting in oppressive consequences, regardless of efforts by a business or a person to implement national guidelines for safe social distancing that can combat the spread of COVID-19; and

Whereas, The Governor's executive orders placed arbitrary and inconsistent restrictions, without reasonable scientific justification, on individual's rights to associate, assemble, worship, and travel, including but not limited to the ability of a person to assemble for worship or see family members outside of a person's household, regardless of efforts taken to implement national guidelines for safe social distancing that can combat the spread of COVID-19 and without considering if a person has recovered from COVID-19; and

Whereas, The Governor's executive orders have prohibited hospitals, clinics and other medical professionals from conducting elective medical procedures that people need, including preventative care, even in cases where hospitals and medical professionals have the capacity to safely do so; and

Whereas, COVID-19 has impacted population groups differently, with some high-risk persons that are older or have underlying health conditions being more vulnerable and other low-risk persons able to safely participate in activities by implementing national guidelines for safe social distancing or if they have recovered from COVID-19; and

Whereas, COVID-19 has impacted areas and regions of the state differently with some counties being able to effectively contain the spread of COVID-19, including Tuscola County, by following national guidelines for safe social distancing; now, therefore, be it

Resolved by the Tuscola County Board of Commissioners, That we demand that the Governor compile and make available within three days from the date of this concurrent resolution, in a manner easily accessible by the public, detailed data, summarized by county, on:

1. The daily number of available hospital related beds occupied by all patients since January 1, 2020, segregated by in-patient beds, negative airflow beds, and intensive care unit (ICU) beds.

2. The daily number of available hospital related beds occupied by verified COVID-19 patients since January 1, 2020, segregated by in-patient beds, negative airflow beds, and ICU beds.
3. The daily number of emergency room visits in total and the daily number of emergency room visits by patients testing positive for COVID-19 since January 1, 2020.
4. The daily number of verified COVID-19 hospitalizations and verified COVID-19 deaths that are related to retirement or nursing homes since January 1, 2020.
5. The daily number of verified COVID-19 hospitalizations and verified COVID-19 deaths of individuals, who have had other pre-existing or underlying health conditions, since January 1, 2020, with a segregation of those health conditions and a breakout of verified COVID-19 hospitalizations and verified COVID-19 deaths by age, gender, and race.
6. The daily number of ventilators available and daily inventories of hospital Personal Protection Equipment since April 9, 2020.
7. The number of medical professionals that have been furloughed, had work hours reduced, or received a cut in pay since March 10, 2020.

; And be it further

Resolved, That we request local health departments, local health organizations and local hospitals provide the above data specific to Tuscola County and make it available to the public; and be it further

Resolved, That we demand that all data related to emergency room visits, hospitalizations, and deaths related to COVID-19 patients be verified and confirmed to be COVID-19 positive patients, and the date of emergency visit, hospitalization, or death be recorded as the actual date of occurrence, not the date of any data adjustments being made subsequently; and be it further

Resolved, That we encourage the people of Tuscola County to continue to follow national guidelines for safe social distancing and the County continues to take specific measures to protect the population most at risk, including those residing in nursing homes and retirement facilities; and be it further

Resolved, That we encourage businesses in Tuscola County to determine the best approach to implement national guidelines for safe social distancing as they begin to open up and move Michigan forward without the Legislature extending the state of emergency and without the declaration of a statewide declaration of disaster; and be it further

Resolved, That we encourage hospitals, clinics and medical professionals in Tuscola County to provide elective procedures and preventative care where it is deemed appropriate based on staffing capacity, hospital capacity and availability of personal protective equipment (PPE) and as medical professionals in those facilities determine the best approach to implement national guidelines for safe social distancing; and be it further

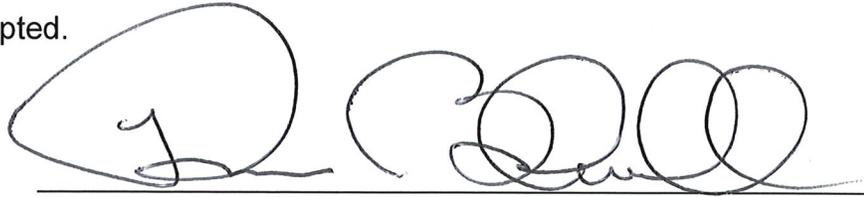
Resolved, That copies of this resolution be transmitted to local governmental agencies.

Roll Call Vote:

Ayes: Grimshaw, Young, Vaughan, Jensen, Bardwell

Nays: None

Resolution declared adopted.

A handwritten signature in black ink, consisting of a large, stylized 'T' followed by several loops and a long horizontal stroke.

Thomas Bardwell
Chairman of the Tuscola County Board of Commissioners

I, the undersigned, Clerk of Tuscola County, do hereby certify that the foregoing is a true and complete copy of a Resolution adopted by the Tuscola County Board of Commissioners at its Regular Meeting held on May 14, 2020.

A handwritten signature in blue ink, featuring a large, stylized 'J' and 'F'.

Jodi Fetting, Tuscola County Clerk
Clerk to the Tuscola County Board of Commissioners