

**TOWN OF SUPERIOR
RESOLUTION NO. R-1
SERIES 2022**

**A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF
SUPERIOR DECLARING A LOCAL DISASTER EMERGENCY**

WHEREAS, on December 30, 2021, the Governor of the State of Colorado declared a state of emergency as a result of the wildfires in Boulder County;

WHEREAS, on December 31, 2021, Mayor Clint Folsom declared a disaster emergency in and for the Town of Superior, Colorado, pursuant to the Colorado Disaster Emergency Act, C.R.S. § 24-33.5-701, *et seq.* (the "Act");

WHEREAS, pursuant to the Act, the Mayor's unilateral declaration is only effective for a period of 7 days and formal action of the Board of Trustees is required to extend the declaration beyond 7 days; and

WHEREAS, the emergency conditions caused by the wildfires persist and require additional and sustained action by the Town.

NOW BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF SUPERIOR, COLORADO, THAT:

Section 1. Mayor Folsom's December 31, 2021 declaration of a disaster emergency in and for the Town of Superior, a copy of which is attached hereto, is hereby ratified. The declaration shall be effective for 60 days and may be extended or terminated by additional action of the Board of Trustees.

Section 2. Pursuant to C.R.S. § 24-33.5-709(1), this Order shall be given prompt and general publicity and shall be filed promptly with the Town Clerk, the Boulder County Clerk and Recorder, the Jefferson County Clerk and Recorder and the Colorado Office of Emergency Management.

ADOPTED this 1st day of January, 2022.

DocuSigned by:
Clint Folsom
03847D2E402D482...

Clint Folsom, Mayor

ATTEST:

DocuSigned by:
Patricia Leyva
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Patricia Leyva, Town Clerk

ORDER DECLARING A LOCAL DISASTER EMERGENCY IN AND FOR
THE TOWN OF SUPERIOR, COLORADO

WHEREAS, the Colorado Disaster Emergency Act, C.R.S. § 24-33.5-701, *et seq.* (the "Act"), provides procedures for statewide and local prevention of, preparation for, response to, and recovery from disasters and emergencies;

WHEREAS, pursuant to the Act, an "emergency" is an unexpected event that places life or property in danger and requires an immediate response through the use of state and community resources and procedures;

WHEREAS, pursuant to C.R.S. § 24-33.5-709, a local disaster emergency may be declared unilaterally by the principal executive officer of a political subdivision, here the Mayor;

WHEREAS, pursuant to C.R.S. § 24-33.5-709, the declaration activates the response and recovery aspects of any applicable disaster emergency plans and authorizes the furnishing of aid and assistance under such plans;

WHEREAS, pursuant to C.R.S. § 24-33.5-709(1) the declaration of a local emergency shall not be continued beyond a period of 7 days or removed except by action of the Board of Trustees;

WHEREAS, pursuant to C.R.S. § 24-33.5-709(1), any order declaring, continuing, or terminating a local disaster "shall be given prompt and general publicity and shall be filed promptly with the shall be filed promptly with the county clerk and recorder, the clerk...and with the office of emergency management"; and

WHEREAS, because of the wildfires occurring in Boulder County on December 30, 2021, which were recognized as emergency by the Governor of the State of Colorado on December 30, 2021, the Town is suffering and has suffered a disaster emergency as defined in the Act.

NOW, THEREFORE, IT IS HEREBY ORDERED, on this 31st day of December, 2021, that a disaster emergency is declared in and for the Town of Superior, Colorado, beginning on this day and ending on January 6, 2022, unless extended by action of the Board of Trustees.

IT IS FURTHER ORDERED that this Order shall be given prompt and general publicity, filed immediately with the Town Clerk, and a copy of it shall be sent to the Boulder County Clerk and Recorder,

the Jefferson County Clerk and Recorder and the Colorado Office of
Emergency Management.

ADOPTED this 1st day of January, 2022.

DocuSigned by:
Clint Folsom
03847D2E402D482...

Clint Folsom, Mayor

ATTEST:

DocuSigned by:
Matthew G Magley
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Matt Magley, Town Manager