

Proclamation of Local State of Emergency

To all citizens and persons within the municipality of the Borough of Seaside Heights, County of Ocean, State of New Jersey, and to all departments, divisions and bureaus of the municipal government of the Borough of Seaside Heights.

WHEREAS, on January 30, 2020, the World Health Organization designated the novel coronavirus outbreak, COVID-19, as a Public Health Emergency of International Concern; and

WHEREAS, on January 31, 2020, the United States Health and Human Services Secretary declared a public health emergency for the entire United States to aid the nation's healthcare community in responding to COVID-19; and

WHEREAS, the spread of COVID-19 within New Jersey, and the potential spread of COVID-19 specifically within the Borough of Seaside Heights, constitutes an imminent public health hazard that threatens and presently endangers the health, safety, and welfare of the residents of the Borough; and

WHEREAS, the spread of COVID-19 in New Jersey at a rate comparable to the rate of spread in other affected areas, would greatly strain the resources and capabilities of county and municipal governments, including public health agencies, which provide essential services for containing and mitigating the spread of contagious diseases, such as COVID-19; and

WHEREAS, on March 9, 2020, the Governor of the State of New Jersey declared the concurrent invocation of both a State of Emergency pursuant to N.J.S.A. App.A.:9-33 *et seq.* and a Public Health Emergency as contemplated by N.J.S.A. 26:13-1 *et seq.*, which invoked the authority and powers contemplated by N.J.S.A. 26:13-3, the Emergency Health Powers Act, and remains in effect; and

WHEREAS, on March 13, 2020, the President of the United States declared COVID-19 a national emergency; and

WHEREAS, since the declaration of the State of Emergency, issuance of Executive Orders No. 2020-103 and 104, and the President's declaration of a national emergency, the number of cases in New Jersey has risen to 267, including 3 cases in Ocean County, with 3 confirmed deaths; and

WHEREAS, the Borough is working with federal, state and local officials and authorities on a daily basis on prevention and mitigation activities that include providing critical information to the public about COVID-19 to provide facts and avoid unnecessary fear; training emergency responders; and modifying municipal operations in response to the pandemic; and

WHEREAS, the Borough may be required to acquire goods and services that may not be currently available in the Borough's product inventory or from vendors with whom the Borough currently has a contractual relationship in order to protect and maintain the health, safety, and welfare of Borough residents and visitors, and successfully combat the impact of the virus; and

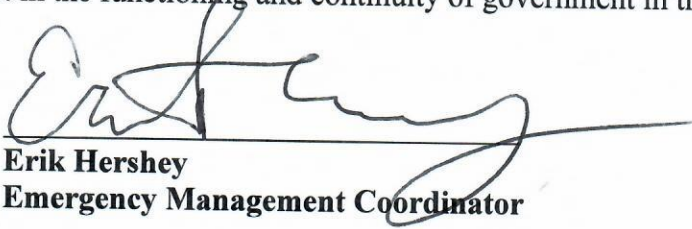
WHEREAS, due to the ongoing COVID-19 health emergency, it is necessary to use every means at our disposal to implement additional measures, including but not limited to those directed at places of public gathering, in order to flatten the curve of the spread of COVID-19.

Now, therefore, in accordance with the power vested in me pursuant to N.J.S.A. App. A:9-40.5, I, Erik Hershey, Emergency Management Coordinator for the Borough of Seaside Heights do hereby declare that a State of Emergency currently exists within the Borough of Seaside Heights and that the State of Emergency shall exist until the Governor lifts the State of Emergency for the State of New Jersey. This Local Emergency Declaration is retroactive to March 1, 2020.

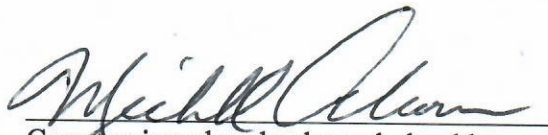
I do hereby promulgate and declare the following regulations shall be in addition to all other laws of the State of New Jersey and Borough of Seaside Heights:

1. The Police Chief is authorized to activate and utilize Class I and Class II Special Law Enforcement Officers notwithstanding the table of organization limitations set forth in Chapter 166 of the Borough Code.
2. The Borough Administrator, CFO and Purchasing Agent shall be permitted whenever necessary to procure the necessary goods or services, which are not available under contracts currently in existence with the Borough, without complying with the New Jersey Public Contracts Law (N.J.S.A. 40A:11-6 et. seq.), including but not limited to the following: to award emergency contracts, including but not limited to emergency contracts or leases for relocation and support of Borough operations; for professional services; for purchases of commodities, services, and technology; for food, supplies, services, and equipment; and to procure any supplies or equipment required to ensure adequate sanitization, cleaning or sterilization of any facility or location.

3. The Emergency Management Coordinator, Borough Administrator, Police Chief, Public Works Superintendent, and Fire Chief are authorized in extraordinary circumstances to commandeer as appropriate and limited to the particularized need any resources and equipment to assist in the functioning and continuity of government in the Borough of Seaside Heights.



Erik Hershey
Emergency Management Coordinator



Countersigned and acknowledged by:
Michael Carbone, Acting Mayor