



## Legislation Details (With Text)

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<b>File created:</b>	4/21/2020	<b>In control:</b>	COMMON COUNCIL
<b>On agenda:</b>		<b>Final action:</b>	4/21/2020
<b>Effective date:</b>			
<b>Title:</b>	Substitute resolution authorizing the Office of the City Attorney to participate in litigation necessary to protect the authority of the Commissioner of the City of Milwaukee's Health Department to continue emergency public health orders, notwithstanding actions that may be taken by the State of Wisconsin.		
<b>Sponsors:</b>	ALD. LEWIS		
<b>Indexes:</b>	HEALTH DEPARTMENT, PUBLIC HEALTH		
<b>Attachments:</b>			

Date	Ver.	Action By	Action	Result	Tally
4/21/2020	1	COMMON COUNCIL	ADOPTED	Pass	15:0
4/30/2020	1	MAYOR	SIGNED		

### IMMEDIATE ADOPTION

200014

### SUBSTITUTE 1

### ALD. LEWIS

Substitute resolution authorizing the Office of the City Attorney to participate in litigation necessary to protect the authority of the Commissioner of the City of Milwaukee's Health Department to continue emergency public health orders, notwithstanding actions that may be taken by the State of Wisconsin.

Under the direction of Governor Tony Evers, Ms. Andrea Palm, secretary-designee for the State of Wisconsin Department of Health Services, issued Emergency Order #112, the so-called "Safer at Home" order intended to respond to the COVID-19 pandemic. This order, issued March 24, 2020, is to expire April 24, 2020. On April 16, 2020, Ms. Palm extended this order until May 24, 2020. There is the prospect that this extension will be the subject of litigation. This resolution authorizes the Office of the City Attorney to participate in litigation necessary to protect the authority of the Commissioner of the City of Milwaukee's Health Department to continue emergency public health orders, notwithstanding actions that may be taken by the State of Wisconsin.

Whereas, Under the direction of Governor Tony Evers, Ms. Andrea Palm, secretary-designee for the State of Wisconsin Department of Health Services, issued Emergency Order #112, the so-called "Safer at Home" order intended to respond to the COVID-19 pandemic; and

Whereas, This order, issued March 24, 2020, is to expire April 24, 2020; and

Whereas, On April 16, 2020, Ms. Palm extended the "Safer at Home" order until May 24, 2020; and

Whereas, There is the prospect that this extension will be the subject of litigation; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that the Office of the City Attorney is authorized to participate in litigation necessary to protect the authority of the Commissioner of the City of Milwaukee's Health Department to continue emergency public health orders, notwithstanding actions that may be taken by the State of Wisconsin.

James R. Owczarski  
April 20, 2020