

CITY OF EVELETH, MINNESOTA

RESOLUTION 2020-12

CONSTITUTIONAL AND BUSINESS FRIENDLY COMMUNITY

Be it Resolved by the City Council of the City of Eveleth, that:

WHEREAS, the Fourteenth Amendment of the United States Constitution reads “No state shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any state deprive any person of life, liberty, or property, without due process of law; nor deny to any person within its jurisdiction the equal protection of the laws,” and;

WHEREAS, the City of Eveleth, Minnesota wishes to express opposition to any Executive Order that would restrict the constitutional rights of the citizens of Eveleth to life, liberty, or property, without due process of law, or that would deny any citizen of Eveleth the equal protection of the laws, and;

WHEREAS, Governor Walz’s Emergency Executive Orders related to the COVID-19 pandemic have stated, “nothing in this Executive Order is intended to encourage or allow law enforcement to transgress individual constitutional rights”;

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Eveleth, Minnesota:

That the City Council of Eveleth, Minnesota hereby expresses its intent to uphold and protect the Constitutional rights of the citizens of Eveleth, and;

That the City Council of Eveleth, Minnesota hereby declares Eveleth as a “Constitutional and Business Friendly Community”, and;

That the City Council of Eveleth, Minnesota hereby declares its intent to oppose any infringement by Executive Order or any other directive on the rights of law-abiding citizens to keep their businesses open; and

That the City Council of Eveleth, Minnesota hereby requests relief from Governor Walz’s Executive Orders and demands that the sole power of issuing emergency orders and implementation related to the COVID-19 pandemic be restored to individual municipalities and local government agencies, and;

That, since the City of Eveleth is a charter city, the Eveleth City Charter, as amended, is the local constitution for the City of Eveleth and is the primary source of governing law defining the powers of government within the municipal boundaries of the City of Eveleth, and;

That the City Council of Eveleth, Minnesota will not direct any of the City of Eveleth's additional resources to enforce any Executive Order or any other directive which infringes on the right of the law-abiding citizens to keep their businesses open as per the Constitution, and that the City Council of Eveleth, Minnesota will use any legal means to protect the Constitutional rights of the citizens of Eveleth.

BE IT FURTHER RESOLVED, by the City Council of the City of Eveleth, Minnesota that the City Council supports the choice of all residents to continue to stay at home or the choice to move about freely within the City of Eveleth and to support the economy of Eveleth while maintaining behaviors to preserve the health and safety of all residents, and;

That the City Council encourages all citizens to follow Minnesota Department of Health and CDC guidelines for social distancing and general conduct while out in public; and;

That the City Council advises that long-term care facilities restrict visitors, regularly check healthcare workers and residents for fevers and symptoms, and limit activities within the facility to keep residents safe.

The foregoing resolution, offered by Councilor Lillis and supported by Councilor Koivunen, was declared carried on the following vote:

Ayes: Rauzi, Koivunen, Lillis, Hadrava, Vlasisavljevich
Nays: None
Absent: None

ADOPTED by the City Council of the City of Eveleth this 19th day of May, 2020.

Robert Vlasisavljevich, Mayor

Attest:

Jackie Monahan-Junek
City Clerk/Administrator