

EXECUTIVE ORDER NO. 2020-2

**EXECUTIVE ORDER OF THE MORGAN COUNTY BOARD OF COMMISSIONERS REGARDING ESSENTIAL GOVERNMENT FUNCTIONS**

**WHEREAS**, the novel Coronavirus Disease 2019 (“COVID 19”) pandemic continues to be a public health crisis;

**WHEREAS**, leaders at all levels of government have taken action to suppress the spread of COVID-19, including multiple Executive Orders issued by Governor Eric J. Holcomb and an Ordinance and Executive Order adopted by the Board of Commissioners;

**WHEREAS**, on March 23, 2020, Gov. Holcomb issued Executive Order 20-08 “Directive for Hoosiers to Stay Home” and 20-09 “Relating to the Continuity of Operations of Government”;

**WHEREAS**, the above-referenced Executive Orders from the Governor require all Hoosiers to remain home and avoid travel commencing at 11:59 p.m. on March 24, 2020 and expiring at 11:59 p.m. on April 6, 2020, notwithstanding a further Order from the Governor that may modify, rescind, or extend this Order;

**WHEREAS**, the above-referenced Executive Orders from the Governor make exceptions for Essential Activities, Essential Government Functions, and Essential Businesses and Operations;

**WHEREAS**, Executive Order 20-08 requires “each governmental body shall determine its Essential Government Functions and identify employees and/or contractors necessary to the performance of those functions”;

**THEREFORE, EFFECTIVE IMMEDIATELY**, in accordance with Orders and directives from the Governor of the State of Indiana, I.C. 10-14-3, and relevant Morgan County Ordinance as well as recent action by the Commissioners in contemplation of the public health emergency, the Commissioners hereby **ORDER** as follows::

**Sec. 1.           ESSENTIAL GOVERNMENT FUNCTIONS DEFINED**

The Commissioners adopt the definition of Essential Government Functions given by Gov. Holcomb in Executive Order 20-08, to-wit, “all services provided by the State of Indiana or any municipality, township, county, political subdivision, board, commission or agency of government and needed to ensure the continuing operation of government agencies or to provide for or support the health, safety and welfare of the public, and including contractors performing Essential Government Functions.”

**Sec. 2.           GENERAL EXEMPTION**

For purposes of this Order, all first responders, law enforcement, emergency dispatchers, judges and court staff and management personnel, members of the County Council and Board of Commissioners, corrections personnel, Coroner and any or all county employees and/or contractors working for, or to support, Essential Businesses and Operations and/or Essential Government Functions are deemed as essential.

**Sec. 3.           ESSENTIAL GOVERNMENT FUNCTIONS (WITH LIMITED STAFFING)**

While the Commissioners recognize the importance and necessity of all departments, agencies, and employees in the effective and competent delivery of services to the citizens of Morgan County, in contemplation of the public health crisis and of the Orders issued by the Governor, the Commissioners find the following entities within county government to be essential, as defined above:

- a. Assessor
- b. Auditor
- c. Recorder
- d. Clerk
- e. Board of Health
- f. Treasurer
- g. Highway Department
- h. Veterans Department
- i. Prosecuting Attorney
- j. Title IV-D
- k. Maintenance Department
- l. Information Technology
- m. Election Office
- n. Weights & Measures
- o. Commissioners

**Sec. 4.           NONESSENTIAL GOVERNMENT FUNCTIONS**

While the Commissioners recognize the importance and necessity of all departments, agencies, and employees in the effective and competent delivery of services to the citizens of Morgan County, in contemplation of the public health crisis and of the Orders issued

by the Governor, the Commissioners find the following entities within county government to be nonessential, as defined above:

- a. Plan Commission
- b. 4-H Extension
- c. Soil & Water Conservation
- d. Surveyor
- e. Substance Abuse Council
- f. Solid Waste District

**Sec. 5. DISCRETION**

Notwithstanding the foregoing, each elected office holder or department head of an office or agency of Morgan County government shall have discretion in making determinations as to what services need to be performed without delay in order to support other Essential Businesses or Essential Government Functions.

As per Ordinance recently adopted by the Commissioners related to this public health crisis as well as Executive Order from the Governor, employees that can perform their job duties from home, should be encouraged to do so.

In addition, many of the departments referenced as Essential Government Functions above may perform those necessary duties with a reduced staff and/or reduced hours.

Employees are to consult with their superior prior to taking action.

The Commissioners also realize the novelty of the present situation and the fact-sensitive nature of certain decisions. It is with that in mind that the Commissioners allow elected office holders and department heads to exercise reasonable discretion as they determine appropriate with what functions or services provided by their office are essential.

**Sec. 6. SUNSET OF THIS ORDINANCE**

Given the temporary, emergency nature of this ordinance and the provisions contained herein, this ordinance shall sunset and expire at 11:59 p.m. on April 6, 2020, or prior thereto by Executive Order of the Governor of the State of Indiana or by Order of the Board of Commissioners. Further, if the Governor extends his current Executive Orders 20-08 and 20-09, then this Order shall be so

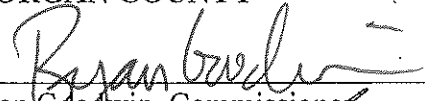
extended for an equal period of time without the need for further hearing by the Commissioners.

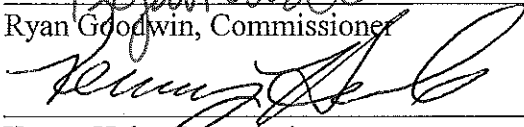
**Sec. 7.**

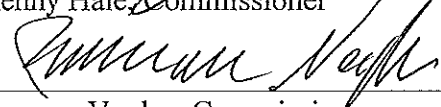
**EFFECTIVE DATE**

This Ordinance and provisions contained herein shall be in full force and effect at 11:59 p.m. on March 24, 2020.

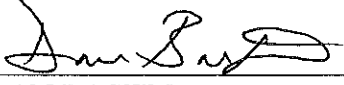
**BOARD OF COMMISSIONERS OF  
MORGAN COUNTY**

  
\_\_\_\_\_  
Ryan Goodwin, Commissioner

  
\_\_\_\_\_  
Kenny Hale, Commissioner

  
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Norman Voyles, Commissioner

ATTEST: ✓

  
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DAN BASTIN  
Morgan County Auditor