

# RESOLUTION

COUNCIL MEMBER \_\_\_\_\_

**WHEREAS**, on Monday, February 17, 2025, a 54-inch diameter water on the main near Beard and Rowan Streets on the City's southwest side operated by the Great Lakes Water Authority (“GLWA”), ruptured or collapsed (the “Water Main Failure”). The Water Main Failure caused extensive flooding of an area south of the Penn Central Railroad and north of the W. Fisher Freeway, on Lewerenz, Beard, Green, Wheelock, N. Solovay, Rowan, Lisbon, Army, Lexington and Regular streets (the “Affected Area”); and

**WHEREAS**, automobiles were submerged and basements flooded by the escaping water. Some residents had to be evacuated from their homes due to the flooding. As of the date of this resolution, there are continuing threats to the public health, safety, and welfare, as well as property damage in the Affected Area; and

**WHEREAS**, Chapter 14 of the 2019 Detroit City Code, “Emergency Management,” defines the operative term: “Emergency means any disaster, or threat of disaster, where the Mayor determines that the exercise or discharge of emergency powers to save lives, to protect the public health, safety and property, or to lessen or to avert the threat of a catastrophe within the City;” and

**WHEREAS**, Detroit Code Section 14-1-6 provides, “Whenever, on the basis of information received from authoritative sources, the Mayor believes that an emergency exists, the Mayor may issue such reasonable orders, directives, regulations, or rules as are necessary to protect life and property;” and

**WHEREAS**, on February 18, 2025, the Mayor signed Executive Order No. 2025-01 titled “Declaration of Local State of Emergency in the Vicinity of Beard and Rowan Streets” to order the following:

1. A local state of emergency is declared for the Affected Area.
2. The City of Detroit Department of Public Works, General Services Department, Water & Sewerage Department, Building Safety Engineering and Environmental Department, Housing & Revitalization Department and such other departments as may be necessary shall coordinate with State and GLWA officials to determine the cause and extent of the damage cause by the Water Main Failure; to mitigate the dangers posed by the emergency, seeking to protect life and property; to correct conditions which pose a threat to the public and affected residents arising out of the emergency; appropriate and expend funds, make contracts, and obtain and distribute equipment, materials, and supplies to remedy the disaster; and provide for the health and safety of persons and property, including emergency assistance to persons and repair damage caused by the Water Main Failure.

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3. All City residents and businesses operating in the affected area shall cooperate with City officials from all City departments as reasonably necessary to address the emergency and the priorities stated in this Order; and

**WHEREAS**, Detroit Code Sec. 14-1-6(a) provides that “a local state of emergency shall not be continued or renewed for a period in excess of seven days except with the consent of the City Council;” and

**WHEREAS**, Detroit Code Sec. 14-1-6(f) provides that “where obtaining City Council approval would result in the delay of the City's emergency response and recovery efforts and until the City Council convenes, the Mayor may waive procedures and formalities that are required by the Charter or this Code, which pertain to the performance of public works, entering into contracts, the incurring of obligations, the employment of temporary workers, the rental of equipment, the purchase and distribution of supplies, materials and facilities, and the expenditure of existing funds. The City Council is also authorized under this chapter to waive any such procedures and formalities that are required by the Charter or this Code;” **NOW, THEREFORE, BE IT**

**RESOLVED**, that the Detroit City Council, in accordance with Michigan law and the Detroit City Code, grants its consent to the Mayor to continue and implement Executive Order No. 2025-01 for the Affected Area, for the duration of the State of Emergency or until Executive Order 2025-01 is rescinded or this resolution is terminated by future resolution upon cessation of the subject emergency.