

Resolution No. 20-13
Constitutional and Business Friendly
Community Resolution

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 Council of Ham Lake, Minnesota wishes to express opposition to any Executive Order that would restrict the constitutional rights of the residents of Ham Lake to life, liberty, or property, without due process of law, and

WHEREAS, Governor Walz's Emergency Executive Order 20-33 Extending Stay at Home Order and Temporary Closure of Bars, Restaurants, and Other Places of Public Accommodation states, "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 Ham Lake, Minnesota

That the City Council of Ham Lake hereby expresses its intent to uphold and protect the Constitutional rights of the citizens of Ham Lake, and

That the City Council of Ham Lake hereby declares Ham Lake as a "Constitutional and Business Friendly Community", and

That the City Council of Ham Lake 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 Ham Lake hereby requests relief from Governor Walz's Executive Orders and urges that emergency orders and implementation of a response to the COVID-19 pandemic be balanced between the Governor, state legislature, and individual municipalities and local government agencies, and

That the City Council of Ham Lake will not direct any City of Ham Lake resources to enforce any Executive Order, or any other directive which infringes on the right of law-abiding citizens to keep their businesses open, as per the Constitution, and

That the City Council of Ham Lake will use any legal means that is prudent to protect the Constitutional rights of the citizens of Ham Lake.

NOW, THEREFORE, BE IT ALSO RESOLVED by the City Council of City of Ham Lake, Minnesota, as follows:

That the Ham Lake City Council supports the choice of all residents to continue to stay at home, or to move about freely within the city and to support the economy of Ham Lake, while conducting themselves in a way that preserves the health and safety of all residents.

Adopted by the City Council of the City of Ham Lake this 18th day of May, 2020.

Michael G. Van Kirk, Mayor

Denise Webster, City Clerk