

**THE AMERICAN LEGION
DEPARTMENT OF NEW YORK
EXECUTIVE COMMITTEE**

Held on May 12 , 2020

By E-mail / Phone Call

RESOLUTION

Page 1 of 3

No.: 19

Subject: Cancellation of 2020 American Legion Department of New York Convention in Binghamton, New York and Awarding of 2022 Department of New York Convention

Origin: Department Executive Committee

WHEREAS, Article IV, Section 1 of The American Legion Department of New York Constitution calls for an Annual Convention to conduct business at a location and time as determined by The American Legion Department of New York Executive Committee; and

WHEREAS, Article IV, Section 1 of The American Legion Department of New York Constitution allows for The American Legion Department of New York Executive Committee to change such location and time for sufficient reasons to it appearing; and

WHEREAS, The United States of America and the world in general are currently experiencing a pandemic associated with the spread of Coronavirus (COVID-19) therefore causing communities, cities, states and the federal government to enact unprecedented emergency actions in order to contain and combat the impact and risks of spreading the COVID-19; and

WHEREAS, Upon the recommendations of the United States President, the Center for Disease Control (CDC), the World Health Organization (WHO), the Governor of New York State, various local officials the emergency actions taken include, but are not limited to, restriction of mass gathering sizes, restrictions on necessary travel, closure of restaurants and other public gathering spaces, implementation of "social distancing" guidelines and an overall emphasis on personal hygiene and virus/germ abatement actions; and

WHEREAS, The American Legion National Executive Committee approved RESOLUTION No. 3 on April 8, 2020, cancelling the 2020 American Legion National Convention in Louisville, Kentucky and awarding the 2026 National Convention to the community of Louisville, Kentucky and

WHEREAS, Numerous Departments of The American Legion are contemplating the cancellation or postponement of their own Department Conventions, the primary purpose of which is to conduct the business of the department and elected officers and elect/appoint delegates to the national convention; and

WHEREAS, the Governor of the State of New York declared in Executive Order Number 202 on March 7, 2020, a State disaster emergency for the entire State of New York as a result of both travel related cases and community contact transmission of COVID-19 documented in New York State requiring numerous actions to follow including that all people maintain safe and social distancing, stay at home whenever possible and that hotels are used only for lodging as needed; and

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Origin: Department Executive Committee

WHEREAS, A gathering of the members of The American Legion Department of New York at the Department Convention in Binghamton, New York would be in conflict with the imposed restrictions set by local, state and federal authorities and therefore place our members at an unnecessary health, safety and medical risk; and

WHEREAS, The American Legion Department of New York Executive and Convention Committees have thoroughly discussed the situation, weighed all options and determined that the course of action herein recommended is the correct and prudent course for The American Legion Department of New York at this time; and

WHEREAS, The Chairs of the Department Convention and Finance Committees recommend approval of this resolution; and

WHEREAS, The community of Binghamton, New York, understands and agrees with this course of action; now therefore, be it

RESOLVED, The American Legion Department of New York Executive Committee by telephone conference, That due to the uncertainty of the duration of the disease known as Coronavirus (COVID-19) the numerous government regulations being enforced to contain it and concern for the safety of all members of the American Legion Family, the American Legion Department of New York Executive Committee (D.E.C.) agrees that present circumstances constitute sufficient reasons to cancel the 2020 American Legion Department of New York Convention; and, be it further

RESOLVED, That due to these serious and sufficient reasons, the following American Legion events in Binghamton, New York, are cancelled; (1) the Pre-Convention Department of New York Executive Committee meeting scheduled for July 15, 2020; (2) The American Legion's 2020 Department of New York State Convention scheduled for July 16-July 18, 2020; (3) The Post-Convention Department of New York Executive Committee meeting scheduled for July 18, 2020; (4) all regularly scheduled Department committee meetings that would have been held in Binghamton; and (5) all regularly scheduled Detachment and Riders Association 2020 Convention activities that would have been held in Binghamton; and, be it further

RESOLVED, That all American Legion Department, Detachment and Riders Association of New York elected and appointed officers continue serving in their current positions until the close of the next Department of New York Convention scheduled in Westchester, New York, from July 15, 2021 through July 17, 2021; and, be it further

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Subject: Cancellation of 2020 American Legion Department of New York Convention in Binghamton, New York and Awarding of 2022 Department of New York Convention
Origin: Department Executive Committee

RESOLVED, That all American Legion Department, Detachment and Riders Association of New York committee chairpersons and the current committee members continue serving in their current positions until they resign or are either reassigned or reappointed at the 2021 Midwinter Conference Meeting scheduled in Albany, New York, for January 22-24, 2021; and, be it further

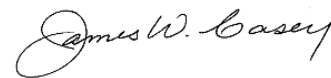
RESOLVED, That Temporary Resolution No. 1, regarding COVID-19 and its effects on the 2020 American Legion Department Of New York elections, adopted by the Department of New York Executive Committee on April 5, 2020 is hereby VACATED; AND, the currently elected officers of the New York American Legion Riders Motorcycle Association, its Chapters, The Sons of The American Legion Squadrons, Counties, Districts, American Legion Posts, County Committees, District Organizations, Detachment, Department and National Convention delegates chosen for the 2019-2020 American Legion Year shall continue serving in their current positions until they resign or their successors are chosen by their respective organizations at elections to be held for the 2021-2022 American Legion Year; and, be it further

RESOLVED, That any resolutions needing to come before The American Legion Department of New York Executive Committee, including the re-adoption of our legislative agenda, with the exception of those legislative initiatives that the Department Executive Committee deems to have been fulfilled or are no longer relevant, may be brought forth to the Department of New York Executive Committee and subsequently considered and voted on by video meetings, electronic mail, phone or any other allowed means prior to the 2021 Department of New York Midwinter Conference in Albany, New York; and, be it further

RESOLVED, That due to the community of Binghamton, New York, accommodating the American Legion 2020 Department of New York Convention's cancellation decision in such a prompt manner without penalty or other financial cost to the American Legion Department of New York Executive Committee is hereby awarding the 2022 American Legion Department of New York Convention to the community of Binghamton, New York, via the American Legion Department of New York Convention Committee.



Michael H. McDermott
Department Commander



James W. Casey
Department Adjutant