

RESOLUTION
NUMBER 2016-

AN EMERGENCY RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA, DECLARING A STATE OF LOCAL EMERGENCY AND PROVIDING FOR EMERGENCY GOVERNMENTAL OPERATIONS RELATED TO HURRICANE MATTHEW.

RECITALS

WHEREAS, Governor Rick Scott issued Executive Order No. 16-230 declaring a state of emergency on October 3, 2016, due to the severe threat that Hurricane Matthew poses to the entire State of Florida; and

WHEREAS, while Hurricane Matthew currently poses no significant threat to Charlotte County, the County desires to be positioned to assist other hurricane evacuees upon request by the State.

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Charlotte County, Florida:

Section 1. A state of local emergency is hereby declared due to the imminent threat posed by Hurricane Matthew, based upon the potential to create excessive rainfall, higher tides and gale-force winds, which may pose a serious threat to public health and safety and cause serious flooding, beach erosion and property damage.

Section 2. An emergency exists such that the immediate enactment of this Resolution pursuant to Section 2-1-43, Charlotte County Code, is necessary.

Section 3. The Board of County Commissioners hereby asserts all powers available to Charlotte County government and all Charlotte County constitutional officers provided in Chapter 252, Florida Statutes.

Section 4. The County Administrator and his designees are provided plenary authority on behalf of the Charlotte County Board of County Commissioners to take all actions necessary for protection of persons and property provided in Chapter 252, Florida Statutes.

Section 5. Specifically, but not for the purpose of limitation, the County Administrator shall have the power to:

- a. direct or compel evacuation of designated areas in his discretion;
- b. prescribe orders related to transportation and evacuation routes;
- c. control ingress and egress to emergency area;
- d. suspend the sale, dispensing and transportation of alcoholic beverages, firearms, explosives and combustibles;
- e. make provision for temporary emergency housing;
- f. take measures for limiting or suspending lighting, gas, water, electric and water and sewer utilities;
- g. employ all County forces and volunteers necessary to the emergency;
- h. coordinate with other governmental agencies;
- i. enter contracts;
- j. perform public works;
- k. incur obligations;
- l. waive land use codes and regulations;
- m. suspend tipping fees, extend operating hours of the landfill.

Section 6. The foregoing enumeration is not exclusive; the County Administrator shall have power to do all things necessary as conditions dictate, as provided in Chapter 252, Florida Statutes.

Section 7. As provided in Chapter 252, Florida Statutes, all normal formalities related to procurement, hours of employment of County employees, notice provisions and other procedures usually followed or required by law are hereby waived.

Section 8. All actions taken by the County Administrator, or taken at the direction of the County Administrator, on or after October 6, 2016, are hereby ratified.

Section 9. This Resolution shall take effect immediately upon signing and shall exist until such time as the threat of damage no longer exists or until a meeting of a quorum of the Board of County Commissioners is convened and the Board terminates the state of local emergency.

PASSED AND DULY ADOPTED this 6th day of October, 2016.

BOARD OF COUNTY COMMISSIONERS
OF CHARLOTTE COUNTY, FLORIDA

By: _____
William G. Truex, Chairman

ATTEST:
Barbara T. Scott, Clerk of Circuit
Court and Ex-officio Clerk to the
Board of County Commissioners

By: _____
Deputy Clerk

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

By: _____
Janette S. Knowlton, County Attorney
LR2016-0047/CA