

RESOLUTION 17-2987

A RESOLUTION OF THE CITY OF CASSELBERRY, FLORIDA, PROVIDING FOR FURTHER EXTENSION OF THE DECLARATION OF A STATE OF EMERGENCY PREVIOUSLY APPROVED BY RESOLUTION 17-2983; PROVIDING FOR EMERGENCY POWERS; PROVIDING FOR CONFLICTS, SEVERABILITY, AND AN EFFECTIVE DATE.

WHEREAS, Governor Rick Scott issued Executive Order 17-235 on September 4, 2017, declaring a state of emergency for every county in the State of Florida due to the expected strength and forecast models for Hurricane Irma; and

WHEREAS, on September 5, 2017, President Donald Trump issued a Major Disaster Declaration for the entire State of Florida, including Seminole County, and the municipalities therein; and

WHEREAS, a public state of weather emergency as provided by Section 30-10 of the City Code of Ordinances was declared by the City Manager at 6 p.m. on Saturday, September 9, 2017 due to the anticipated impacts of Hurricane Irma on the City of Casselberry; and

WHEREAS, the declaration of public state of weather emergency was required for activation of emergency plans adopted by the City; and

WHEREAS, on September 10 and September 11, 2017, the City of Casselberry, together with communities throughout the State of Florida, were severely impacted by Hurricane Irma; and

WHEREAS, on September 12, 2017, the City Commission confirmed the emergency declaration made by the City Manager and further extended the emergency declaration through Tuesday, September 19, 2017 expiring at midnight via Resolution 17-2982; and

WHEREAS, on September 18, 2017, the City Commission authorized the extension of the public state of emergency through Tuesday, September 26, 2017, expiring at midnight, via Resolution 17-2983; and

WHEREAS, Hurricane Irma has created widespread disaster debris throughout the City of Casselberry, which poses a significant and immediate threat to the health, safety and welfare of the citizens of the City of Casselberry and the public at large; and

WHEREAS, on September 18, 2017, Governor Rick Scott directed that counties and cities aggressively prioritize debris clean-up caused by Hurricane Irma so that the debris does not hamper or interfere with recovery efforts; and

WHEREAS, pursuant to Executive Order 17-2345, and Section 252.38(3)(a), Florida Statutes, political subdivisions, such as the City of Casselberry, have the authority to exercise certain powers and authority to safeguard the lives and property of its citizens and community; and

WHEREAS, to ensure the protection of the public health, safety, and welfare of the citizens, the City of Casselberry desires to timely and efficiently remove such vegetative and other tree debris throughout the entire City.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF CASSELBERRY, FLORIDA, AS FOLLOWS:

SECTION 1. State of Emergency. The Declaration of a State of Public Emergency originally confirmed on September 12, 2017, and extended on September 18, 2017, is hereby extended and shall remain in effect until terminated by the City Commission.

SECTION 2. Emergency Powers. Pursuant to Executive Order 17-2345, Section 252.38(3)(a), Florida Statutes, and Section 30-17 of the City Code of Ordinances, the City Commission hereby waives the procedures and formalities otherwise required by the City or by law pertaining to:

- a. Performance of public work and taking whatever prudent action is necessary to ensure the health, safety and welfare of the community.
- b. Entering into of contracts.
- c. Incurring of obligations.
- d. Employment of permanent and temporary workers.
- e. Utilization of volunteer workers.
- f. Rental of equipment.
- g. Acquisition and distribution, with or without compensation, of supplies, materials and facilities.
- h. Appropriation and expenditure of public funds.

SECTION 3. Purchases and Contracts. The City Commission hereby confirms all purchases and contracts for service that were deemed necessary and approved by the City Manager during the public state of weather emergency and extensions thereof. A contract awarded to CrowderGulf Joint Venture, Inc. for service for tree, brush and associated debris removal and a separate contract awarded to Thompson Consulting Services, LLC for debris monitoring will continue throughout the cleanup period based on contract terms. \$2,677.78 for food service support and miscellaneous supplies for staff has been spent to date. Budget Amendment #17-050 for \$1,000,000 was considered and approved by the City Commission at a special meeting on Tuesday, September 12, 2017 to fund the City's storm recovery operations.

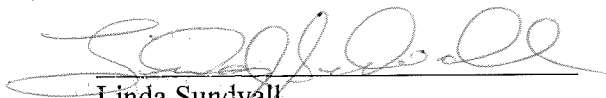
SECTION 4. Conflicts. All prior resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of the conflict.

SECTION 5. Severability. If any Section or portion of a Section of this Resolution proves to be invalid, unlawful, or unconstitutional, it shall not be held to invalidate or impair the validity, force, or effect of any other Section or part of this Resolution.

SECTION 6. Effective Date. This Resolution shall become effective immediately upon its passage and adoption.

PASSED and ADOPTED this 25th day of September, AD 2017.

ATTEST:



Linda Sundvall
Acting City Clerk




Charlene Glancy
Mayor/Commissioner

CITY OF CASSELBERRY

OFFICIAL NOTICE

The City Manager of the City of Casselberry, Florida, has declared a **STATE OF PUBLIC EMERGENCY** as of 6 P.M. on **SATURDAY, SEPTEMBER 9, 2017** because of weather conditions imminent with Hurricane Irma as provided by Section 30-10 of the City Code of the City of Casselberry. This declaration authorizes the issuance of emergency resolutions as provided for in Section 30-7, as may be required. Emergency resolutions authorized by this Chapter shall include but are not limited to the following subjects:

1. Evacuation.
2. Curfews and declaration of areas off limits.
3. Suspension of local building regulations.
4. Emergency procurement procedures that may include:
 - Entering into contracts
 - Incurring obligations
 - Rental of equipment
 - Acquisition and distribution, with or without compensation, of supplies, materials and facilities
5. Appropriation and expenditure of public funds.



JAMES R. NEWLON
City Manager

Date 9-09-2017