



PORT ORANGE CITY COUNCIL

SPECIAL MEETING

Council Chambers

Friday, August 30, 2019 @ 8:30 AM

SPECIAL MEETING AGENDA

Pursuant to Section 3.06 of the Charter of the City of Port Orange, the Mayor has called a **Special Meeting** of the City Council to be held for the following purposes:

OPENING

1. Silent Invocation
2. Pledge of Allegiance
3. Roll Call

DISCUSSION ITEMS

4. Resolution No. 19-42 - Declaration of State of Local Emergency - Hurricane Dorian

ADJOURNMENT

ANY PERSON WHO DECIDES TO APPEAL ANY DECISION MADE BY THE CITY COUNCIL WILL NEED A RECORD OF THE PROCEEDINGS, AND FOR SUCH PURPOSE HE OR SHE MAY NEED TO ENSURE AT HIS OR HER OWN EXPENSE FOR THE TAKING AND PREPARATION OF A VERBATIM RECORD OF ALL TESTIMONY AND EVIDENCE OF THE PROCEEDINGS UPON WHICH THE APPEAL IS TO BE BASED.

NOTE: IF YOU ARE A PERSON WITH A DISABILITY WHO NEEDS AN ACCOMMODATION IN ORDER TO PARTICIPATE IN THIS PROCEEDING, YOU ARE ENTITLED, AT NO COST TO YOU, TO THE PROVISION OF CERTAIN ASSISTANCE. PLEASE CONTACT THE CITY CLERK FOR THE CITY OF PORT ORANGE, 1000 CITY CENTER CIRCLE, PORT ORANGE, FLORIDA 32129, TELEPHONE NUMBER 386-506-5563, CITYCLERK@PORT-ORANGE.ORG, AS FAR IN ADVANCE AS POSSIBLE, BUT PREFERABLY WITHIN 2 WORKING DAYS OF YOUR RECEIPT OF THIS NOTICE OR 5 DAYS PRIOR TO THE MEETING DATE. IF YOU ARE HEARING OR VOICE IMPAIRED, CONTACT THE RELAY OPERATOR AT 7-1-1 or 1-800-955-8771.

UPON REQUEST BY A QUALIFIED INDIVIDUAL WITH A DISABILITY, THIS DOCUMENT WILL BE MADE AVAILABLE IN AN ALTERNATE FORMAT. IF YOU NEED TO REQUEST THIS DOCUMENT IN AN ALTERNATE FORMAT, PLEASE CONTACT THE CITY CLERK WHOSE CONTACT INFORMATION IS PROVIDED ABOVE.

ANY INVOCATION THAT IS OFFERED BEFORE THE OFFICIAL START OF THE CITY COUNCIL MEETING SHALL BE THE VOLUNTARY OFFERING OF A PRIVATE PERSON, TO AND FOR THE BENEFIT OF THE CITY COUNCIL. THE VIEWS OR BELIEFS EXPRESSED BY THE INVOCATION SPEAKER HAVE NOT BEEN PREVIOUSLY REVIEWED OR APPROVED BY THE CITY COUNCIL OR THE CITY STAFF, AND THE CITY IS NOT ALLOWED BY LAW TO ENDORSE THE RELIGIOUS BELIEFS OR VIEWS OF THIS, OR ANY OTHER SPEAKER. PERSONS IN ATTENDANCE AT THE CITY COUNCIL MEETING ARE INVITED TO STAND DURING THE OPENING INVOCATION AND PLEDGE OF ALLEGIANCE. HOWEVER, SUCH INVITATION SHALL NOT BE CONSTRUED AS A DEMAND, ORDER, OR ANY OTHER TYPE OF COMMAND. NO PERSON IN ATTENDANCE AT THE MEETING SHALL BE REQUIRED TO PARTICIPATE IN ANY OPENING INVOCATION THAT IS OFFERED. A PERSON MAY EXIT THE CITY COUNCIL CHAMBERS AND RETURN UPON COMPLETION OF THE OPENING INVOCATION IF A PERSON DOES NOT WISH TO PARTICIPATE IN OR WITNESS THE OPENING INVOCATION.



CITY COUNCIL AGENDA ITEM

REQUESTED COUNCIL MEETING DATE 8/30/2019

Consent item: No

SUBJECT: (4) Resolution No. 19-42 - Declaration of State of Local Emergency - Hurricane Dorian

DEPARTMENT: City Attorney

GOAL:

RECOMMENDED MOTION: Move to approve Resolution No. 19-42.

SUMMARY: Resolution No. 19-42 authorizes the city manager to act effective August 30, 2019 at 10:00 a.m. as the Emergency Management Director, the NIMS Incident Commander and as otherwise authorized pursuant to Section 252.38, Florida Statutes and Chapter 26 of the City of Port Orange Code of Ordinances for the Hurricane Dorian storm event.

Project No.: Funding Account No.:

Presenter:

ATTACHMENTS:

1.	Reso. No. 19-42 - Declaration of Local Emergency - Hurricane Dorian	Reso. No. 19-42 - Declaration of Local Emergency - Hurricane Dorian.pdf
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Robin Fenwick
Margaret Roberts
Jake Johansson
Robin Fenwick

Created/Initiated - 8/28/2019
Approved - 8/29/2019
Approved - 8/29/2019
Final Approval - 8/29/2019

RESOLUTION NO. 19-42

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA, DECLARING A STATE OF LOCAL EMERGENCY; AUTHORIZING THE CITY MANAGER TO EXERCISE EMERGENCY MANAGEMENT POWERS; RATIFYING ALL ACTIONS TAKEN IN PREPARATION FOR HURRICANE DORIAN; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Hurricane Dorian Storm Event may cause damage to public utilities, public buildings, public streets and roads, public drainage systems, potentially other public infrastructure, commercial and residential buildings and areas as well as causing life threatening conditions for the residents; and

WHEREAS, Section 252.38, Florida Statutes, and Sections 26.6.1, et seq. of the City of Port Orange Code of Ordinances provides authority for a political subdivision such as the City of Port Orange to declare a state of local emergency and to waive the procedures and formalities otherwise required of political subdivisions in order to take whatever action is necessary to ensure the health, safety and welfare of the community; and

WHEREAS, on August 28, 2019, Governor Ron DeSantis issued Executive Order Number 19-189, declaring that a state of emergency exists in every county in the State of Florida.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA, AS FOLLOWS:

Section 1. The Hurricane Dorian Storm Event poses a serious threat to the lives and property of the residents of the City of Port Orange. The City Council hereby declares a State of Local Emergency. The City Manager shall act as the NIMS Incident Commander and the Emergency Management Director for the purposes of the Hurricane Dorian Storm Event. The State of Local Emergency shall be limited to seven (7) days from the effective date of this Resolution No.19-42, but may be extended by subsequent executive order issued by the city manager or by resolution adopted by city council in accordance with Section 252.38, Florida Statutes and Chapter 26 of the Code of Ordinances.

Section 2. The Mayor and City Council hereby exercises their emergency authority and waives the procedures and formalities required by law of a political subdivision, as provided in Section 252.38, Florida Statutes, and Chapter 26 of the City of Port Orange Code of Ordinances. The Emergency Management Director (City Manager) or the successor as provided in Section 26.6.4 of the Code of Ordinances is hereby authorized and empowered to exercise all powers and duties and take all actions deemed appropriate as authorized in Section 252.38, Fla. Stat., and Sections 26.6.1, et seq. of the City of Port Orange Code of Ordinances.

Section 3. The City Council hereby ratifies all actions taken by the city manager or at the city manager's direction in preparation for the Hurricane Dorian Storm Event local emergency.

Section 4. This resolution shall become effective immediately upon adoption.

MAYOR DONALD O. BURNETTE

ATTEST:

Robin L. Fenwick, MMC, City Clerk

Adopted on the day of

Reviewed and Approved: _____
Matthew J. Jones, Deputy City Attorney