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RESOLUTION NO. 11-2020 OF THE CITY OF LAKE WORTH BEACH, FLORIDA, PROVIDING THAT THE MAYOR MAY DECLARE A LOCAL STATE OF EMERGENCY AS NEEDED; PROVIDING THAT THE CITY MANAGER MAY SUSPEND, CANCEL OR RESCHEDULE NON-ESSENTIAL PUBLIC MEETINGS AND OUTSIDE EVENTS AND SERVICES, MAY LIMIT ACCESS TO NON-ESSENTIAL CITY FACILITIES AND SERVICES, AND MAY ADDRESS OTHER MATTERS FOR EFFICIENT AND SAFE OPERATIONS OF THE CITY'S BUSINESS AND FOR THE HEALTH, SAFETY AND WELFARE OF THE CITY'S RESIDENTS AND THE PUBLIC AT LARGE DURING A FEDERAL, STATE, COUNTY AND/OR LOCAL EMERGENCY; PROVIDING FOR SEVERABILITY, CONFLICTS AND AN EFFECTIVE DATE.

WHEREAS, in light of Federal, State and County agencies declaring the Novel Coronavirus Disease 2019 (COVID-19) as a Public Health Emergency, the City of Lake Worth Beach recognizes the need to reaffirm the City's practices of being responsive and efficient during Federal, State, County and/or local emergencies; and

WHEREAS, the City of Lake Worth Beach desires to reaffirm the Mayor's authority to issue a local state of emergency; and

WHEREAS, the City of Lake Worth Beach desires to reaffirm the City Manager's authority to implement temporary policies to address Federal, State, County, and/or Local emergencies as they emerge, evolve and stabilize; and

WHEREAS, it is in the best interest of the residents, the public at large, and the overall health, safety and welfare of the City for the City of Lake Worth Beach to adopt this resolution reaffirming the Mayor's and the City Manager's emergency powers.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF LAKE WORTH BEACH, FLORIDA as follows:

Section 1. Incorporation. The foregoing recitals are incorporated into this Resolution as true and correct statements.

Section 2. Mayor's Authority. Consistent with the City's past practice of having the Mayor issue a declaration of emergency under Article III, Section 3 of the City Charter, the City of Lake Worth Beach reaffirms the Mayor's power to issue, and re-issue after seven (7) days, a Declaration of a State of Local Emergency if deemed necessary by the Mayor in order to address an emergency.

Section 3. Manager's Authority. Consistent with the Commission-Manager form of government and during times of a Federal, State or Local emergency, the City of Lake Worth Beach reaffirms the City Manager's power to: suspend, cancel or reschedule non-essential public meetings and outside events and services; limit access to non-essential

44 City facilities and services; and, immediately address other matters including without
45 limitation, employment, utilities, and procurement issues, as they may arise for efficient
46 and safe operations of the City’s business and for the City’s residents and the public at
47 large during an emergency. To the extent the City Manager must activate a policy which
48 conflicts with an existing ordinance, resolution or policy of the City Commission, the City
49 Manager shall temporarily activate said policy and seek ratification of the policy by the
50 City Commission at such time as is reasonably possible and consistent with all Federal,
51 State, County and/or Local emergency directives.

52 Section 4. Severability. If any section, subsection, sentence, clause, phrase or
53 portion of this Resolution is for any reason held invalid or unconstitutional by any court of
54 competent jurisdiction, such portion shall be deemed a separate, distinct, and
55 independent provision, and such holding shall not affect the validity of the remaining
56 portions thereof.

57
58 Section 5. Conflicts. All resolutions or parts of resolutions in conflict with the
59 provision of this Resolution are hereby repealed.

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61 Section 6. Effective Date. This resolution shall take effect immediately upon its
62 adoption.

63
64 The passage of this resolution was moved by Commissioner _____, seconded
65 by Commissioner _____, and upon being put to a vote, the vote was as follows:

- 66
- 67 Mayor Pam Triolo
- 68 Vice Mayor Andy Amoroso
- 69 Commissioner Scott Maxwell
- 70 Commissioner Omari Hardy
- 71 Commissioner Herman Robinson
- 72
- 73

74 The Mayor thereupon declared this resolution duly passed and adopted on the ____
75 day of _____, 2020.

76 LAKE WORTH BEACH CITY COMMISSION

77
78
79 By: _____
80 Pam Triolo, Mayor

81
82 ATTEST:

83
84
85 _____
86 Deborah M. Andrea, CMC, City Clerk