

RESOLUTION 2023-10

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE CITY OF MADEIRA BEACH, FLORIDA, DECLARING A LOCAL STATE OF EMERGENCY FOR MADEIRA BEACH DUE TO TROPICAL STORM IDALIA AND ITS POTENTIAL THREAT OF HARM TO THE PEOPLE AND PROPERTY OF THE CITY OF MADEIRA BEACH; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF.

WHEREAS, Tropical Storm Idalia poses a serious threat to the people and property of the City of Madeira Beach; and

WHEREAS, Governor Ron DeSantis signed Executive Order 23-171 on August 27, 2023, wherein the governor finds that a State of Emergency exists within the State of Florida including Pinellas County; and

WHEREAS, the Pinellas Board of County Commissioners declared a State of Emergency effective August 28, 2023; and

WHEREAS, Chapter 252, Florida Statutes, provides authority for a political sub-division such as the City of Madeira Beach to declare a state of Emergency allowing the City to waive procedures and formalities otherwise required of political subdivisions by law pertaining to:

- 1) Performance of public works and taking whatever prudent action is necessary to ensure the health, safety, and welfare of the community;
- 2) Entering into contracts;
- 3) Incurring obligations;
- 4) Employment of permanent and temporary workers;
- 5) Utilization of volunteer workers;
- 6) Rental of equipment;
- 7) Acquisition and distribution, with or without compensation, of supplies, materials, and facilities; and,
- 8) Appropriation and expenditure of public funds.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the City of Madeira Beach, Florida:

Section 1. Tropical Storm Idalia poses a serious threat to the people and property of the City of Madeira Beach, Florida.

Section 2. A state of Local Emergency exists effective the 28th day of August 2023, and shall be effective until rescinded for all territory within the legal boundaries of the City of Madeira Beach, Florida.

Section 3. The procedures and formalities required by law of a political sub-division are hereby waived as provided in Chapter 252, Florida Statutes.

Section 4. The City Manager is hereby designated by, and delegated authority from, the Board of Commissioners to act as the declaring official for purposes of implementing the City's Emergency Operations Plan, provisions of the City's Code, emergency powers as provided in Chapter 252, Florida Statutes, and all other powers set forth in any Executive Order that may be issued by the Governor of the State of Florida.

Section 5. This Resolution shall take effect immediately upon adoption.

DULY INTRODUCED, PASSED AND ENACTED by the Board of Commissioners of the City of Madeira Beach, Pinellas County, Florida this August 28, 2023

James Rostek, Mayor

ATTEST:

Clara VanBlargan, MMC, MSM, City Clerk