

RESOLUTION 2022-35

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WAUCHULA, FLORIDA (CITY), EXTENDING THE ORIGINAL STATE OF EMERGENCY; AUTHORIZING AND DIRECTING THE CITY MANAGER TO TAKE WHATEVER PRUDENT ACTIONS WHICH MAY BE NECESSARY TO PROTECT THE HEALTH, SAFETY AND WELFARE OF THE CITIZENS OF THE CITY AND CUSTOMERS OF THE CITY'S UTILITIES SYSTEMS PURSUANT TO THIS DECLARATION; RATIFYING AND AFFIRMING SUCH ACTIONS TAKEN BY THE CITY MANAGER PRIOR TO THIS DECLARATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, by Executive Order, Number 22-219, Ron DeSantis, Governor of the State of Florida declared that a state of emergency exists in the State of Florida (State); and

WHEREAS, Section 252.38, Florida Statutes, provides for emergency management powers of political subdivisions of the State of Florida, including, without limitation, counties such as Hardee County, and municipalities such as the City of Wauchula (City); and

WHEREAS, Section 252.38(3)(a), Florida Statutes, empowers municipalities to declare a state of local emergency for seven (7) days, which may be extended, as necessary in seven (7) day increments; and

WHEREAS, Section 252.38(3)(a), Florida Statutes, empowers municipalities to waive the procedures and formalities otherwise required 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 contracts;
- C. Incurring obligation;
- 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.

WHEREAS, Hurricane Ian did produce significant damage, flooding and other unusual weather conditions which now require expedient action to protect the health, safety and welfare of the community for an additional seven (7) days; from November 8, 2022 through November 14, 2022.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF CITY OF WAUCHULA, FLORIDA, THAT:

1. A state of local emergency is hereby extended for all of the City of Wauchula, Florida effective November 8, 2022 for a period of seven (7) days, that is, until November 14, 2022, unless sooner terminated by the City Commission.
2. The City Manager is hereby authorized and directed to take whatever prudent actions that may be necessary to protect the health, safety, and welfare of the citizens of the City and customers of the City's utilities systems.
3. The procedures and formalities otherwise required by law pertaining to the actions enumerated as A. through H. herein above are hereby waived for the duration of this declaration and any extensions thereof. The City Manager may take such actions on behalf of the City.
4. Upon its adoption by the City Commission, this resolution shall be effective as of November 8, 2022.

DULY PASSED, AND ADOPTED this 7th day of November, 2022, at a regular meeting of the City Commission of the City of Wauchula, Florida.