

A DECLARATION OF STATE OF EMERGENCY BY THE COUNTY ADMINISTRATOR
ON BEHALF OF MANATEE COUNTY RELATIVE TO TROPICAL STORM ELSA

Preamble:

1. Manatee County, the State of Florida Division of Emergency Management, and the National Weather Service have recognized the danger to Manatee County residents, visitors, and business owners from the potential tropical and severe weather of Tropical Storm Elsa.

2. Manatee County has areas vulnerable to the negative impacts of tropical and severe weather.

3. Meteorological forecasts cannot predict with absolute certainty the location or severity of tropical or severe weather resulting in hazardous impacts; and

4. Any tropical or severe weather can result in injuries, damage to public and private property, and may result in first responders and government agencies intervening to protect lives, property, and the environment and to reduce impacts to utilities, public buildings, communication systems, transportation systems, and infrastructure.

5. Section 252.38, Florida Statutes, provides for the establishment of a local emergency management agency, the appointment of a director thereof, the power and authority thereof, and the power and authority of the Board of County Commissioners in emergency situations; and

6. Section 252.46, Florida Statutes, and Manatee County Ordinance 19-47, provide authority for Manatee County to declare a state of local emergency and to exercise the power and authority to carry out the provisions of Florida Statutes Chapter

252, including the authority to waive procedures and formalities otherwise required of a political subdivision 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 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; and,
- h) Appropriation and expenditure of public funds.

7. The Director of Public Safety has determined that there exists a disaster emergency and a quorum of the Board of County Commissioners cannot be attained or the chair or respective vice-chairs are not available within a reasonable time to take needed action. In the above mentioned circumstances, in accordance with Section 2-13-17 (b), Manatee County Code of Ordinances (the "Code") the Board has delegated the authority to the County Administrator as per Section 2-13-17(b) (3), Code, to declare a state of local emergency.

Declaration of Emergency:

8. Dr. Scott L. Hopes, County Administrator, on behalf of the Board of County Commissioners of Manatee County, Florida, on this 4th day of July 2021, has determined that the potential for tropical and severe weather poses a threat to the lives and property of residents of Manatee County and that a State of Local Emergency is

hereby declared, effective immediately for all territory within the legal boundaries of Manatee County, including all unincorporated and incorporated areas.

9. Dr. Scott L. Hopes, County Administrator, acting on behalf of the Board of County Commissioners hereby waives the above-mentioned procedures and formalities required by law of a political subdivision, as provided in Section 252.38(3), Florida Statutes and Manatee County Ordinance 19-47.

10. Dr. Scott L. Hopes, County Administrator, hereby delegates to the Director of Public Safety the authority to discharge the duties and exercise the powers specified in Section 5 of Manatee County Ordinance 19-47, until such time as the Local Emergency declared herein is terminated or expired or seven days from this date, whichever is sooner.

11. Dr. Scott L. Hopes, County Administrator, hereby delegates to the Director of Public Safety the authority to implement disaster emergency plans, agreements, and supporting documents in accordance with Section 3C of Manatee County Ordinance 19-47.

Dated this 4th day of July 2021.



Dr. Scott L. Hopes, County Administrator