BEFORE THE CITY COMMISSION
CITY OF STUART, FLORIDA

RESOLUTION NO. 18-2021

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF STUART, FLORIDA, EXTENDING THE DECLARATION OF A STATE OF LOCAL EMERGENCY PERTAINING TO COVID-19; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

WHEREAS, on March 16, 2020, the Mayor of the City of Stuart issued a Local Emergency Declaration pursuant to §252.38(2), Florida Statutes. The Emergency Declaration was extended multiple times and expired on August 10, 2020. On August 11, 2020, the Mayor issued another Emergency Declaration of Local Emergency which has also been extended multiple times and expired on January 14, 2021, if not extended by the City Commission; and

WHEREAS, the City Commission hereby finds that the City remains in a state of emergency due to the potential exposure to COVID-19; and

WHEREAS, due to the recommendations of the Center for Disease Control, the World Health Organization as well as the State of Emergency entered by the Governor of Florida, it has become necessary to continue essential operations as contemplated by the State of Emergency entered by the Mayor; and

WHEREAS, the City Commission finds that it is necessary and reasonable for the City to continue exercising emergency powers invoked by the Declaration of Local Emergency signed by the Mayor in order to protect the health, safety and welfare of the citizens of Stuart, Florida, and finds that it is necessary to confirm and extend the Declaration of Emergency; and

WHEREAS, pursuant to Section 252.38(2), Florida Statutes, the City of Stuart shall be authorized to waive the procedures and formalities otherwise required by law pertaining to performance of public works, operation of the City and otherwise providing for the health and welfare of the citizens of Stuart, Florida; and

WHEREAS, on October 23, 2020, The Department of Health Offices of Tallahassee, Leon County, Florida, renewed its Declaration of Public Health Emergency as COVID-19 continues to pose a threat to public health in the State of Florida and requires ongoing measures be taken to protect public health.

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

SECTION 1. The City Commission hereby confirms and extends until March 8, 2021, the Declaration of Local Emergency signed by the Mayor on March 16, 2020. An executed copy of the Declaration of Local Emergency is attached to this Resolution and fully approved by the City Commission and incorporated herein by this reference.

SECTION 2. Effective Date. This Resolution shall take effect immediately upon adoption.

SECTION 3. This Resolution shall authorize the City to waive the procedures and formalities otherwise required by law pertaining to performance of public works, operation of the City and otherwise providing for the health and welfare of the citizens of Stuart, Florida due to the potential exposure to the Novel Coronavirus (COVID-19).

SECTION 4. All directives entered by the City Manager under the original State of Local Emergency related to COVID-19 shall remain in full force and effect until the expiration of the emergency or modified by the City Manager or Commission Action.

Commissioner _____ offered the foregoing resolution and moved its adoption.

The motion was seconded by Commissioner _____ and upon being put to a

roll call vote, the vote was as follows:

	YES	NO	ABSENT	ABSTAIN
EULA R. CLARKE, MAYOR				
MERRITT MATHESON, VICE MAYOR				
MICHAEL J. MEIER, COMMISSIONER				
REBECCA S. BRUNER, COMMISSIONER				
TROY A. MCDONALD, COMMISSIONER				

ADOPTED this _____ day of January, 2021.

ATTEST:

_____
MARY R. KINDEL
CITY CLERK

_____
EULA R. CLARKE
MAYOR

APPROVED AS TO FORM
AND CORRECTNESS:

_____
MICHAEL J. MORTELL, ESQ.
CITY ATTORNEY