



**SPECIAL MEETING
ZEPHYRHILLS, FLORIDA**

**Wednesday, November 9, 2022
5:00 PM**

**Zephyrhills
City Hall**

**Council
Chambers**

Call to Order – Council President Jodi Wilkeson
Roll Call – City Clerk Lori Hillman

1. BUSINESS ITEM

**1.1 First Reading RESOLUTION NO. 806-22 - EMERGENCY RESOLUTION BY THE
CITY COUNCIL OF THE CITY OF ZEPHYRHILLS DECLARING A STATE OF
EMERGENCY – TROPICAL STORM NICOLE**

1. Resolution 806-22 - Tropical Storm Nicole

2. CITIZEN COMMENTS

ADJOURN

*** PLEASE NOTE: This is a Public Meeting. Should any interested party seek to appeal any decision made by the Council with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based. F.S. 286.0105. If you are a person with a disability which requires reasonable accommodation in order to participate in this meeting, please contact the City Clerk at 813/780-0000 at least 48 hours prior to the public hearing. A.D.A. and F.S. 286.26.**

RESOLUTION NO. 806-22

**EMERGENCY RESOLUTION BY THE CITY COUNCIL OF
THE CITY OF ZEPHYRHILLS DECLARING A STATE OF
EMERGENCY – TROPICAL STORM NICOLE**

WHEREAS, the National Hurricane Center has forecast that Pasco County will experience significant effects from Tropical Storm Nicole, with the Governor of the State of Florida having declared governmental emergencies due to the threat to life, health, property, welfare or the public peace of the people of the State and Pasco County; and,

WHEREAS, the incorporated area of the City of Zephyrhills is included in the areas threatened with severe storm damage; and,

WHEREAS, this severe weather has the potential for causing extensive damage to public utilities, public buildings, public streets and roads, public drainage systems, commercial and residential buildings and areas; and,

WHEREAS, Section 252.38(3)(a)(5), Florida Statutes, provides authority for a municipal corporation such as the City of Zephyrhills to declare a state of local emergency for a period of time up to seven (7) days, which may be extended as necessary in seven (7) day increments, and to waive the procedures and formalities otherwise required of a municipal corporation 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.
- h. Appropriation and expenditure of public funds.

NOW, THEREFORE, IT IS RESOLVED by the City Council of the City of Zephyrhills this 9th day of November, 2022, that the above described weather situation poses a serious threat to the life, health, property, welfare or public peace of the people of the City of Zephyrhills and that **a state of local emergency** shall be, and is hereby declared effective November 9th, 2022 at 7:00 p.m. for a period of time up to seven (7) days, which may be extended as necessary in seven (7) day increments by subsequent resolution, and all territory within the legal incorporated boundaries of the City of Zephyrhills, Pasco County, Florida shall be embraced by the provisions of this emergency resolution;

BE IT FURTHER RESOLVED that the City Council for the City of Zephyrhills hereby exercises its statutory authority, and appoints the City Manager as its representative to implement and enforce the provisions of this declaration, and waives the procedures and formalities required by law of a municipal corporation, as authorized in Section 252.38(3)(a)(5), Florida Statutes.

All public officials and employees of the City of Zephyrhills are hereby directed to exercise the utmost diligence in discharge of duties required of them for the duration of the emergency and in the execution of emergency laws, regulations and directives, state and local.

All citizens are called upon and directed to comply with necessary emergency measures, to cooperate with public officials and civil emergency/disaster service forces in executing emergency operational plans and to obey and comply with the lawful directions of properly identified public officers.

Approved this 9th day of November, 2022.

ATTEST:

CITY OF ZEPHYRHILLS

Lori L. Hillman, MMC, City Clerk

Jodi Wilkeson, Council President

Gene Whitfield, Mayor

APPROVED AS TO LEGAL FORM & CONTENT

Matthew E. Maggard, City Attorney