

DECLARATION OF STATE OF EMERGENCY COVID-19

THE CITY OF MARATHON, FLORIDA, DECLARING A STATE OF LOCAL EMERGENCY DUE THE OUTBREAK OF CORONAVIRUS ALSO KNOWN AS COVID-19; PROVIDING THE CITY WITH POWERS, INCLUDING, BUT NOT LIMITED TO THOSE PURSUANT TO FLORIDA STATUTES, CHAPTER 252, AND CITY RESOLUTION 2017-109; PROVIDING FOR PENALTIES FOR VIOLATIONS; PROVIDING FOR -CONFLICTS, SEVERABILITY, AND FOR AN EFFECTIVE DATE AND A TERMINATION DATE.

WHEREAS, Section 252.38(3), Florida Statutes, authorizes the City of Marathon to declare a state of local emergency and to waive the procedures and formalities otherwise required of political subdivisions by law; and

WHEREAS, the City of Marathon Resolution 2017-109, the City Charter and City Code grants the Mayor, or his/her designee authority to declare a local state of Emergency that is going to expire in seven (7) days.

WHEREAS it is imperative to prepare for and respond to suspected or confirmed COVID-19 cases in in the City of Marathon, to implement measures to mitigate the spread of COVID-19, and to prepare to respond to an increasing number of individuals requiring medical care and hospitalization; and

WHEREAS the City of Marathon must use all available preventative measures to combat the spread of COVID-19, which will require access to services, personnel, equipment, facilities, and other resources, potentially including resources beyond those currently available, to prepare for and respond to any potential cases and the spread of the virus; and

NOW, THEREFORE, I, Steven Cook, Mayor of the City of Marathon, in accordance with the authority vested in me by the State Statutes, and City Code, **HEREBY PROCLAIM A STATE OF EMERGENCY** to exist in the City of Marathon and further declare as follows:

State of Local Emergency – F.S. Chapter 252.

The City of Marathon, Florida, in accordance with the powers vested in it pursuant to Chapter 252, Florida Statutes, and City of Marathon Resolution 2017-109, does hereby proclaim the existence of a state of local emergency in the City of Marathon, Florida, as identified above.

Pursuant to the City of Marathon Comprehensive Emergency Management Plan Section IV, the Executive Policy Group is hereby convened to address all City matters arising from the COVID-19 Virus Emergency.

The City Manager is authorized to take all actions necessary and appropriate to protect human life and property, including the promulgation of rules and orders as may be necessary subject to the limitations of Section 252.33, Florida Statutes. This proclamation further authorizes the City Manager to utilize all lawful authority granted to the City of Marathon by Federal, State, County, or City Emergency Management Laws, Rules, Regulations, Orders and, including, but not limited to, Section 252.46 and Section 252.38(3)(a)(1) through Section 252.38(3)(a)(5), Florida Statutes, inclusive.

All existing laws, ordinances, and rules inconsistent with the provisions of Sections 252.31 to Section 252.905, Florida Statutes, inclusive, or inconsistent with any rule or order specifically promulgated under this proclamation shall be suspended during this period of time and to the extent that such conflict exists.

LOCAL STATE OF EMERGENCY PROCLAMATION - COVID-19

Pursuant to Section 252.38(3)(a)(5), Florida Statutes, the City hereby exercises its authority and waives the procedures and formalities otherwise required of a political subdivision by law, pertaining to the performance of City Staff and taking whatever prudent action is necessary to ensure the health, safety, and welfare of the community including but not limited to, unless otherwise provided by law:

- Entering into contracts;
- Incurring obligations;
- Employment of permanent and temporary workers;
- Utilization of volunteer workers;
- Rental of equipment;
- Acquisition and distribution, with or without compensation, of supplies, materials, and facilities; and
- Appropriation and expenditure of public funds

The City Manager shall follow Federal, State, and local guidelines in procuring services, materials, labor and equipment necessary to respond to the emergency, including recovery efforts. The City Manager shall abide by the "Uniform Administrative Requirements, Cost Principles, and Audit Requirements" for federal awards, codified at 2 C.F.R. §§200.317 through 200.326.

Conflicts. Any and all Proclamations or parts of Proclamations in conflict herewith are hereby repealed.

Severability. If any provision or portion of this Proclamation or the application is held invalid, the invalidity shall not affect other provisions, portions or applications of the Proclamation, which can be given effect without the invalid provision, portion or application, and to this end the provisions, portions, or applications of this Proclamation are declared severable.

Date: 3-16-2020 Time 4:57p



Steven Cook, Mayor