

EMERGENCY PROCLAMATION

***Norton N. Bonaparte, Jr., ICMA-CM
City Manager
City of Sanford, Florida***

WHEREAS, on March 13, 2020 President Donald J. Trump issued a “Proclamation on Declaring a National Emergency Concerning the Novel Coronavirus Disease (COVID-19) Outbreak”; and

WHEREAS, the Proclamation issued by President Trump made the following findings:

In December 2019, a novel (new) coronavirus known as SARS-CoV-2 (“the virus”) was first detected in Wuhan, Hubei Province, People’s Republic of China, causing outbreaks of the coronavirus disease COVID-19 that has now spread globally. The Secretary of Health and Human Services (HHS) declared a public health emergency on January 31, 2020, under section 319 of the Public Health Service Act (42 U.S.C. 247d), in response to COVID-19. I have taken sweeping action to control the spread of the virus in the United States, including by suspending entry of foreign nationals seeking entry who had been physically present within the prior 14 days in certain jurisdictions where COVID-19 outbreaks have occurred, including the People’s Republic of China, the Islamic Republic of Iran, and the Schengen Area of Europe. The Federal Government, along with State and local governments, has taken preventive and proactive measures to slow the spread of the virus and treat those affected, including by instituting Federal quarantines for individuals evacuated from foreign nations, issuing a declaration pursuant to section 319F-3 of the Public Health Service Act (42 U.S.C. 247d-6d), and releasing policies to accelerate the acquisition of personal protective equipment and streamline bringing new diagnostic capabilities to laboratories. On March 11, 2020, the World Health Organization announced that the COVID-19 outbreak can be characterized as a pandemic, as the rates of infection continue to rise in many locations around the world and across the United States.

The spread of COVID-19 within our Nation’s communities threatens to strain our Nation’s healthcare systems. As of March 12, 2020,

1,645 people from 47 States have been infected with the virus that causes COVID-19. It is incumbent on hospitals and medical facilities throughout the country to assess their preparedness posture and be prepared to surge capacity and capability. Additional measures, however, are needed to successfully contain and combat the virus in the United States.

; and

WHEREAS, the Honorable Ron DeSantis, Governor of the State of Florida, has issued, on March 9, 2020, the attached Executive Order Number 20-52 establishing a state of emergency within Florida as a result of COVID-19 outbreak and other events resulting and arising therefrom; and

WHEREAS, previously, on March 1, 2020, Governor Ron DeSantis, issued the attached Executive Order Number 20-51 directing the State Surgeon General, Dr. Scott Rivkees, to declare a public health emergency and Dr. Rivkees expeditiously declared a public health emergency for the novel coronavirus in Florida; and

WHEREAS, the City of Sanford desires to adequately protect its citizens from the threats and hazards of the COVID-19 outbreak and potential adverse situations and effects; and

WHEREAS, the current status of the COVID-19 outbreak and potential results are uncertain, but could lead to dramatic impacts that call for strong, dynamic and expeditious governmental actions not only at the Federal and State level, but, likewise, at the local government level; and

WHEREAS, Section 252.38(3), *Florida Statutes*, provides authority for local governments such as the City of Sanford to take actions in emergency situations and to waive the procedures and formalities otherwise required of political subdivisions by law pertaining to:

1. Performance of public work and taking whatever action is necessary to ensure the health, safety, and welfare of the community;
2. Entering into contracts;
3. Incurring obligations;
4. Employment of permanent and temporary workers;
5. Utilization of volunteer workers;
6. Rental of equipment;
7. Acquisition and distribution, with or without compensation, of supplies, materials and facilities;
8. Appropriation and expenditure of public funds.

; and

WHEREAS, Chapter 2, Article VII, Division 2 of the *Code of Ordinances of the City of Sanford* sets forth the emergency management plans and programs of the City of Sanford which are consistent with the planning efforts of Seminole County.

NOW, THEREFORE, AS CITY MANAGER OF THE CITY OF SANFORD, IT IS PROCLAIMED AS FOLLOWS:

(a). I, Norton N. Bonaparte, Jr., City Manager of the City of Sanford, do hereby find that the circumstances set forth above exist and that the COVID-19 outbreak poses a serious threat to the health and lives of residents of the City of Sanford and that a state of local emergency is hereby declared, effective immediately, pertaining to all territory within the legal boundaries and jurisdictional limits of the City of Sanford.

(b). The city manager has been delegated the power and authority to take all actions necessary to address the emergency situations that may arise as a result of the COVID-19 outbreak in accordance with the provisions of State law and any emergency management procedures that have been adopted by the City to include those listed in Section 2-454(a) of the *City Code*, for example, to wit:

(1). To issue emergency regulations necessary for the protection of life and property, establishment of public order, and control of adverse conditions affecting public welfare resulting from an emergency.

(2). To waive and dispense with any and all purchasing or procurement policies and practices of the City in order to address and respond to emergency conditions and associated impacts and in order that the City will be in a position to respond to the day-to-day exigencies that may arise and procure necessary goods and services to protect the public health, safety and welfare.

(3). To take actions relative to development permits, construction permits, and special event permits.

(4). To establish curfews including, but not limited to, the prohibition of or restrictions on pedestrian and vehicular movement, standing and parking.

(5). To utilize all available resources of the City government as reasonably necessary to cope with the emergency.

- (6). To declare certain areas within the City off limits.
- (7). To make provisions for the availability and use of temporary emergency housing and the emergency warehousing of materials.
- (8). To establish emergency operations centers and shelters.
- (9). To confiscate merchandise, equipment, vehicles or property needed to alleviate the local emergency.
- (10). To call on other governmental officials as necessary to assist in the mitigation of the emergency situation within the City.
- (11). To prohibit the sale of merchandise, goods or services at more than the average retail price.
- (12). To regulate the compensation and remuneration of City employees consistent with controlling law and budgetary limitations.
- (13). To promulgate such other emergency rules as may be deemed necessary for the protection of the health, safety and general welfare of the City.

The above powers are consistent with the determination by Governor DeSantis in Executive Order Number 20-52 that local governments may waive the procedures and formalities otherwise required pertaining to the following activities:

- (1). Performance of public work and taking whatever prudent action is necessary to ensure the health, safety and welfare of the community;
- (2). Entering into contracts; however, political subdivisions are cautioned against entering into time and materials contracts without ceiling as defined by 2 *Code of Federal Regulations*, Section 200.318(j) or cost-plus percentage contracts as defined by *Code of Federal Regulations*, Section 200.323(d);
- (3). Incurring obligations;
- (4). Employment of permanent and temporary workers;
- (5). Utilization of volunteer workers;

- (6). Rental of equipment;
- (7). Acquisition and distribution, with or without compensation, of supplies, materials and facilities; and
- (8). Appropriation and expenditure of public funds

(c). Citizens of the City are advised of the COVID-19 Public Website and Call Center which are being operated by the Florida Department of Health and which are dedicated to providing information and guidance regarding COVID-19 in Florida. The Website is available at the following link: <http://www.floridahealth.gov/diseases-and-conditions/COVID-19/index.html>. Citizens may contact the Department's dedicated COVID-19 Call Center by calling 1-(866) 779-6121. The Call Center is available 24 hours a day. Inquiries may also be emailed to COVID-19@flhealth.gov.

(d). The city manager shall coordinate the activities of the City with the Federal and State governments as well as the government of Seminole County and will seek such assistance as is available from those governments.

(e). This Proclamation shall become effective immediately upon its execution and the City Clerk shall provide for its widest practicable dissemination as well as specifically transmitting a copy to the Mayor and the City Commissioners of the City.

IN WITNESS WHEREOF, I have hereunto
Set my hand and caused the Seal of the City
of Sanford, Florida, to be affixed this 16th day
of March, 2020.



Norton N. Bonaparte, Jr., ICMA-CM
City Manager

ATTEST:



Traci Houchin, CMC, FCRM
City Clerk