



OFFICE OF THE CITY COUNCIL

SCOTT B. WILSON
2019 – 2020 PRESIDENT
OFFICE: 904-255-5204
FAX: 904-255-5230

117 WEST DUVAL STREET
4th FLOOR – SUITE 425
JACKSONVILLE, FLORIDA 32202
EMAIL: SWILSON@COJ.NET

SEPTEMBER 1, 2019
(7:00 P.M.)

AMENDED NOTICE SPECIAL COUNCIL MEETING – DECLARATION OF EMERGENCY HURRICANE DORIAN

Notice is hereby given that the Honorable Scott B. Wilson, President of the Jacksonville City Council hereby calls a Special Meeting of the Jacksonville City Council. In accordance with the provisions of Section 674.206, Ordinance Code, the Honorable Lenny Curry, Mayor- City of Jacksonville has requested that the Jacksonville City Council convene in a Special Meeting. Mayor Curry will address the Council on Declarations of Emergency due to Hurricane Dorian (City of Jacksonville Emergency Executive Proclamation 19—001); and the State of Florida Executive Order). The meeting will convene on **Monday, September 2, 2019 at 11:00 a.m., Council Chamber located at 117 West Duval Street, 1st Floor City Hall St. James Building, Jacksonville, Florida 32202.**

The Honorable Lenny Curry, Mayor City of Jacksonville will report to the Council on the status of the Hurricane Dorian to provide facts and circumstances concerning the disaster potential and his recommendations in connection therewith. Also, providing the statutorily required steps for activation of the City of Jacksonville's Declaration – Emergency Proclamation and the State of Preparedness Procedures pertaining to Hurricane Dorian.

All interested parties are invited to attend.

Please contact Cheryl L Brown, Council Secretary at CLBrown@coj.net 904.255.5133, or Carol Owens, Chief of Legislative Services at COwens@coj.net 904.255.5176.

SBW/CLB/CO

XC: Council Members/Staff
Jessica Matthews, Sr. Manager Leg. Svcs.
Paige Johnston, Office of General Counsel
Jason Gabriel, General Counsel
Kristi C. Sikes, Chief of Administration
Electronic Notice Kiosk- 1st Floor City Hall
Kyle Billy, Council Auditor
Media and Media Box

Carol Owens, Chief of Leg. Svcs.
Peggy Sidman, Deputy General Counsel
Cheryl L Brown, Council Secretary
Jeff Clements, Chief of Research
CITYC@COJ.NET
Public Notice System-Council Webpage
Kim Taylor, Asst. Council Auditor
File Copy

SCOTT WILSON
PRESIDENT, 2019-2020
DISTRICT 4
(904) 255-5204



15-0
CAROL L. OWENS
CHIEF OF LEGISLATIVE SERVICES
JACKSONVILLE, FL 32202-3429
TELEPHONE (904) 255-5122
FAX (904) 255-5232

CHERYL L. BROWN
COUNCIL SECRETARY

TOMMY HAZOURI
VICE PRESIDENT, 2019-2020
AT-LARGE DISTRICT 3
(904) 255-5217

OFFICER KENNETH BROWNING
OFFICE CHRIS HANCOCK
OFFICER WILLIE JONES
SERGEANT-AT-ARMS

OFFICE OF THE CITY COUNCIL
SPECIAL MEETING OF THE COUNCIL
EMERGENCY PREPAREDNESS BRIEFING ON HURRICANE DORIAN

MONDAY, September 2, 2019

11:00 A.M.

INVOCATION – Council Member Freeman

PLEDGE OF ALLEGIANCE – Council Member Freeman

ROLL CALL:

CALL FOR SPECIAL MEETING

COUNCIL PRESIDENT WILSON Explanation of purpose for meeting and Council role

HONORABLE LENNY CURRY: Mayor Curry: Discussion of the City of Jacksonville's
Emergency Preparedness Procedures pertaining to
Hurricane Dorian – Proclamation Declaration of Emergency.

QUESTIONS & ANSWERS Council Members Only

ROLL CALL:

ADJOURNMENT:

11am
Convened: p.m.

12:15
Adjourned: p.m.:



OFFICE OF THE CITY COUNCIL

DR. CHERYL L. BROWN
DIRECTOR
OFFICE (904) 630-1452
FAX (904) 630-2906

117 WEST DUVAL STREET, SUITE 425
4TH FLOOR, CITY HALL
JACKSONVILLE, FLORIDA 32202

MEMORANDUM

September 1, 2019

(6:00 P.M.)

TO: City Council
Mayor's Office
General Counsel
Council Auditors
Planning & Development Department
Building & Zoning Department

FROM: Dr. Cheryl L. Brown, Director
Council Secretary

THRU: Scott Wilson, President
Jacksonville City Council

RE: Filing Deadline for New Legislation Rescheduled for Council Meeting 9.10.19 Due to Emergency Declaration of Hurricane Dorian

In accordance with Council Rule 3.103 (Introduction of Bills) notification of filing deadline changes due to City Closure because of Hurricane Dorian. Bills are to be filed by 4:00 p.m. on Thursday, September 5, 2019 with the Office of Legislative Services located at 117 West Duval Street, Ste. 430, Jacksonville, Florida, 32202. Bills introduced by this deadline will be placed on the September 10, 2019 Council Agenda.

Please contact Dr. Cheryl L. Brown, Council Secretary (904 255 5133) or Carol Owens, Chief of Legislative Services (904 255 5122) for additional information.

CLB/clo

CC: Carol Owens, Chief, Legislative Services
Jessica Matthews, Supervisor, Legislative Services Division
CITYC@COJ.NET
Posted Meeting, City Council Calendar
Electronic Notification, 1st Floor City Hall
Post to Public Notices, City Council Web Page
Media Box
File Copy

EMERGENCY EXECUTIVE PROCLAMATION 2019-001

September 1, 2019

TO: All Elected Officials, Department Heads, Division Chiefs, Boards and Independent Agencies – Consolidated City of Jacksonville

FROM: Lenny Curry, Mayor

SUBJECT: Proclamation and Declaration of Emergency in Accordance with Chapter 674, *Ordinance Code*, due to Emergency Conditions

By virtue of the authority vested in me as Mayor by the Charter and as Chief Executive and Administrative Officer of the Consolidated Government, I hereby proclaim and declare a state of emergency exists associated with Hurricane Dorian.

WHEREAS, on August 28, 2019, Governor Ron DeSantis issued Executive Order Number 19-189, and Executive Order Number 19-190 on August 29, 2019 (collectively, the “*Executive Order*”), declaring a State of Florida state of emergency associated with Hurricane Dorian and invoking the State of Florida emergency response, recovery and mitigation plans and procedures; and

WHEREAS, Governor DeSantis’s Executive Order is hereby incorporated and adopted into this Emergency Executive Proclamation 2019-001 to the extent Duval County is obligated to respond thereto; and

WHEREAS, it is necessary to invoke the emergency response authorities in Chapter 674, *Ordinance Code* in order to enable the Consolidated City of Jacksonville to respond to its obligations under Governor DeSantis’s Executive Order and to appropriately respond to the needs of Duval County and its citizens.

NOW THEREFORE, it is declared and ordered as follows, to take immediate effect:

- (1) I am responsible for meeting the dangers presented to the City, its people and property by a disaster. I am hereby issuing this Emergency Executive Proclamation 2019-001, and I may amend or rescind such in the fulfillment of this responsibility. Any actions taken in response to this Emergency Executive Proclamation shall have the force and effect of law during the period for which it is effective. During the continuance of a state of disaster emergency, I am commander-in-chief of the emergency preparedness forces available for emergency duty. To the greatest extent possible, in accordance with Chapter 674, *Ordinance Code*, I have and will delegate or assign command authority by prior arrangement embodied in the emergency preparedness plan or in appropriate executive orders or regulations, but this shall not restrict my authority to do so by orders issued at the time of and during this disaster emergency.

- (2) A disaster emergency is hereby declared by proclamation of the Mayor as I find that a disaster is threatened, has occurred or continues to occur caused by Hurricane Dorian with a threat of high winds, flooding, and power loss, threatening property damage and personal injury. This emergency is applicable to the consolidated City of Jacksonville. The state of disaster emergency shall continue until I find that the threat or danger has been dealt with to the extent that the emergency conditions no longer exist and I terminate the state of disaster emergency by proclamation.
- (3) I am convening the Council in a special meeting at which I am reporting to the Council all the facts and circumstances concerning the disaster and recommendations in connection therewith. The Council by resolution may terminate a state of disaster emergency at any time, whereupon I shall issue a proclamation ending the state of disaster emergency.
- (4) I shall cause this Emergency Executive Proclamation to be promptly disseminated by means calculated to bring it to the attention of the general public and, unless the circumstances prevent or impede it, shall cause it to be promptly filed with the Council Secretary.
- (5) Note that under Section 674.207, *Ordinance Code*, in addition to all other powers conferred upon me as Mayor by law, during a state of disaster emergency I may:
- (a) Suspend the provisions of any ordinance prescribing procedures for the conduct of City business or the rules, regulations, or orders of any City agency if strict compliance with the ordinance, rule, regulation, or order would in any way prevent, hinder, or delay necessary action in coping with the disaster;
 - (b) Utilize all available resources of the City government as reasonably necessary to cope with the disaster;
 - (c) Transfer the direction, personnel, or functions of City agencies or units thereof for the purpose of performing or facilitating emergency services;
 - (d) Request the assistance and cooperation of the independent agencies or such of them as are reasonably necessary to implement the emergency preparedness plan, and, in the event that an independent agency fails or refuses to provide the requested assistance and cooperation or that there is no one available to order such assistance and cooperation, commandeer or utilize the independent agency's personnel and equipment as is reasonably necessary to cope with the disaster;
 - (e) Subject to the provisions of Chapter 674, *Ordinance Code*, commandeer or utilize any private property if I find it necessary to cope with the disaster,

and direct and compel by any necessary and reasonable force the evacuation of all or part of the population from a stricken or threatened area within the City if I deem this action necessary for the preservation of life or other disaster mitigation, response, or recovery;

(f) Prescribe routes, modes of transportation, and destinations in connection with an evacuation;

(g) Control ingress to and egress from a disaster area, the movement of persons within the area, and the occupancy of premises therein;

(h) Suspend or limit the sale, dispensing, or transportation of alcoholic beverages, explosives, and combustibles;

(i) Make provision for the availability and use of temporary emergency housing;

(j) Take or direct measures for limiting or suspending lighting devices and appliances, gas and water mains, electric power distribution, and other utility services in the general public interest;

(k) Take or direct measures concerning the conduct of civilians, the movement and cessation of movement of pedestrian and vehicular traffic prior to, during, and subsequent to drills and actual or threatened disasters, the calling of public meetings and gatherings, and the evacuation and reception of the civilian population, as provided in the emergency preparedness plan;

(l) Authorize the use of forces already activated or mobilized to assist private citizens of the City in cleanup and recovery operations during a disaster when permission to enter onto or into private property has been obtained from the property owner;

(m) Enforce and utilize the provisions of mutual aid plans and interjurisdictional agreements and, in connection therewith;

(1) Organize and dispatch emergency preparedness support forces, including personnel, supplies, and equipment as necessary to other counties, transfer operational command of these forces to the other jurisdiction, and resume operational command of these forces when they are no longer needed outside the City;

(2) Request and assume operational command of emergency preparedness support forces, including personnel, supplies, and equipment, as necessary, dispatched from other jurisdictions into the City and transfer operational command of these forces to the original jurisdiction when they are no longer needed in the City;

(3) Loan, lease, or transfer on such terms and conditions as I deem necessary to promote the public welfare and protect the interests of the City any property of the City government required or useful to effectuate the mutual aid plan or interjurisdictional agreement, and receive and utilize any property of another jurisdiction by loan, lease, or transfer on such terms and conditions as I deem advisable pursuant to a mutual aid plan or interjurisdictional agreement; and

(n) Waive procedures and formalities otherwise required by the Charter or by law pertaining to:

- (1) The performance of public work.
- (2) The entering into of contracts.
- (3) The incurring of obligations.
- (4) The employment of permanent and temporary workers.
- (5) The utilization of volunteer workers.
- (6) The rental of equipment.
- (7) The purchase and distribution, with or without compensation, of supplies, materials and facilities.
- (8) The appropriation and expenditure of public funds.

Be it so proclaimed:



Lenny Curry, Mayor

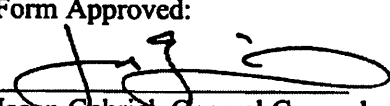
Attested by: 

Lawsilda J. Hodges
Corporation Secretary



Effective as of the 2nd day of September, 2019 at 12:00 a.m.

Form Approved:



Jason Gabriel, General Counsel

GC-#1303154v6



WWW.JAXREADY.COM

City Council Briefings

Hurricane Dorian

09-03-2019 0830

to

09-06-2019 1730

Twenty Port Conference Line

1-904-630-1211

12345#

Daily Schedule

0830 HRS

1730 HRS

Conference Call - Roll Call

City Council Member	09/03/19 0830	09/03/19 1730	09/04/19 0830	09/04/19 1730	09/05/19 0830	09/05/19 1730	09/06/19 0830	09/06/19 1730
District 1: Joyce Morgan								
District 2: Al Ferraro								
District 3: Aaron Bowman								
District 4: Scott Wilson								
District 5: LeAnne Cumber								
District 6: Michael Boyland								
District 7: Reggie Gaffney								
District 8: JuCoby Pittman								
District 9: Garrett L. Dennis								
District 10: Brenda Priestly Jackson								
District 11: Danny Becton								
District 12: Randy White								
District 13: Rory Diamond								
District 14: Randy DeFoor								
Group 1: Terrance Freeman								
Group 2: Ronald B. Salem								
Group 3: Tommy Hazouri								
Group 4: Matt Carlucci								
Group 5: Samuel Newby								

Human Services/Mass Care/Health and Medical Branch Report 9/1/2019

Hurricane Dorian Shelters

Primary General Population Shelters (Will open September 2, 2019 at 1000)

<u>Location</u>	<u>Capacity</u>	<u>Address</u>	<u>Pets</u>
1. Landmark Middle School	(2200)	101 Kernan Blvd N (32225)	Yes
2. Twin Lakes Elementary	(1700)	8000 Point Meadows Drive (32256)	No
3. Chimney Lakes Elementary	(3000)	9353 Staples Mill Drive (32244)	Yes
4. Mandarin Middle School	(1500)	5100 Hood Road (32257)	Yes
5. Oceanway Elementary	(600)	1255 Gillespie Ave (32218)	No
6. Abess Park Elementary	(2600)	12731 Abess Blvd (32225)	No
7. Andrew Robinson	(1800)	101 W. 12 th Street (32206)	No
8. Arlington Middle School	(1700)	8141 Lone Star Road (32211)	No
Total capacity (Gen Pop)	15,150		

Primary Special Needs Shelters (Will open September 2, 2019 at 1000)

1. Atlantic Coast High School	(500)	9735 R.G. Skinner Pkwy (32256)	Yes
2. Oceanway Middle	(200)	143 Oceanway Ave (32218)	No
3. Enterprise Elementary	(200)	8085 Old Middleburg (32222)	No
Total capacity (Special Needs)	900		

Dual Population (General Population and Special Needs) Shelters (Will open September 2, 2019 at 1000)

1. Legends Center	(250 GP/60 SPN)	5130 Soutel Drive (32208)	Yes
Total capacity (GP/SPN)	250/60		

Note: LaVilla will be utilized to support Sulzbacher and Mission House (Beaches) population

Additional General Population (For future needs)

<u>Location</u>	<u>Capacity</u>	<u>Address</u>	<u>Pets</u>
Chets Creek Elementary	(2738)	13200 Chets Creek Blvd (32224)	No
Mandarin Oaks Elementary	(2283)	10600 Hornets Nest Rd (32257)	No
Sabal Palms Elementary	(3509)	1201 Kernan Blvd. N. (32225)	No
Greenland Pines Elementary	(1680)	5050 Greenland Road (32258)	No

Total Capacity 10,210

Additional Special Needs Shelters (For future needs)

<u>Location</u>	<u>Capacity</u>	<u>Address</u>	<u>Pets</u>
Waterleaf Elementary	(600)	450 Kernan Boulevard (32225)	No
Bartram Springs Elementary	(350)	14799 Bartram Springs Pkwy (32258)	No

Special Medical Needs Registry

Total registrants (Sept 1, 2019): 3448

Special Medical Needs Registrants by Evacuation Zones (Sept 1, 2019)

Zone A: 361

Zone B: 123

Zone C: 616

Zone D: 336

Zone E: 231

Zone F: 29



HURRICANE DORIAN UPDATE

FOR JACKSONVILLE CITY COUNCIL

All 2,000+ JEA employees are prepared to transition from their blue sky roles (normal jobs) to their gray sky roles (storm jobs) in a moment's notice. Employees have family situations taken care of so they can focus on restoring power and water as quickly as possible. JEA is prepared more than ever before. We will be in full emergency operations beginning Tuesday at 6am. JEA's Emergency Operations Center (EOC) has been activated since Tuesday of this past week, August 27, to plan for Dorian.

Emergency Operations Center

- Meeting twice daily with all Incident Command Team (ICT) section chiefs and critical leadership/staff to determine unique preparations as well as any special needs for this particular storm
- Engaging with all national weather, State of Florida and City/County calls/meetings to ensure alignment and understanding of priorities and messaging
- Constant review with teams across all departments ensuring 2000+ Employees are ready to transition in a moment's notice from blue sky (regular day job) to gray sky (storm) roles

Energy

- All Energy Crews are on standby
- Circuit riding completed on systems supporting City Shelters
- All resources now at double normal operations and ready to deploy
- Mutual aid is in place and ready to act

Water/Wastewater

- Completed on-site inspection for Utilities of all shelters in our service territory for quick response
- Staged Class 750 vehicles at master stations for deployment of large generators and pumps
- 32 support personnel for portable pump deployment will go on standby Monday at midnight and report to assigned Treatment Grids on Tuesday at 7a.m. for the duration of the event
- We will initiate our 12 hour A & B schedule as the weather dictates on Tuesday
- Deployed 100 JEA and rental generators and 42 pumps to critical pump station locations.
- 24/7 shifts starting Tuesday

HURRICANE DORIAN UPDATE



Staging

- CSX lot at Lane and Morocco are up and running with fueling, equipment and limited drive by security
- Food, materials and full-time security, will start at Morocco on Tuesday with the arrival of remaining tree crews and Austin Energy Mutual Aid
- Full ramp-up of Morocco will happen after the storm passes to support any additional mutual aid crews that start to arrive in addition to CPS Energy which is already confirmed
- Transportation (Buses): starts at Morocco on Tuesday
- Resource group ready to receive mutual aid as they arrive at each location
- Mobile diesel fueling has been set up for both staging areas (Morocco & CSX) with Jacobus
- There now is a 500 gal dispenser of unleaded gasoline located at Morocco that is scheduled to be set up for daily refueling service from Gate Fuel as soon as they get the go ahead from Fleet
- Contacting Gate about power at the Lane Avenue station to see if they are in need of a backup generator

Technology Services Section Update

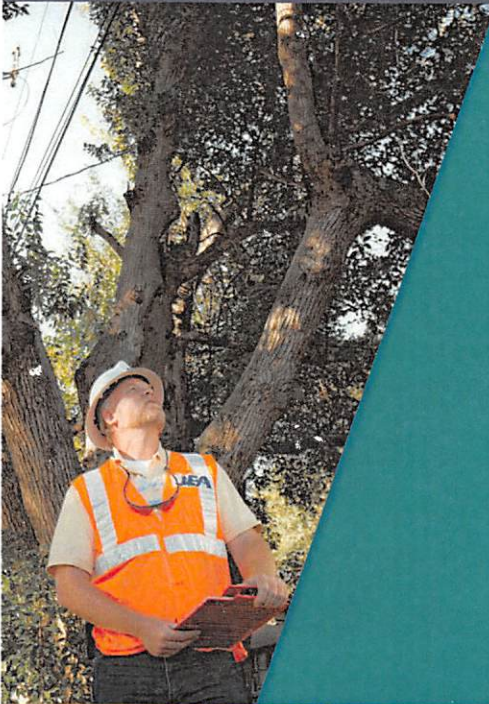
- Emergency Staffing Plan established and communicated with TS Staff (Rotating 13 hour shift assignments)
- Storm prep associated with the following services have been completed:
 - Storm Systems (IVR, FMS, JEA.com & CC&B)
 - Contact Center
 - Business Phone Systems
 - Towers/AMI
 - Radios
- Full backups scheduled to be complete early Monday morning
- Spares ready for Resource Unit Delivery (100) Radios, (50) Mifi, (49) Flip Phones
- Smart meter vendor continuing to have daily status calls

Communications

- Emails being sent to customers daily with preparation and sharing of information on what JEA is doing to prepare, Restoration 1-2-3 process, what to expect during and after the storm
- Social media posts throughout the day sharing videos of what JEA is doing to prepare, tips for hurricane water/energy issues, instilling confidence in JEA's restoration 1-2-3 process
- Fully prepared for community outreach deployment, with more than 40 dedicated employees who will be dispersed throughout the community to help customers, including being stationed at shelters with charging stations and personnel and technology to provide information
- Multimedia advertising/updates featuring Restoration 1-2-3, requesting contact information updates, opting in for alerts are ongoing until if/when the storm hits.
- Employee communications coordinating gray sky roles (storm assignments) to ensure the team is all coordinated and working with the same information



HOW JEA RESTORES POWER AFTER A STORM AND HOW YOU CAN HELP



BEFORE THE STORM

STORM HARDENING:

In the past five years, JEA has invested hundreds of millions of dollars in hardening our electric, water and sewer systems to make them more resistant to storm-related disruptions. These critical repairs and improvements help us restore power and return to normal operations more quickly after a major storm.

YEAR-ROUND TREE TRIMMING:

While strong winds and heavy rains cause their share of storm damage, most storm-related power outages result from tree branches falling on power lines. That makes some sections of our city – those with the most mature trees – more susceptible to service interruptions when a major storm hits. To reduce the risk of downed branches causing outages during a storm, JEA trims trees across the city all year long, working on a 2.5-year cycle to cover JEA's 900-square-mile service territory.

WATER AND SEWER UPGRADES:

We've invested millions in upgrading our water and sewer facilities, and have installed backup generators to reduce the risk of storm-related service interruptions.



DURING THE STORM

At the height of a major storm, JEA personnel are in place, monitoring the weather and assessing the impact on our facilities. Our Emergency Operations Center works around the clock. Key personnel are deployed out in the field to alert us to any serious system failures. And our linemen are in position, waiting for weather conditions to improve to the point that it is safe for them to begin restoring power.



AFTER THE STORM

Once the height of the storm passes and weather reports indicate it is safe, JEA immediately enters the restoration phase of our emergency operations. Our "Restoration 1-2-3" process is designed to assess and repair our facilities and restore power across our service territory as quickly and safely as possible.

PHASE 1: PUBLIC SAFETY

As soon as weather conditions permit, JEA begins assessing our facilities, making critical repairs to our power plants, transmission lines, substations, and water and sewer facilities. We then restore power to our local hospitals, shelters, and police and fire stations, and make repairs to the "backbone" of our electric grid that will bring the majority of our customers back into power as quickly as possible.

WHAT YOU CAN DO:



STAY SAFE:

Phase 1 is our public safety phase, and we appreciate your patience as we restore these critical services first. If possible, stay off the roads and avoid downed power lines.

KNOW WE'RE ON IT:

Just as you'd pull over on the highway to let an ambulance pass, you can help us save lives and restore power to everyone faster by waiting for the announcement that JEA is accepting outage reports from individual customers.

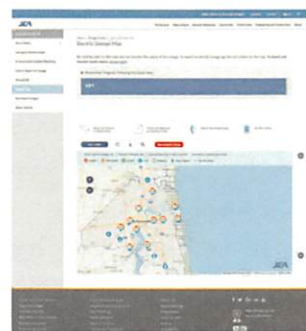
PHASE 2: INDIVIDUAL CUSTOMERS

With public safety repairs complete, JEA will move to Phase 2 and encourage individual customers to report their power outages. Utility crews now begin making repairs by electric "circuits" – repairing an entire circuit of approximately 2,500 homes before moving on to another circuit. Priority is given to making repairs that will restore power to the most customers.

WHAT YOU CAN DO:

REPORT YOUR OUTAGE:

Call (904) 665-6000 or visit jea.com/outage to report your power outage. If you've already registered for JEA alerts, you can also text "OUT" to MyJEA (69532).



PHASE 3: FINAL REPAIRS

When repairs to all major circuits are complete, JEA will enter Phase 3, targeting the few remaining isolated outages. We know this phase can be the most frustrating for those few customers who are still without power, and we appreciate your continued patience as we direct all our resources toward completing the restoration process. Rest assured, we won't stop until everyone has power.

WHAT YOU CAN DO:



IF YOU STILL DON'T HAVE POWER:

Sometimes, major storms can cause damage to your home that will prevent your power from coming back on even though JEA has made all necessary repairs to your circuit. If everyone else in your neighborhood has power and you don't, please call (904) 665-6000 so JEA can help you determine the cause of your continued outage. To help us better assist you:

CHECK YOUR CIRCUIT BREAKER:

Have any switches been tripped? **Note:** If your home has any storm-related flooding, address this issue first before attempting to assess any home electrical problems.

MAKE A VISUAL INSPECTION OF THE OUTSIDE OF YOUR HOME:

Is there any visible damage to your weatherhead – the place where electric wires attach to your home? Are there any wires dangling on the ground that should be connected to your home? If so, stay clear and call (904) 665-6000 to report it.

IF YOU'RE RETURNING HOME AFTER EVACUATING:

Enter cautiously and look for signs of flooding or other damage. Steer clear of any downed power lines and report them to (904) 665-6000.

POWER UP GRADUALLY:

Turn on your appliances one at a time to prevent power surges.

STATE OF FLORIDA

OFFICE OF THE GOVERNOR

EXECUTIVE ORDER NUMBER 19-189

(Emergency Management – Hurricane Dorian)

WHEREAS, as of 2:00 p.m. on Wednesday, August 28, 2019, the National Hurricane Center reported that Tropical Storm Dorian has strengthened into a Category 1 Hurricane as it approached Puerto Rico and the Virgin Islands;

WHEREAS, the National Hurricane Center reported Hurricane Dorian has maximum sustained winds of 75 miles per hour; and

WHEREAS, the National Hurricane Center predicts Hurricane Dorian will continue to strengthen as it moves over the Atlantic waters and will be a Major Hurricane prior to potential landfall; and

WHEREAS, the National Hurricane Center forecasts a potential landfall on Florida's peninsula on Sunday or Monday; and

WHEREAS, there is an increasing risk of dangerous storm surge, rainfall, flooding, strong winds, hazardous seas, and the potential for isolated tornadic activity for portions of Florida's Atlantic Coast; and

WHEREAS, the threat posed by Hurricane Dorian requires that timely precautions are taken to protect the communities, critical infrastructure, and general welfare of Florida; and

WHEREAS, as Governor, I am responsible to meet the dangers presented to Florida and its people by this emergency; and,

NOW, THEREFORE, I, RON DESANTIS, as Governor of Florida, by virtue of the authority vested in me by Article IV, Section 1(a) of the Florida Constitution and by the Florida

Emergency Management Act, as amended, and all other applicable laws, promulgate the following Executive Order, to take immediate effect:

Section 1. Because of the foregoing conditions, I declare that a state of emergency exists in the following counties: Baker, Bradford, Brevard, Broward, Clay, Duval, Flagler, Glades, Hendry, Highlands, Indian River, Lake, Martin, Miami-Dade, Monroe, Nassau, Okeechobee, Orange, Osceola, Palm Beach, Putnam, Seminole, St. Johns, St. Lucie, Volusia, and Union.

Section 2. I designate the Director of the Division of Emergency Management ("Director") as the State Coordinating Officer for the duration of this emergency and direct him to execute the State's Comprehensive Emergency Management Plan and other response, recovery, and mitigation plans necessary to cope with the emergency. Pursuant to section 252.36(1)(a), Florida Statutes, I delegate to the State Coordinating Officer the authority to exercise those powers delineated in sections 252.36(5)-(10), Florida Statutes, which he shall exercise as needed to meet this emergency, subject to the limitations of section 252.33, Florida Statutes. In exercising the powers delegated by this Order, the State Coordinating Officer shall confer with the Governor to the fullest extent practicable. The State Coordinating Officer shall also have the authority to:

A. Invoke and administer the Emergency Management Assistance Compact ("EMAC") (sections 252.921-252.9335, Florida Statutes) and other compacts and agreements existing between the State of Florida and other states, and the further authority to coordinate the allocation of resources from such other states that are made available to Florida under such compacts and agreements so as best to meet this emergency.

B. Seek direct assistance and enter into agreements with any and all agencies of the United States Government as may be needed to meet the emergency.

C. Direct all state, regional and local governmental agencies, including law enforcement agencies, to identify personnel needed from those agencies to assist in meeting the

response, recovery, and mitigation needs created by this emergency, and to place all such personnel under the direct command and coordination of the State Coordinating Officer to meet this emergency.

D. Direct the actions of any state agency as necessary to implement the Federal Emergency Management Agency's National Disaster Recovery Framework.

E. Designate additional Deputy State Coordinating Officers, as necessary.

F. Suspend the effect of any statute, rule, or order that would in any way prevent, hinder, or delay any mitigation, response, or recovery action necessary to cope with this emergency.

G. Enter orders as may be needed to implement any of the foregoing powers; however, the requirements of sections 252.46 and 120.54(4), Florida Statutes, do not apply to any such orders issued by the State Coordinating Officer; however, no such order shall remain in effect beyond the expiration of this Executive Order, to include any extension.

Section 3. I order the Adjutant General to activate the Florida National Guard, as needed, to deal with this emergency.

Section 4. I find that the special duties and responsibilities resting upon some State, regional, and local agencies and other governmental bodies in responding to the emergency may require them to suspend the application of the statutes, rules, ordinances, and orders they administer. Therefore, I issue the following authorizations:

A. Pursuant to section 252.36(5)(a), Florida Statutes, the Executive Office of the Governor may suspend all statutes and rules affecting budgeting to the extent necessary to provide budget authority for state agencies to cope with this emergency. The requirements of sections 252.46 and 120.54(4), Florida Statutes, do not apply to any such suspension issued by the

Executive Office of the Governor; however, no such suspension shall remain in effect beyond the expiration of this Executive Order, to include any extension.

B. Each State agency may suspend the provisions of any regulatory statute prescribing the procedures for conduct of state business or the orders or rules of that agency, if strict compliance with the provisions of any such statute, order, or rule would in any way prevent, hinder, or delay necessary action in coping with the emergency. This includes, but is not limited to, the authority to suspend any and all statutes, rules, ordinances, or orders which affect leasing, printing, purchasing, travel, and the condition of employment and the compensation of employees. For the purposes of this Executive Order, "necessary action in coping with the emergency" means any emergency mitigation, response, or recovery action: (1) prescribed in the State Comprehensive Emergency Management Plan ("CEMP"); (2) directed by the Executive Office of the Governor; or (3) ordered by the State Coordinating Officer or Deputy State Coordinating Officer(s). The requirements of sections 252.46 and 120.54(4), Florida Statutes, shall not apply to any such suspension issued by a State agency; however, no such suspension shall remain in effect beyond the expiration of this Executive Order, to include any extensions of this Order.

C. In accordance with section 252.38, Florida Statutes, each political subdivision within the State of Florida may waive the procedures and formalities otherwise required of the political subdivision by law pertaining to:

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 CFR 200.318(j) or cost plus percentage contracts as defined by 2 CFR 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.

D. All agencies whose employees are certified by the American Red Cross as disaster service volunteers within the meaning of Section 110.120(3), Florida Statutes, may release any such employees for such service as requested by the Red Cross to meet this emergency.

E. The Secretary of the Florida Department of Transportation (DOT) may:

- 1) Waive the collection of tolls and other fees and charges for the use of the Turnpike and other public highways, to the extent such waiver may be needed to provide emergency assistance or facilitate the evacuation of the affected counties;
- 2) Reverse the flow of traffic or close any and all roads, highways, and portions of highways as may be needed for the safe and efficient transportation of evacuees to those counties that the State Coordinating Officer may designate as destination counties for evacuees in this emergency;
- 3) Suspend enforcement of the registration requirements pursuant to sections 316.545(4) and 320.0715, Florida Statutes, for commercial motor vehicles that enter Florida to provide emergency services or supplies, to transport emergency equipment, supplies or personnel, or to transport FEMA mobile homes or office style mobile homes into or from Florida;
- 4) Waive the hours of service requirements for such vehicles;

5) Waive by special permit the warning signal requirements in the Utility Accommodations Manual to accommodate public utility companies from other jurisdictions which render assistance in restoring vital services; and,

6) Waive the size and weight restrictions for divisible loads on any vehicles transporting emergency equipment, services, supplies, and agricultural commodities and citrus as recommended by the Commissioner of Agriculture, allowing the establishment of alternate size and weight restrictions for all such vehicles for the duration of the emergency. The DOT shall issue permits and such vehicles shall be subject to such special conditions as the DOT may endorse on any such permits.

Nothing in this Executive Order shall be construed to allow any vehicle to exceed weight limits posted for bridges and like structures, or relieve any vehicle or the carrier, owner, or driver of any vehicle from compliance with any restrictions other than those specified in this Executive Order, or from any statute, rule, order, or other legal requirement not specifically waived or suspended herein or by supplemental order by the State Coordinating Officer;

F. The Executive Director of the Department of Highway Safety and Motor Vehicles (DHSMV) may:

1) Suspend enforcement of the registration requirements pursuant to sections 316.545(4) and 320.0715, Florida Statutes, for commercial motor vehicles that enter Florida to provide emergency services or supplies, to transport emergency equipment, supplies or personnel, or to transport FEMA mobile homes or office style mobile homes into or from Florida;

2) Waive the hours of service requirements for such vehicles;

3) Suspend the enforcement of the licensing and registration requirements under the International Fuel Tax Agreement (IFTA) pursuant to Chapter 207, Florida Statutes, and the International Registration Plan (IRP) pursuant to section 320.0715, Florida Statutes, for motor

carriers or drivers operating commercial motor vehicles that are properly registered in other jurisdictions and that are participating in emergency relief efforts through the transportation of equipment and supplies or providing other assistance in the form of emergency services;

4) Waive fees and charges for duplicate or replacement vessel registration certificates, vessel title certificates, vehicle license plates, vehicle registration certificates, vehicle tag certificates, vehicle title certificates, handicapped parking permits, replacement drivers' licenses, and replacement identification cards and to waive the additional fees or charges for the late renewal of or application for such licenses, certificates, and documents due to the effects of adverse weather conditions; and,

5) Defer administrative actions and waive fees imposed by law for driver license reinstatements, the late renewal or application for the above licenses, certificates, and documents, which were delayed or otherwise impacted due to the effects of adverse weather conditions, including in counties wherein mail services were interrupted, the DHSMV has closed offices, or any office of the County Tax Collector that acts on behalf of the DHSMV to process renewals has closed offices due to adverse weather conditions.

Recordkeeping and other applicable requirements for existing IFTA and IRP licensees and registrants are not affected by this order. The DHSMV shall promptly notify the State Coordinating Officer when the waiver is no longer necessary.

G. In accordance with section 465.0275, Florida Statutes, pharmacists may dispense up to a 30-day emergency prescription refill of maintenance medication to persons who reside in an area or county covered under this Executive Order and to emergency personnel who have been activated by their state and local agency but who do not reside in an area or county covered by this Executive Order.

H. All State agencies responsible for the use of State buildings and facilities may close such buildings and facilities in those portions of the State affected by this emergency, to the extent to meet this emergency. I direct each State agency to report the closure of any State building or facility to the Secretary of the Department of Management Services. Under the authority contained in section 252.36, Florida Statutes, I direct each County to report the closure of any building or facility operated or maintained by the County or any political subdivision therein to the Secretary of the Department of Management Services. Furthermore, I direct the Secretary of the Department of Management Services to:

- 1) Maintain an accurate and up-to-date list of all such closures; and,
- 2) Provide that list daily to the State Coordinating Officer.

I. All State agencies may abrogate the time requirements, notice requirements, and deadlines for final action on applications for permits, licenses, rates, and other approvals under any statutes or rules under which such application are deemed to be approved unless disapproved in writing by specified deadlines, and all such time requirements that have not yet expired as of the date of this Executive Order are suspended and tolled to the extent needed to meet this emergency.

J. All State Agencies shall implement its Select Exempt Services (SES) Extraordinary Payment Plans and Career Service Regular Compensatory Leave Payment Plans for:

- 1) All essential agency personnel who are required to work extraordinary hours when state-owned or state-operated facilities are closed in response to an emergency condition;
- 2) All agency personnel who are assigned to the State Emergency Operations Center and are required to work extraordinary hours;

- 3) All agency personnel who are deployed throughout the state, as part of their employment, in response to an emergency condition and are required to work extraordinary hours.

K. All State agencies may waive the forty day time limit to issue a warrant pursuant to section 215.422(3)(b), Florida Statutes. This waiver applies to invoices and reimbursement requests that were received, inspected, and approved by the agency within forty days of the issuance of this Executive Order. This waiver applies to all invoices and reimbursements arising from the state of emergency. This waiver of section 215.422 (3)(b), Florida Statutes, and all waivers based upon this waiver shall expire sixty days following the issuance of this Executive Order, without extension.

L. Section 934.50, Florida Statutes, is waived for state and local agencies conducting emergency operations arising from the state of emergency for the limited purpose of capturing aerial evidence concerning the amount of damage sustained to private and public property; assisting in search, rescue, and recovery activities; and preventing imminent danger to life or serious damage to property.

Section 5. All public facilities, including elementary and secondary schools, community colleges, state universities, and other facilities owned or leased by the state, regional or local governments that are suitable for use as public shelters shall be made available at the request of the local emergency management agencies to ensure the proper reception and care of all evacuees. Under the authority contained in section 252.36, Florida Statutes, I direct the Superintendent of each public school district in the State of Florida to report the closure of any school within its district to the Commissioner of the Florida Department of Education. Furthermore, I direct the Commissioner of the Department of Education to:

- A. Maintain an accurate and up-to-date list of all such closures; and,

B. Provide that list daily to the State Coordinating Officer.

Section 6. I find that the demands placed upon the funds appropriated to the agencies of the State of Florida and to local agencies are unreasonably great and may be inadequate to pay the costs of coping with this disaster. In accordance with section 252.37(2), Florida Statutes, I direct that sufficient funds be made available, as needed, by transferring and expending moneys appropriated for other purposes, moneys from unappropriated surplus funds, or from the Budget Stabilization Fund.

Section 7. All State agencies entering emergency final orders or other final actions in response to this emergency shall advise the State Coordinating Officer contemporaneously or as soon as practicable.

Section 8. Medical professionals and workers, social workers, and counselors with good and valid professional licenses issued by states other than the State of Florida may render such services in Florida during this emergency for persons affected by this emergency with the condition that such services be rendered to such persons free of charge, and with the further condition that such services be rendered under the auspices of the American Red Cross or the Florida Department of Health.

Section 9. Pursuant to section 501.160, Florida Statutes, it is unlawful and a violation of section 501.204 for a person to rent or sell, or offer to rent or sell, at an unconscionable price within the area for which the state of emergency is declared, any essential commodity including, but not limited to, supplies, services, provisions, or equipment that is necessary for consumption or use as a direct result of the emergency.

Section 10. Under the authority contained in sections 252.36(5)(a), (g), and (m), Florida Statutes, I direct that, for the purposes of this emergency, the term "essentials", as defined by section 252.359(2), Florida Statutes, shall be the same as, and no more expansive than, the term

“commodity”, as defined by section 501.160(1)(a), Florida Statutes (hereinafter referred to collectively or alternatively as “essential commodities”). Accordingly, any person who delivers essential commodities to a location in the area(s) declared to be under a state of emergency by this Executive Order, and when necessary to ensure that those commodities are made available to the public, may travel within evacuated areas and exceed curfews, provided the State Coordinating Officer determines, after consultation with the appropriate Emergency Support Function(s), that:

A. Law enforcement officials in the declared area(s) can provide adequate security to protect the essential commodities from theft;

B. The weight of a delivery vehicle will not jeopardize the structural integrity of any roadway or bridge located within the declared area;

C. Delivery vehicles will not negatively impact evacuation activities in the declared area(s); and,

D. Delivery vehicles will not negatively impact any response or recovery activities occurring within the declared area(s).

After consulting with the appropriate Emergency Support Function(s), and after consulting with local officials, the State Coordinating Officer may dictate the routes of ingress, egress, and movement within the declared area(s) that drivers must follow when delivering essential commodities.

Provided he or she is actually delivering medications, any person authorized to deliver medications under chapter 893, Florida Statutes, qualifies as a person delivering essential commodities.

In order to qualify as a person delivering essential commodities under this section, a person must be in the process of delivering essential commodities only. If an individual is transporting

both essential and non-essential commodities, then this section shall not provide any authorization for that individual to enter into or move within the declared area(s).

Section 11. Consistent with Executive Order 80-29, nothing in this Order shall prevent local jurisdictions in any area not declared to be under a state of emergency by this Executive Order from taking prompt and necessary action to save lives and protect the property of their citizens, including the authority to compel and direct timely evacuation when necessary.

Section 12. I authorize the Florida Housing Finance Corporation to distribute funds pursuant to section 420.9073, Florida Statutes, to any county, municipality, or other political subdivision located within the area(s) declared to be under a state of emergency by this executive order. The authority of the Florida Housing Finance Corporation to distribute funds under this state of emergency shall expire six months from the expiration of this Order, to include any extensions of this Order.

Section 13. All actions taken by the Director of the Division of Emergency Management with respect to this emergency before the issuance of this Executive Order are ratified. This Executive Order shall expire sixty days from this date unless extended.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 28th day of August, 2019.




GOVERNOR RON DESANTIS

ATTEST:


SECRETARY OF STATE

FILED
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TALLAHASSEE, FLORIDA