



# CITY of Starke

---

## RESOLUTION NUMBER 2020-34

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF STARKE, FLORIDA, DECLARING A LOCAL STATE OF EMERGENCY FOR THE CITY OF STARKE PURSUANT TO SECTION 252.38(2), FLORIDA STATUTES, DUE TO THE THREAT CREATED BY THE SPREAD OF THE NOVEL CORONAVIRUS DISEASE 2019 (COVID-2019), PROVIDING FOR WAIVER OF PROCEDURES AND FORMALITIES, DELEGATING AUTHORITY, AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, safeguarding the lives and property of its citizens is an innate responsibility of the governing body of each political subdivision of the state; and

**WHEREAS**, the World Health Organization, the Centers for Disease Control (CDC), the Florida Department of Health have each recognized the danger to residents of Florida caused by COVID-19; and

**WHEREAS**, on March 1, 2020 the Governor of the State of Florida has issued Executive Order Number 20-51 directing the Florida Department of Health to issue a Public Health Emergency; and

**WHEREAS**, on March 1, 2020, the State Surgeon General and State Health Officer declared a Public Health Emergency exists in the State of Florida as a result of COVID-19; and

**WHEREAS**, on March 7, 2020, the Florida Division of Emergency Management activated the State Emergency Operations Center to Level 2 to provide coordination and response to the COVID-19 emergency; and

**WHEREAS**, on March 9, 2020, the Governor of the State of Florida has issued Executive Order Number 20-52 (Emergency Management – Emergency Management – COVID-19 Public Health Emergency), hereto attached, recognizing the danger posed and the serious threat to the lives and property of residents of the State of Florida; and

**WHEREAS**, on March 17, 2020, the Governor of the State of Florida has issued Executive Order Number 20-68 (Emergency Management – COVID-19), placing restrictions on beach gatherings, restaurants, and certain establishments serving alcoholic beverages; and

**WHEREAS**, the City of Starke is located on a major transportation thoroughfare serving the state of Florida and travelers from other states, bringing people from across the nation to and through the City of Starke; and

**WHEREAS**, the City of Starke is at risk of community spread of COVID-19 due to the high volume of highway travelers coming to and moving through the City of Starke; and

**WHEREAS**, the CDC currently recommends community preparedness and everyday prevention measures be taken by all individuals and families in the United States, including voluntary home isolation when individuals are sick with respiratory symptoms, covering coughs and sneezes with a tissue

and disposal of the tissue immediately thereafter, washing hands often with soap and water for at least 20 seconds, using of alcohol-based hand sanitizers with 60%-95% alcohol if soap and water are not readily available and routinely cleaning frequently touched surfaces and objects to increase community resilience and readiness for responding to an outbreak; and

**WHEREAS**, the CDC currently recommends mitigation measures for communities experiencing an outbreak including staying at home when sick, keeping away from others who are sick, limiting face-to-face contact with others as much as possible, consulting with your healthcare provider if individuals or members of a household are at high risk for COVID-19 complications, wearing a facemask if advised to do so by a healthcare provider or by a public health official, staying home when a household member is sick with respiratory disease symptoms if instructed to do so by public health officials or a health care provider; and

**WHEREAS**, COVID-19 has the potential for causing significant health concerns to persons, including illness or loss of life, in addition to disruption to public services provided by the City of Starke; and

**WHEREAS**, the City of Starke, Florida is the county seat of and most populous municipality in Bradford County, Florida; and

**WHEREAS**, Sections 252.38 (2) and (3), Florida Statutes authorizes and encourages a municipality to declare a State of Local Emergency and to waive the procedures and formalities otherwise required of a municipality by law to take whatever prudent action is necessary to ensure the safety, health, and welfare of the people of the City of Starke, Florida including, but not limited to:

1. Entering into contracts;
2. Incurring obligations;
3. Employment of permanent and temporary workers;
4. Utilization of volunteer workers;
5. Rental of equipment;
6. Acquisition and distribution of supplies, materials either with or without compensation of supplies, materials, and facilities;
7. Appropriation and expenditure of public funds; and

**WHEREAS**, Chapter 30, Article II, Code of Ordinances of the City of Starke, Florida defines an emergency to mean any occurrence, or threat thereof, whether natural, technological, or manmade, in war or in peace, which results or may result in substantial injury or harm to the population or substantial damage to or loss of property; and

**WHEREAS**, Section 30-34, Code of Ordinances of the City of Starke, Florida establishes an Emergency Management Agency for the City of Starke, Florida; and

**WHEREAS**, Section 30-34, Code of Ordinances of the City of Starke, Florida provides the Emergency Management Agency of the City of Starke, Florida shall have a director who shall be



appointed by the City Commission; and

**WHEREAS**, Section 30-34, Code of Ordinances of the City of Starke, Florida further provides the appointed director of the Emergency Management Agency of the City shall, subject to the direction and control of the City Commission:

1. have direct responsibility for the organization, administration, and operation of the city's Emergency Management Agency;
2. coordinate all emergency management activities, services and programs within the city;
3. shall serve as liaison to other emergency management agencies and organizations;
4. shall perform emergency management functions within the territorial limits of the city; and
5. shall conduct such activities outside the territorial limits of the city as are required pursuant to Chapter 252, Florida Statutes and in accordance with state and county emergency management plans and mutual aid agreements.

**NOW THEREFORE BE IT RESOLVED** by the City Commission of the City of Starke to enact an emergency declaration in regular session, on this 17<sup>th</sup> day of March 2020; and

**BE IT FURTHER RESOLVED** that a State of Local Emergency is hereby declared, effective immediately for all territory within the legal boundaries of the incorporated area of the City of Starke, Florida; and

**BE IT FURTHER RESOLVED** that the City Commission hereby waives all procedures and formalities required by law and act to adopt this declaration of as provided in Section 252, Florida Statutes; and

**BE IT FURTHER RESOLVED** the City Commission hereby designates the City Manager of the City of Starke as the Director of the Emergency Management Agency of the City of Starke as provided in Chapter 30, Article II, Code of Ordinances of the City of Starke, Florida;

**BE IT FURTHER RESOLVED** that the City Commission of Starke hereby delegates to the City Manager of the City of Starke, or designee, all authority as provided in Section 252.38, Florida Statutes and in Chapter 30, Article II, Code of Ordinances of the City of Starke, Florida, to discharge the duties and exercise the powers of:

- a) Performance of public work and taking whatever 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 of supplies, materials with or without compensation;
- h) Appropriation and expenditure of public funds; and
- i) All other such duties and powers set forth in Chapter 30, Article II, Code of Ordinances of the City of Starke, Florida.

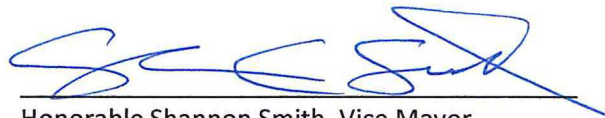
**BE IT FURTHER RESOLVED** foregoing enumeration is not exclusive and the City Manager shall have the power to do all things necessary as conditions dictate, as provided in Chapter 252, Florida Statutes, and Chapter 30, Article II, Code of Ordinances of the City of Starke, Florida; and

**BE IT FURTHER RESOLVED** as provided in Chapter 252, Florida Statutes, all normal formalities related to procurement, hours of employment of City employees, notice provisions and other procedures usually followed or required by law are hereby waived; and

**BE IT FURTHER RESOLVED** this resolution shall take effect immediately upon its passage and shall exist until such time the threat of damage no longer exists or after a period of seven (7) days, whichever occurs first.


**ADOPTED**, by an affirmative vote of a majority of a quorum present of the City Commission of the City of Starke, Florida, at an emergency meeting, this 17<sup>th</sup> day of March 2020.

BY THE VICE MAYOR OF THE CITY OF STARKE, FLORIDA



Honorable Shannon Smith, Vice Mayor

ATTEST, BY THE CLERK OF THE CITY COMMISSION  
OF THE CITY OF STARKE, FLORIDA:

  
Ricky Thompson, City Clerk

APPROVED AS TO FORM AND LEGALITY:

  
Clay Martin, City Attorney

# STATE OF FLORIDA

## OFFICE OF THE GOVERNOR EXECUTIVE ORDER NUMBER 20-68 (Emergency Management - COVID-19)

**WHEREAS**, Novel Coronavirus Disease 2019 (COVID-19) is a severe acute respiratory illness that can spread among humans through respiratory transmission and presents with symptoms similar to those of influenza; and

**WHEREAS**, on March 1, 2020, I issued Executive Order number 20-51 directing the Florida Department of Health to issue a Public Health Emergency; and

**WHEREAS**, on March 1, 2020, the State Surgeon General and State Health Officer declared a Public Health Emergency exists in the State of Florida as a result of COVID-19; and

**WHEREAS**, on March 9, 2020, I issued Executive Order 20-52 declaring a state of emergency for the entire State of Florida as a result of COVID-19; and

**WHEREAS**, on March 16, 2020, President Donald J. Trump and the Centers for Disease Control and Prevention ("CDC") issued the 15 Days to Slow the Spread guidance advising individuals to adopt far-reaching social distancing measures, such as working from home and avoiding gatherings of more than 10 people; and

**WHEREAS**, as Governor, I am responsible for meeting the dangers presented to this state and its people by this emergency.

**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, Chapter 252, Florida Statutes, and all other applicable laws, promulgate the following Executive Order to take immediate effect:



Section 1. Bars, Pubs and Nightclubs

A. Pursuant to sections 252.36(5)(g)-(h), Florida Statutes, any licensee authorized to sell alcoholic beverages for consumption on premises that derive more than 50% of its gross revenue from the sale of alcoholic beverages shall suspend all sale of alcoholic beverages for thirty days from the date of this order, effective at 5 p.m. today, March 17, 2020.

B. The Department of Business and Professional Regulation shall utilize its authorities under Florida law to further implement and enforce the provisions of this Section and shall take additional measures with respect to bars, pubs and nightclubs as necessary to protect the public health, safety and welfare.

Section 2. Beaches

Pursuant to section 252.36(5)(k), Florida Statutes, I direct parties accessing public beaches in the State of Florida to follow the CDC guidance by limiting their gatherings to no more than 10 persons, distance themselves from other parties by 6 feet, and support beach closures at the discretion of local authorities.

Section 3. Restaurants

A. Pursuant to section 252.36(5)(g), Florida Statutes, a restaurant shall immediately limit its occupancy to 50% of its current building occupancy.

B. Pursuant to section 252.36(5)(g), Florida Statutes, a restaurant shall follow the CDC guidance by ensuring, at minimum, a 6-foot distance between any group of patrons and limiting parties to no more than 10 individuals.

C. The Department of Business and Professional Regulation shall ensure all restaurants implement employee screening and prohibit any employee from entering the restaurant premises if they meet any of the criteria listed below:

1) Any person infected with COVID-19 who has not had two consecutive negative test results separated by 24 hours;

2) Any person showing, presenting signs or symptoms of, or disclosing the presence of a respiratory infection, including cough, fever, shortness of breath or sore throat;

3) Any person who has been in contact with any person(s) known to be infected with COVID-19, who has not yet tested negative for COVID-19 within the past 14 days;

4) Any person who traveled through any airport within the past 14 days; or

5) Any person who traveled on a cruise ship within the past 14 days.

D. The Department of Business and Professional Regulation shall utilize its authorities under Florida law to further implement and enforce the provisions of this Section and shall take additional measures with respect to bars, pubs and nightclubs as necessary to protect the public health, safety and welfare.

For purposes of this section, "restaurant" shall include any Food Service Establishment, licensed under Chapter 500, Florida Statutes, and Public Food Service Establishment, licensed under Chapter 509, Florida Statutes.

Section 4. This Executive Order shall expire thirty days from this date unless extended.



ATTEST:

  
SECRETARY OF STATE

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 17th day of March, 2020.

  
RON DESANTIS, GOVERNOR

2020 MAR 17 PM 1:34