

ALACHUA COUNTY
BOARD OF COUNTY COMMISSIONERS

ORDINANCE NO. 2020-__

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF ALACHUA COUNTY, FLORIDA, AMENDING CHAPTER 27.10.01 OF THE ALACHUA COUNTY CODE OF ORDINANCES, ENTITLED "EMERGENCY MANAGEMENT DIRECTOR; GENERAL POWERS AND DUTIES;" PROVIDING FOR REPEALING CLAUSE, PROVIDING FOR MODIFICATION AT PUBLIC HEARING, PROVIDING FOR SEVERABILITY, PROVIDING FOR INCLUSION IN THE CODE, AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the position of Emergency Management Director is currently established by ordinance; and

WHEREAS, the existing ordinance does not reflect the organizational placement of the Emergency Management Director nor does it reflect the changes in organizational structure previously approved by the Board of County Commissioners; and,

WHEREAS, while counties are required under §252.38, F.S. to have an Emergency Management Director, but the statute does not specify the organizational structure for the counties; and

WHEREAS, the Board of County Commissioners desires to make the existing ordinance consistent with changes in organizational structure which have already been made.

NOW, THEREFORE, BE IT DULY ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF ALACHUA COUNTY, FLORIDA:

SECTION 1. Section 27.10.1, entitled "Emergency management director; general powers and duties", of the Code of Alachua County, Florida is hereby amended as follows:

Sec. 27.10.1. - Emergency management director; general powers and duties.

(1) There is established the position of emergency management director, which, for the purpose of this section shall be referred to as director. The director shall supervise the day-to-day operations of the emergency management division. The director shall be designated by, serve at the pleasure of ~~and be subject to the direction and control of, the county manager in~~

1 accordance with the Policies and Procedures of the Board of County Commissioners as they are
2 amended from time to time.- The director shall be placed in the organizational chart of the
3 County pursuant to the County Manager's authority. During periods of declared emergency the
4 director shall directly report to the County Manager. The director shall have those
5 responsibilities as designated by the county manager consistent with section 27.10, and those
6 enumerated in F.S. § 252.38 for directors of county emergency management agencies, including,
7 but not limited to direct responsibility for the structure, administration, and operation of the
8 emergency management division; coordination of emergency management activities, services,
9 and programs within the county; and shall serve as a liaison to the state division of emergency
10 management, or its successor, and to other local emergency management agencies and
11 organizations.

12 (2) The director or designee shall monitor and advise the chair and the manager of
13 any threat, emergency or disaster that may pose a risk to the lives and safety of the population of
14 Alachua County, and the protective actions the county may take to safeguard life and property,
15 which actions may include compelling the evacuation of all or part of the population from the
16 affected or threatened area within the county.

17 (3) Upon declaration of a state of emergency, the director or designee will serve as
18 the county coordinating officer and shall direct all activities of the emergency operations center.

19 SECTION 2. Repealing Clause. All ordinances or portions thereof in conflict herewith
20 are, to the extent of such conflict, hereby repealed.

21 SECTION 3. Modification. It is the intent of the Board that the provisions of this
22 ordinance may be modified as a result of considerations that may arise during public hearings.
23 Such modifications shall be incorporated into the final version of the ordinance adopted by the
24 Board and filed by the Clerk to the Board.

25 SECTION 4. Severability. If any word, phrase, clause, paragraph, section or provision of
26 this ordinance or the application hereof to any person or circumstance is held invalid or
27 unconstitutional, such finding shall not affect the other provisions or applications of the
28 ordinance which can be given effect without the invalid or unconstitutional provisions or
29 application, and to this end the provisions of this ordinance are declared severable.

30 SECTION 5. Inclusion in the Code. It is the intent of the Board of County
31 Commissioners of Alachua County, Florida, and it is hereby provided that the provisions of this

1 ordinance shall become and be made a part of the Code of Ordinances of Alachua County,
2 Florida; that the section of this ordinance may be renumbered or re-lettered to accomplish such
3 intent and that the word “ordinance” may be changed to “section”, “article”, or other appropriate
4 designation.

5 SECTION 6. Effective Date. A certified copy of this ordinance shall be filed with the
6 Department of State by the Clerk of the Board within ten (10) days after enactment by the Board
7 and shall take effect upon filing with the Department of State.

8 **DULY ADOPTED** in regular session, this ____ day of _____, 2020.

9 **BOARD OF COUNTY COMMISSIONERS OF**
10 **ALACHUA COUNTY, FLORIDA**

11
12 ATTEST:

13 BY: _____
14 Robert Hutchinson, Chair

15 _____
16 Jessie K Irby, II
17 Clerk of Court

APPROVED AS TO FORM

18 _____
19 County Attorney

20 (SEAL)
21