

CM-EO 2024-01
EXECUTIVE ORDER OF THE CITY MANAGER
DECLARING A STATE OF LOCAL EMERGENCY
IN RESPONSE TO CITY WIDE THREAT FROM HURRICANE MILTON

The following Executive Order was adopted by the City Manager of the City of Melbourne, Florida on the date written below.

WHEREAS, the State of Florida and the City of Melbourne are experiencing an imminent threat of personal injury and damage due to the approach of Hurricane Milton towards Florida and the City of Melbourne area; and

WHEREAS, on October 5, 2024 the Governor of the State of Florida issued Executive Order Number 2024-214, declaring that a declare a State of Emergency within Brevard County and the City of Melbourne area as a result of the imminent threat of injury and damage from Tropical Storm Milton; and

WHEREAS, on October 6, 2024, the Governor of the State of Florida issued Executive Order Number 2024-215, amending his previous order as a result of the imminent threat of injury and damage from Tropical Storm Milton; and

WHEREAS, Tropical Storm Milton has developed into Hurricane Milton and has been forecasted to be a major hurricane before making landfall along the West coast of Florida;

WHEREAS, Hurricane Milton is expected to impact Brevard County and therefore poses a potentially serious and imminent threat to the City of Melbourne area, based upon the potential to create excessive rainfall, high tides and gale force or greater winds, which may pose a serious threat to public health and safety, and cause serious flooding, beach erosion, and property damage within City of Melbourne; and

WHEREAS, City of Melbourne must take timely emergency measures because of the heightened potential for injury or damage to life and property within the county, and the length of time required to evacuate residents from the hazards of a hurricane; and

WHEREAS, certain additional specialized equipment and personnel may be required to assist in evacuation and to take protective action with regard to life and property; and

WHEREAS, other measures may have to be taken in order to mitigate the potential for causing further threatening conditions as well as extensive damage to public utilities, public buildings, public communications systems, public streets and roads, public drainage systems, commercial and residential buildings and areas; and

WHEREAS, Chapter 252, Florida Statutes and Chapter 18 of Melbourne City Code authorizes a political subdivision such as City of Melbourne to declare a state of local emergency; and

WHEREAS, Section 18-23 of Melbourne City Code specifically authorizes the City Manager the power to declare that a state of emergency exists; and

WHEREAS, a state of emergency declared under the authority of Chapter 252, Florida Statutes and Section 18-23 of Melbourne City Code shall have a duration of no more than seven days, renewable for further periods of no more than seven days.

NOW THEREFORE, IT IS HEREBY ORDERED BY THE CITY MANAGER OF THE CITY OF MELBOURNE, FLORIDA THIS EIGHTH DAY OF OCTOBER, 2024:

SECTION 1: That said imminent approach of Hurricane Milton, along with anticipated heavy rainfall, high tides, gale-force or greater winds, and flooding, poses a serious threat to the health, safety, and welfare the people and property of City of Melbourne, Florida, and that a state of local emergency is declared, effective as of 6:00 am on Wednesday October 9, 2024 for the areas of the City of Melbourne.

SECTION 2. That, as established by Section 18-23(c), City Code, this declaration of state of local emergency shall activate emergency plans and operations approved by the City Manager for Hurricane Milton.

SECTION 3. That, pursuant to Sections 18-26(b)(3)(d) and 18-26(b)(4)b., City Code, for procurements made during the effectiveness of this state of emergency to address emergency operations or to expedite recovery efforts, the purchasing requirements of Chapter 2, Article VI, City Code and administrative policies and procedures for procurement are temporarily suspended. Such procurements shall remain subject to City Manager approval.

SECTION 4. That all portable signs, flags and banners must be removed and may not be displayed during the effectiveness of this state of local emergency.

SECTION 5. That this Executive Order shall take effect on October 9, 2024 at 6:00 am, and shall remain in effect for seven days unless extended or rescinded in accordance with Section 18-23(e) of Melbourne City Code.

BY: _____
Jenni Lamb
City Manager of the
City of Melbourne