

1 RESOLUTION 2021-048

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3 A RESOLUTION OF THE CITY COMMISSION OF LAUDERDALE LAKES,  
4 FLORIDA EXTENDING THE DECLARATION OF STATE OF EMERGENCY;  
5 PROVIDING FOR THE ADOPTION OF RECITALS; PROVIDING FOR  
6 INSTRUCTIONS TO THE CITY CLERK; PROVIDING AN EFFECTIVE DATE.  
7

8 WHEREAS, on March 9, 2020, Florida Governor Ron DeSantis issued Executive Order  
9 Number 20-52 activating the Florida Comprehensive Emergency Management Plan and declaring  
10 that a State of Emergency exists in the State of Florida as a result of the COVID-19 pandemic. The  
11 Governor has, since then, extended Executive Order 20-52 multiple times and it remains in effect  
12 as of the date of this Resolution;

13 WHEREAS, on March 10, 2020, the County Administrator of Broward County ("County  
14 Administrator") declared a local State of Emergency ("County Declaration of Emergency"),  
15 further determining the need to activate public emergency management plans, and take prudent  
16 action necessary to ensure the health, safety, and welfare of residents of Broward County;

17 WHEREAS, on March 12, 2020, the Mayor of the City of Lauderdale Lakes ("City") issued  
18 a Declaration by the Mayor of the City of Lauderdale Lakes, Florida, declaring a local state of  
19 emergency in Response to the Covid-19;

20 WHEREAS, on March 17, 2020, the City Commission adopted Resolution 2020-020 which  
21 among other things adopted, ratified the Mayor's declaration of local state of emergency, and  
22 further authorized and directed the City Manager to discharge the emergency management  
23 responsibilities and functions and to take such actions deemed necessary to ensure the necessary  
24 and applicable local emergency management response, recovery, and mitigation needs created  
25 by this emergency, and further to place all such City personnel under the direct command and

1 coordination of the City response to meet this emergency, including providing such cooperation,  
2 assistance to all applicable Federal, State, County and other appropriate public agencies, and  
3 further using all systems, plans and resources necessary to preserve the health, safety, and  
4 welfare of the citizens of the City of Lauderdale Lakes;

5 WHEREAS, on March 27, 2020, the City Manager of Lauderdale Lakes issued Emergency  
6 Order 2020-01, based upon Governor DeSantis' Executive Order 20-52, and thereafter issued  
7 additional emergency orders providing for the health, safety and welfare of the residents,  
8 visitors, businesses and those employed within the jurisdiction of the City of Lauderdale Lakes;

9 WHEREAS, on February 9, 2021, the City Commission of Lauderdale Lakes adopted  
10 Ordinance No. 2021-01, establishing certain emergency management provisions and hereby  
11 finds that all times during the period beginning from the date of the City's declaration of state of  
12 emergency through the present date and time, that such conditions underlying the Governor's  
13 issuance of Executive Order 20-52 (including all subsequent extensions), and all other subsequent  
14 emergency orders issues by the City Manager continues to exist to the present date and time,  
15 therefore requires the extension of the City's declaration of local state of emergency;

16 WHEREAS, on May 3, 2021, Governor Ron DeSantis issued Executive Order 21-101  
17 (effective July 1, 2021) declaring invalid any COVID-19 related emergency orders issued by a  
18 political subdivision of the States that restricts the rights and liberties of individuals and  
19 businesses, but also acknowledged the right (duty) of such political subdivisions to enact  
20 ordinances necessary to protect the health, safety and welfare of its constituents;

21 WHEREAS, on May 3, 2021, Governor Ron DeSantis issued Executive Order 21-102,  
22 effective May 3, 2021, suspending all local COVID-19 related mandates and restrictions on

1 individuals and businesses, and further prohibiting city and county governments from renewing  
2 or enacting any emergency orders or ordinances using local state of emergency or emergency  
3 procedures authorized under Chapters 125, 166 and 252, Florida Statutes, which imposes  
4 restrictions or mandates on individuals and businesses due to COVID-19;

5 WHEREAS, Executive Order 21-101 and Executive Order 21-102 only suspends and  
6 prohibits local governments from issuing, renewing emergency orders or enacting ordinances  
7 which imposes restrictions or mandates on individuals and businesses due to COVID-19, and

8 WHEREAS, in light of the continued state of emergency as declared and set forth in  
9 Executive Order 20-52, and all subsequent extensions thereto, the City Commission hereby finds  
10 it necessary and in the best interests of safeguarding the health, safety and welfare of the citizens  
11 of the City of Lauderdale Lakes to extend the local state of emergency, retroactively from March  
12 27, 2020 for the purpose of administering the City's procurement of goods or services,  
13 vaccination distribution, application and support for FEMA Public Assistance reimbursement, as  
14 well as other similar local governmental functions not inconsistent with the Executive Orders 21-  
15 101 and 21-102.

16 NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF  
17 LAUDERDALE LAKES, as follows:

18 SECTION 1. ADOPTION OF RECITALS: The foregoing RECITALS are hereby ratified and  
19 confirmed as being true, and the same are hereby incorporated by reference and made part of  
20 this Resolution.

21 SECTION 2. The City Commission hereby extends the declaration of state of emergency  
22 as previously declared by the Mayor of the City of Lauderdale Lakes, the City Manager of the City

1 of Lauderdale Lakes, and as previously adopted, ratified and confirmed by the City Commission  
2 of Lauderdale Lakes, such extension being further applied retroactive beginning from the date of  
3 the City's declaration of state of emergency and ending upon termination in accordance with  
4 Section 26-4 of the City Code of Ordinances.

5           SECTION 3.   INSTRUCTIONS TO THE CITY CLERK: The City Manager and City Clerk are  
6 hereby instructed and authorized to take any and all action necessary to effectuate the intent of  
7 this Resolution.

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9                           [REMAINDER OF PAGE INTENTIONALLY LEFT BLANK.]

SECTION 4. EFFECTIVE DATE: This Resolution shall take effect immediately upon the time of its final passage, and further shall be recorded in the office of the City Clerk.

ADOPTED BY THE CITY COMMISSION OF THE CITY OF LAUDERDALE LAKES AT ITS REGULAR MEETING HELD MAY 11, 2021.

\_\_\_\_\_  
HAZELLE ROGERS, MAYOR

ATTEST:

\_\_\_\_\_  
VENICE HOWARD, CMC, CITY CLERK

Approved as to form and legality  
for the use of and reliance by the  
City of Lauderdale Lakes only:

\_\_\_\_\_  
Sidney C. Calloway, City Attorney

Sponsored by: Phil Alleyne, City Manager

**VOTE:**

Mayor Hazelle Rogers	_____ (For)	_____ (Against)	_____ (Other)
Vice-Mayor Beverly Williams	_____ (For)	_____ (Against)	_____ (Other)
Commissioner Marilyn Davis	_____ (For)	_____ (Against)	_____ (Other)
Commissioner Veronica Edwards Phillips	_____ (For)	_____ (Against)	_____ (Other)
Commissioner Karlene Maxwell-Williams	_____ (For)	_____ (Against)	_____ (Other)