

Resolution 2017-06

Resolution Declaring Emergency Powers to the Mayor or Mayor Pro-Tempore During Times of, or Anticipated Times of, Hurricane or Emergency Weather Conditions

WHEREAS, the *Code of Alabama, 1975*, Section 31-9-2(a), allows for declaration of a local State of Emergency if the Town warrants: and

WHEREAS, if in the future there is a pending threat of Hurricane or Emergency Weather Conditions which can be expected to cause impairment or loss of various critical public facilities and the inability of the Town to provide adequately for the health, safety, and convenience of the public; and

WHEREAS, if there is a need for the Town to enter into various public works contracts to affect the repair of critical public facilities and to provide adequately for the health, safety, and convenience of the public without delay; and

WHEREAS, so as not to cause undue delay, the Town of Magnolia Springs Council desires to grant emergency powers to the Mayor or Mayor Pro Tempore should the Mayor not be available to immediately declare a Local State of Emergency to provide adequately for the health, safety, and convenience of the public without delay in the case of a pending hurricane or emergency weather condition as described above.

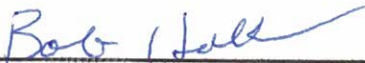
THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF MAGNOLIA SPRINGS, ALABAMA WHILE IN SESSION ON THE 6th DAY OF OCTOBER, 2017 AS FOLLOWS:

Section 1. That the Town Council of the Town of Magnolia Springs has determined that if future conditions warrant a local State of Emergency as authorized by the *Code of Alabama 1975*, Section 31-9-2(a), and as described above, the Mayor or Mayor Pro Tempore should the Mayor not be available shall have the authority to declare a Local State of Emergency without delay affecting public health, safety, and convenience as existing as defined within the meaning of the *Code of Alabama 1975*, Section 39-2-2(e) as a result of pending and/or threatening future hurricane.

Section 2. That the Mayor and Town Clerk are hereby authorized and directed to execute and attest respectively, during such called State of Emergency periods, as authorized by the *Code of Alabama 1975*, Section 39-2-2(e), all contracts determined by the Mayor to be necessary to meet the State of Emergency without public advertisement.


Section 3. This resolution shall become effective immediately upon its adoption as required by law.

Approved and Adopted this 6th day of October, 2017



Bob Holk - Mayor

ATTEST:



Karen S. Biel - Town Clerk