



## MEMORANDUM

TO: VICE MAYOR & CITY COUNCIL  
PATRICIA ROEBLING, INTERIM CITY MANAGER  
O. REGINALD OSENTON, CITY ATTORNEY  
KAREN PHILLIPS, CITY CLERK

FROM: GREGORY J. ORAVEC, MAYOR

SUBJECT: SPECIAL MEETING OF OCTOBER 5, 2016

DATE: OCTOBER 4, 2016

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Pursuant to Section 3.10(a) of the City Charter, this memorandum serves to call a special meeting of the City of Port St. Lucie City Council on October 5, 2016, beginning at 9:00 AM, in the City Council Chambers. The meeting is being called so that the City Council can consider a resolution declaring a state of local emergency in response to the severe threat posed by Hurricane Matthew.

Thank you.

[Disclaimer: A councilperson may send a written report to other councilpersons on a subject that will be discussed at a public meeting without violating the Sunshine Law, if prior to the meeting, there is no interaction related to the report among the councilpersons and the report, which must be maintained as a public record, is not being used as a substitute for action at a public meeting. However, another councilperson's response to such a report, which outlines his/her position, can be "problematical" and should be discouraged. Accordingly, this communication is being provided for your information only and should not initiate an exchange outside of the Sunshine. Any discussion or reply should occur at a duly noticed public meeting. (Source: Government-In-The-Sunshine Manual)]

**NOTICE**

There will be a Special Emergency Meeting of the City Council of the City of Port St. Lucie on October 5, 2016, at 9:00 a.m., at Port St. Lucie City Hall, 121 SW Port St. Lucie Boulevard, Port St. Lucie, Florida.

**AGENDA**

- 1. MEETING CALLED TO ORDER**
- 2. ROLL CALL**
- 3. PLEDGE OF ALLEGIANCE**
- 4. DISCUSSION CONCERNING HURRICANE MATTHEW**
- 5. DECLARATION OF THE PORT ST. LUCIE CITY MANAGER DECLARING A STATE OF EMERGENCY – HURRICANE MATTHEW**
- 6. RESOLUTION 16-R78, A RESOLUTION TO DECLARE A STATE OF EMERGENCY IN THE CITY OF PORT ST. LUCIE; AUTHORIZING THE DECLARATION OF A CURFEW; AUTHORIZING THE RESTRICTION OF THE SALE OR POSSESSION OF ALCOHOLIC BEVERAGES; AUTHORIZING THE EXERCISE OF EMERGENCY POWERS; PROVIDING AN EFFECTIVE DATE.**
- 7. PUBLIC TO BE HEARD**
- 8. ADJOURN**

**NOTICE:** No stenographic record by a certified court reporter will be made of the foregoing meeting. Accordingly, any person who may seek to appeal any decision involving the matters noticed herein will be responsible for making a verbatim record of the testimony and evidence at said meeting upon which any appeal is to be based.

**NOTICE:** Public and Press are invited to review all the backup for Council Meetings. Copies are available in the City Clerk's Office. PLEASE LEAVE THE AGENDA BACKUP MATERIAL IN GOOD ORDER FOR OTHERS TO REVIEW.

**NOTICE:** Anyone wishing to speak during Public to be Heard is asked to fill out a yellow Participation Card and submit it to the City Clerk. Anyone wishing to speak on any Agenda Item is asked to fill out a green Participation Card and submit it to the City Clerk. Participation Cards are available on the lectern in Council Chambers, at the Reception Desk in City Hall lobby, and in the City Clerk's Office.

**AS A COURTESY TO THE PEOPLE RECORDING THE MEETING, PLEASE SET ALL CELL PHONES TO SILENCE.**

A DECLARATION OF THE PORT ST. LUCIE CITY MANAGER  
DECLARING A STATE OF EMERGENCY  
(HURRICANE MATTHEW)

WHEREAS, the City Manager has made the following determinations:

1. Chapter 98, Port St. Lucie City Code, authorizes the City Manager to exercise certain emergency powers and authority during a local emergency.
2. The National Hurricane Center has identified Hurricane Matthew as a serious hurricane and has issued a Hurricane Warning for the east coast of Florida, including St. Lucie County.
3. The presence of Hurricane Matthew has placed the City of Port St. Lucie in a state of emergency, exposing the citizens thereof to danger to life and property.

NOW, THEREFORE, pursuant to Chapter 98, Port St. Lucie City Code, the City Manager hereby declares as follows:

- A. A state of emergency is hereby declared for the City of Port St. Lucie.
- B. Such declaration shall remain in full force and effect for seven (7) days unless extended in seventy-two (72) hour increments with the concurrence of the City Council or sooner rescinded by the City Council or the City Manager.
- C. In consideration of the declaration of a state of emergency and pursuant to Section 98.06, Port St. Lucie City Code, the City Manager may, at her discretion, restrict the sale of alcoholic beverages within all or a portion of the jurisdictional boundaries of the City.
- D. In consideration of the declaration of a state of emergency, the City Manager may impose a curfew pursuant to Section 98.08, Port St. Lucie City Code.

This declaration shall become effective immediately upon signing this on the \_\_\_\_ day of October, 2016, at \_\_\_\_\_ m.

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Patricia Roebing, P.E.  
Interim City Manager  
City of Port St. Lucie

RESOLUTION NO. 16-R78

A RESOLUTION TO DECLARE A STATE OF EMERGENCY IN THE CITY OF PORT ST. LUCIE; AUTHORIZING THE DECLARATION OF A CURFEW; AUTHORIZING THE RESTRICTION OF THE SALE OR POSSESSION OF ALCOHOLIC BEVERAGES; AUTHORIZING THE EXERCISE OF EMERGENCY POWERS; PROVIDING AN EFFECTIVE DATE.

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WHEREAS, pursuant to Chapter 98 of the Port St. Lucie City Code of Ordinances, the Interim City Manager has authority to declare a state of emergency; and

WHEREAS, "Hurricane Matthew" is at a category level of sufficient strength to warrant preparedness against substantial injury, harm and damage to persons and property; and

WHEREAS, during the state of emergency it is also necessary to preserve peace and order within the city; and

WHEREAS, it is therefore, necessary to declare a state of emergency and impose a curfew during this period of emergency.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PORT ST. LUCIE, FLORIDA AS FOLLOWS:

Section 1. The City Council approves and ratifies the action of the City Manager's declaration of a state of emergency.

Section 2. The City Council approves the imposition of a curfew within the City of Port St. Lucie as determined necessary by the City Manager pursuant to Section 98.08, Port St. Lucie City Code of Ordinances.

Section 3. The City Council approves restriction of the sale or possession of alcoholic beverages within the City of Port St. Lucie as determined necessary by the City Manager pursuant to Section 98.06, Port St. Lucie City Code of Ordinances.

Section 4. The City Manager and his designees are hereby authorized and directed to take all appropriate action to secure and protect the health, safety and welfare of the City of Port St. Lucie during the period of this declared emergency.

Section 5. This resolution shall become effective immediately upon its adoptions.

PASSED AND APPROVED by the City Council of the City of Port St. Lucie, Florida, this 5<sup>th</sup> day of October, 2016.

ATTEST:

\_\_\_\_\_  
Karen A. Phillips, City Clerk

CITY COUNCIL  
CITY OF PORT ST. LUCIE

By: \_\_\_\_\_  
Gregory J. Oravec, Mayor

APPROVED AS TO FORM:

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O. Reginald Osenton, City Attorney