

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 the county manager in accordance with the Policies and Procedures of the

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

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

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

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19 are, to the extent of such conflict, hereby repealed.

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

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

29 SECTION 5. Inclusion in the Code. It is the intent of the Board of County  
30 Commissioners of Alachua County, Florida, and it is hereby provided that the provisions of this  
31 ordinance shall become and be made a part of the Code of Ordinances of Alachua County,

1 Florida; that the section of this ordinance may be renumbered or re-lettered to accomplish such  
2 intent and that the word “ordinance” may be changed to “section”, “article”, or other appropriate  
3 designation.

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

7 **DULY ADOPTED** in regular session, this \_\_\_\_ day of \_\_\_\_\_, 2020.

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

10  
11 ATTEST:

12 BY: \_\_\_\_\_  
13 Robert Hutchinson, Chair

14 \_\_\_\_\_  
15 Jessie K Irby, II  
16 Clerk of Court

APPROVED AS TO FORM

17 \_\_\_\_\_  
18 County Attorney

19 (SEAL)  
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