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MINUTE BOOK NO. 36

R-87-200

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, PROVIDING AN IMMEDIATE POST EMERGENCY RECOVERY PLAN; PROVIDING DEFINITIONS; AND DIRECTING THE COORDINATION AND IMPLEMENTATION OF THE IMMEDIATE POST EMERGENCY RECOVERY PLAN.

WHEREAS, the serious threat and actual damage caused by Hurricane Elena during the 1985 Labor Day weekend, the Governor's Evacuation Order and subsequent lifting of the Evacuation Order and the continuing restrictions on access in areas of Manatee County created unnecessary confusion and uncertainty in Manatee County, and in particular in island cities of Anna Maria, Bradenton Beach, Holmes Beach and Longboat Key; and

WHEREAS, Chapter 252.36(4), Florida Statutes, provides that, to the greatest extent practicable, the Governor shall delegate or assign command authority by prior arrangement embodied in appropriate Executive Orders or rules, and Chapter 252.36(8), Florida Statutes, provides that the Governor shall delegate emergency responsibilities to the officers of the political subdivisions prior to an emergency or threat of emergency; and

WHEREAS, the Governor's Executive Order 80-29 delegates the responsibility for preparation, testing and evaluation of emergency plan and implementing procedures to state agencies and the counties and the coordination of such plans and procedures has been delegated to the Department of Community Affairs, Division of Public Safety, Planning and Assistance; and

WHEREAS, the Board of County Commissioners of Manatee County believes it is imperative that a plan addressing the Immediate Post Emergency Recovery period should be developed as expeditiously as possible.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, that Resolution R-86-77 is hereby rescinded and replaced with the following:

- I. The Board of County Commissioners of Manatee County shall seek clear and explicit delegation of authority from

the Governor to act in accordance with the Immediate Post Emergency Recovery Plan set forth herein and shall develop, where necessary, appropriate interlocal agreements and additional procedures implementing this resolution and incorporating such procedures in the Manatee County Peacetime Emergency Plan.

II. The definitions provided in Chapter 252, Florida Statutes, shall apply to the same terms when used in this resolution. Additionally:

- A. "Board" means the Board of County Commissioners of Manatee County, Florida.
- B. "County-wide emergency" means an emergency for which an emergency declaration has been issued affecting more than one municipality or one municipality and any portion of the unincorporated area of Manatee County.
- C. "Local emergency" means an emergency confined to incorporated areas of a single municipality which has resulted in the issuance of an emergency declaration by the municipality.
- D. "Emergency declaration" means any lawfully issued order, proclamation, resolution or other process which activates state, local, or interjurisdictional emergency management plans.
- E. "Immediate post emergency" means the period of time immediately following the abatement of any circumstance that has resulted in a lawfully declared county-wide emergency.
- F. "Priority class parties" shall mean persons who possess and exhibit, when requested by proper authorities, proof of property ownership, residence, occupancy, business ownership or employment by an employer in an area that has been evacuated or to which ingress and egress has been restricted.

III. Priority class parties shall provide reliable documentation of their status consistent with the kind of documentation upon which prudent people generally rely. Such documentation may include a decal, bumper sticker or identification card issued by a municipality, a driver's license, voter registration card, deed or tax bill bearing an address or description of property located in the restricted or evacuated area, an identification card or a letter from an employer doing business in the restricted or evacuated area or a receipt or lease for hotel, lodging or other housing facilities located in the evacuated or restricted area.

IV. The Post Emergency Recovery Plan in effect throughout the incorporated areas of Manatee County shall be implemented in accordance with the following:

A. After a county-wide state of emergency which has resulted in substantial injury or harm to the population or substantial injury or harm to the population or substantial damage to or loss of property and the evacuation of any area or areas or the restriction or limitation of ingress within an area or areas, the evacuation order or restrictions shall be removed to allow return to the evacuated or restricted areas to the degree appropriate, in accordance with the levels and in the order of priority established below:

1. Level One: Search and Rescue teams including National Guard, municipal police officers, Haz-Mat, Florida Highway Patrol, Public Safety Department, Emergency Medical Services, Manatee county Sheriff and his deputies, Fire Department personnel, State and County Departments of Transportation personnel, the Marine Patrol, Municipal Public Works Personnel, and as otherwise described in the Manatee County Peacetime Emergency Plan shall be admitted to the restricted

or evacuated area to perform those tasks described in Annex VI of the Manatee County Peacetime Emergency Plan.

2. Level Two: Damage Assessment teams as described in Annex 10 of the Manatee County Peacetime Emergency Plan, Mayors and their appointees, other elected officials and utility company officials shall be admitted for the limited purpose of making preliminary determinations related to accessibility and safety hazards in the restricted or evacuated area.

3. Level Three: Cleanup teams shall be admitted to clear and repair roads, restore utility service and eliminate safety hazards to the degree necessary to allow re-entry to a restricted or evacuated area.

4. Level Four: Essential service providers as designated by areas of local government and are authorized by original letter, stamped with a raised seal from the City authorizing the access. This category of priority class will be business owners who provide necessary supplies or services to the public for re-entry into the evacuated areas; as determined by the municipality in which the business is located.

5. Level Five: Priority class parties shall be given a reasonable period to return to their property, residence or place of abode or business to survey the damage and secure their real and personal property. Where and when necessary limited re-entry may be escorted by appropriate officials.

6. Level Six: Complete accessibility shall be restored as soon as practicable and shall be accomplished by appropriate amendment to, or withdrawal, recession or revocation of all emergency declarations.

B. Determinations of the appropriate level of admission shall be made in accordance with the following:

1. Upon declaration of a state of county-wide emergency in Manatee County, the Board shall convene in continuous session until the emergency no longer exists and the Immediate Post Emergency Recovery Plan has been satisfactorily implemented and all county-wide emergency declarations lifted.
2. A committee comprised of mayors or a representative appointed by each municipal governing body affected by an emergency declaration along with the Manatee County Director of Emergency Management or his designee and the Manatee County Administrator or his designee and the County Attorney or his designee shall participate in the decision-making process to insure that recommendations to the Board and amendments to the local emergency declarations will be coordinated and reflect broad county-wide concerns based on all available information and technical data.
3. The official source of public information with respect to emergency declarations shall be the Board and all official emergency declarations shall be transmitted from the place in which the Board in conducting the continuous meeting.
4. Initial recommendations of the appropriate level of re-entry shall be made by the appropriate Emergency Management Directors, subject to the direction and control of the governing body of the political subdivision which the Emergency Management Director represents.
5. The level of re-entry, areas of re-entry and deletions from or additions to the re-entry levels established under IV.A above shall be clearly

established by amendments to or issuance of new emergency declarations by the Board.

6. The Board reserves the right to include or exclude any individual, group, or agency, as may be necessary for the safety and welfare of the citizens of Manatee County until such time as complete accessibility has been restored. The levels of re-entry set forth in Section IV.A. above, have been established for the purpose of providing general guidelines.

7. News media representatives shall, with proper identification, be allowed to enter an evacuated or restricted area at their own risk.

V. Pursuant to Executive Order 80-29, emergency declarations of the Board shall supercede any Emergency Declaration of a municipality. The immediate post-emergency recovery plan set forth herein applies only to county-wide emergencies. Prior to amending any emergency declaration, as provided above, the Board shall, to the degree possible, obtain a statement of conditions in any affected municipality from the mayor or designee of the mayor. It is the intent of this provision to eliminate confusion by making public any declaration of local emergency in place in a municipality concurrent with the withdrawal of any county-wide declaration of emergency.

VI. Nothing herein shall be construed as limiting the authority of any municipality that has established an emergency management agency pursuant to Section 252.38(2), Florida Statutes, and developed a plan for the coordination of their activities with those of the Manatee County Public Safety Department as provided under Section 252.38(3), Florida Statutes from continuing in effect a declaration of Local Emergency.

VII. The Director of the Manatee County Public Safety Department is directed to coordinate this Immediate Post Emergency Plan with the Florida Department of Community Affairs, Division of Public Safety Planning and Assistance, the municipalities located in Manatee County, and all key preparedness, response and recovery agencies in Manatee County and to begin development of any additional procedures necessary for the implementation of this plan.

VIII. This Immediate Post Emergency Recovery Plan shall take effect immediately upon approval and authorization from the Florida Department of Community Affairs, Division of Public Safety and Assistance and shall continue in effect until such time as a more detailed amendment to the Manatee County Peacetime Emergency Plan has been developed and approved.

ADOPTED with a quorum present and voting this 28<sup>th</sup>  
day of July, 1987.

BOARD OF COUNTY COMMISSIONERS  
OF MANATEE COUNTY, FLORIDA

By: Edward W. Chance  
Chairman 7 28-87

ATTEST: R.B. SHORE  
Clerk of the Circuit Court

  
