

**RESOLUTION NO. 2024-15**

**A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF ESTERO, FLORIDA, ADOPTING A VILLAGE EMERGENCY RESPONSE PLAN; MAKING RELATED FINDINGS; PROVIDING FOR SEVERABILITY AND FOR AN EFFECTIVE DATE.**

**WHEREAS**, emergency management regulations related to the Village are set forth in Florida Statutes Chapter 252, as well as Article II of Chapter 10 of the Village Code; and

**WHEREAS**, notwithstanding these sources of law, which are more outward-facing (providing for legal and regulatory authority of the Village and its emergency response partners during declared emergencies), the Village has determined that a separate internal plan should be in place to assist Village officials and employees in understanding their respective roles and responsibilities in the event of a declared emergency; and

**WHEREAS**, the Village Manager and his managerial team have researched best practices and have developed the Emergency Response Plan (ERP) attached to this Resolution; and

**WHEREAS**, the Village Council has reviewed and considered the ERP, and finds that it provides greater clarity for Village officials and employees as to their respective roles and responsibilities during declared emergencies; and

**WHEREAS**, the Village Council finds that adoption of this Resolution is in the Village's best interests.

**NOW THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF THE VILLAGE OF ESTERO, FLORIDA, THAT:**

1. The Village of Estero Emergency Response Plan is hereby adopted.
2. The Village Manager shall ensure all Village staff members, and all contracted personnel holding relevant emergency response roles, receives a copy of the adopted ERP.
3. The Village Manager is authorized to administratively amend the ERP subsequent to its initial adoption by the Council without further need of approval of the Council, so long as such future administrative amendments do not create any inconsistency between the ERP and any provision of Florida law, Village Code, or any adopted Village resolution.

**BE IT FURTHER RESOLVED** that if any section, subsection, sentence, clause, provision or word of this Resolution is held unconstitutional or otherwise legally invalid, same shall be severable and the remainder of this Resolution shall not be affected by such invalidity,

such that any remainder of the Resolution shall withstand any severed provision, as the Village Council would have adopted the Resolution even absent the invalid part.

**BE IT FURTHER RESOLVED** that this Resolution shall take effect immediately upon adoption.

**DULY ADOPTED** with a quorum present and voting this 3<sup>rd</sup> day of July, 2024.

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Jon McLain, Mayor

**Attest:**

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Carol Sacco, Village Clerk