

ORDINANCE 21-03

AN ORDINANCE OF THE CITY OF RICHMOND, KENTUCKY DELCARING THE EXISTENCE OF A LOCAL STATE OF EMERGENCY IN THE CITY

WHEREAS, on 1600 hours Wednesday, February 10, 2021 a severe weather event occurred in Madison County Kentucky; and

WHEREAS, the precise impact of this event on the citizens of the City of Richmond has not been precisely determined; and

WHEREAS, this situation creates a considerable hardship for the citizens of the City of Richmond; and

WHEREAS, local government has the responsibility to protect the health, safety and welfare of the public to mitigate the effects of such events.

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

The Mayor and Board of Commissioners do hereby declare that a state of emergency exists in the City of Richmond by the authority vested in by KRS 39.B070 and KRS 45A.380 (1), do hereby declare a state of emergency exists in the City of Richmond for the period beginning time 1600 hours Wednesday, February 10, 2021 and direct that said state of emergency continue as long as is necessary.

1. All agencies of the City of Richmond government shall cooperate to the fullest extent with local, state and federal government (s) and shall provide such assistance as may be required for the response to and the recovery from this emergency.

2. Under this State of Emergency, as provided in KRS 39B.070 and 45A.380 (1), The city can waive procedures and formalities otherwise required by the law pertaining to:

- (A) Performance of public work;
- (B) Entering into contracts;
- (C) Utilization of volunteer workers;
- (D) Employment of permanent and temporary workers;
- (E) Rental of equipment;
- (F) Purchase and distribution with or without compensation of supplies, materials and facilities; and
- (G) Appropriation and expenditure of public funds.

3. Under this State of Emergency, as provided in KRS 39A.100 (2), The city may exercise the following additional emergency powers:

- (A) To enforce all laws and administrative regulations relating to disaster and emergency response and to direct all local disaster and emergency response forces and operations in the city;

(B) To exclude all nonessential, unauthorized, disruptive, or uncooperative personnel from the scene of the emergency, and to command persons or groups of persons at the scene to disperse. A person who refuses to leave an area in which a written order of evacuation has been issued in accordance with a written declaration of emergency or a disaster may be forcibly moved to a place of safety or shelter, or may, if this is resisted, be arrested by a peace officer. Forcible removal or arrest shall not be exercised as options until all reasonable efforts for voluntary compliance have been exhausted;

(C) To declare curfews and establish their limits;

(D) To order immediate purchase or rental of, contract for, or otherwise procure, without regard to procurement codes or budget requirements, the goods and services essential for protection of public health and safety or to maintain or to restore essential public services; and

(E) To request emergency assistance, from any local government or special district and, through the governor, to request emergency assistance from any state agency and to initiate requests for federal assistance as are necessary for protection of public health and safety or for continuation of essential public services.

This Ordinance shall become effective immediately following its enactment on first reading.

Date of Reading: February 23, 2021

Motion By: Commissioner Newby

Second By: Commissioner Arnold

VOTE	YES	NO
Commissioner Arnold	x	
Commissioner Brewer	x	
Commissioner McDaniel	x	
Commissioner Newby	x	
Mayor Blythe	x	


MAYOR

Attest:


City Clerk