

RESOLUTION NO. 06-08-23-1

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AMARILLO CONFIRMING AND CONTINUING THE MAYOR'S DECLARATION OF DISASTER; PROVIDING A REPEALER CLAUSE; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Mayor declared a disaster on June 1, 2023 due to severe weather and prolonged rainfall that has caused extensive flooding throughout the city; and

WHEREAS, the state of local disaster declared by the Mayor, attached as Exhibit A to this resolution, may continue for a period of not more than seven days from the date of the declaration unless continued or renewed by the Amarillo City Council; and

WHEREAS, the Amarillo City Council has determined that it is necessary to renew and continue the state of local disaster to promote and protect the public health, safety, and welfare of citizens.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS, THAT:

SECTION 1. (i) That the City Council consents to the Mayor's Declaration of Disaster for the City of Amarillo, Texas and hereby renews and continues the local state of disaster pursuant to Section 418.108(b) of the Texas Government Code for period not to exceed thirty (30) days from the date of this resolution; and

(ii) Pursuant to Section 418.108(c) of the Government Code, this renewal and continuation of the declaration of a local state of disaster shall be given prompt and general publicity and shall be filed promptly with the City Secretary; and

(iii) Pursuant to Section 418.108(d) of the Government Code, this renewal and continuation of the declaration of a local state of disaster continues the activation of the city emergency operations plan and that the furnishing of aid and assistance under the declaration is hereby authorized and that all appropriate preparedness and response aspects of the plan are continued; and

(iv) That the use of all available resources of the City of Amarillo that are reasonably necessary to cope with the disaster are hereby authorized.

SECTION 2. That should any part of this resolution conflict with any other resolution, then such other resolution is repealed to the extent of the conflict with this resolution.

SECTION 3. This resolution shall be effective on and after its adoption.

INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, this

8th day of June 2023.

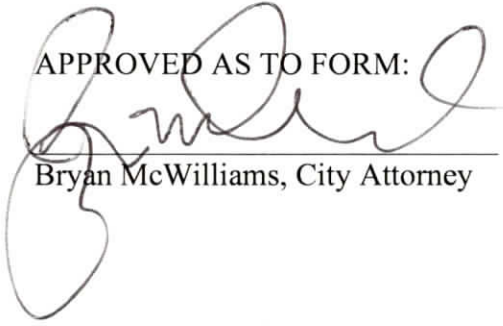


Cole Stanley, Mayor

ATTEST:

Stephanie Coggins, City Secretary

APPROVED AS TO FORM:



Bryan McWilliams, City Attorney

STATE OF TEXAS §
 §
CITY OF AMARILLO §

**DECLARATION OF LOCAL DISASTER RELATED TO SEVERE WEATHER
AND PROLONGED FLOODING**

WHEREAS, City of Amarillo has experienced severe weather, creating widespread and severe property damage and dangerous conditions; and

WHEREAS, the severe weather conditions pose the threat of continued prolonged flooding; and

WHEREAS, such floods have the potential of endangering lives and damaging property on a large scale; and

WHEREAS, the Texas Government Code Chapter 418 gives the city mayor the power to declare a local disaster within the city "if the threat of disaster is imminent"; and

WHEREAS, the magnitude of the potential damage and the rapidity with which such severe weather and flooding could escalate constitute an imminent threat of disaster; and

WHEREAS, the declaration of such a disaster authorizes the imposition of controls on activities which tend to increase the likelihood of injury to the public; and

WHEREAS, such controls, once implemented, have the potential of protecting lives and property by mitigating the threat of severe weather and dangerous flooding; and

WHEREAS, a local disaster declaration expires seven days after its issuance, unless the city council consents to its renewal or continuance;

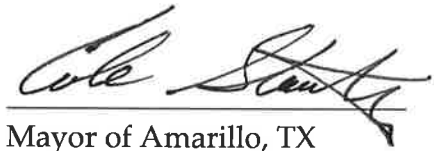
BE IT THEREFORE PROCLAIMED that I, Mayor of Amarillo, declare a local state of disaster based on the threat of widespread flooding in Amarillo, Texas.

BE IT ALSO PROCLAIMED that this state of disaster will continue until rescinded in accordance with the above cited statute, but in no instance will this declaration continue for more than seven days without being authorized by the Amarillo City Council.

BE IT ALSO PROCLAIMED that a violation of this Disaster Declaration is punishable as a Class C misdemeanor by a fine not to exceed \$500.00 or as authorized by Government Code §418.173 and adopted in the city's emergency plan by a fine not to exceed \$1,000.00 or confinement in jail for a term not to exceed 180 days, whichever is greater.

This declaration shall be promptly publicized and filed with the City Secretary.

IN WITNESS WHEREOF, I affix my signature this 1st day of June, 2023.

A handwritten signature in cursive script, appearing to read "Cole Stealy", written over a horizontal line.

Mayor of Amarillo, TX

Filed with the City Secretary of City of Amarillo on 1st of June, 2023.