

RESOLUTION NO. 179

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN LUIS, ARIZONA, DECLARING A STATE OF EMERGENCY TO EXIST IN THE CITY OF SAN LUIS DUE TO THE SEVERE STORM WHICH OCCURRED JULY 27, 1989, AND AUTHORIZING THE ISSUANCE OF ORDERS, RULES AND REGULATIONS NECESSARY DUE TO SAID STATE OF EMERGENCY, AND DECLARING THIS RESOLUTION TO BE AN EMERGENCY MEASURE WITH REASON THEREOF.

WHEREAS, A.R.S. 26-311.A. provides that the Mayor, when authorized by ordinance or resolution, may by proclamation declare an emergency to exist, and

WHEREAS, A.R.S. 26-307.A. provides that the Council, upon the finding of emergency, may make, amend and rescind orders, rules and regulations necessary for emergency functions, and

WHEREAS, A.R.S. 26-307. B. provides that those orders, rules and regulations adopted pursuant to A.R.S. 26-307.A. are effective when filed with the City Clerk and that existing laws, ordinances and statutes in conflict with those provisions may be suspended during the time of emergency and

WHEREAS, severe damages resulted from the storm of July 27, 1989, to both public and private property and

WHEREAS, A.R.S. 26-314 provides immunity for discretionary acts of officials of the state and political subdivisions during a time of emergency, and

WHEREAS, A.R.S. 26-317 provides the refusal to obey and lawful order or regulation issued pursuant to the above is a Class 1 misdemeanor,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL, OF THE CITY OF SAN LUIS AS FOLLOWS:

SECTION 1. That, due to the extensive damage resulting to both public and private property from the severe storm of July 27, 1989 in the city limits of San Luis a state of emergency is hereby declared to exist and the Mayor is authorized to issue a proclamation to that effect pursuant to A.R.S. 26-311.a.

SECTION 2. That the duration of the emergency, the following regulations are adopted pursuant to A.R.S. 26-307:

A. That to the extent available, City services, materials and supplies are to be directed to cleanup of the damage done by the storm on both public and private property.

B. Requesting, if it is deemed necessary in the opinion of the Director of Public Works, the aid of the State Director of Emergency Services in coordinating the provision of services in the damaged areas between the City and the State and other political subdivisions.

C. Closing of such streets as are deemed necessary, as determined by the Director of Public Works.