

EMERGENCY ORDINANCE NO. 2007-14

AN EMERGENCY ORDINANCE OF THE TOWN OF GRANT-VALKARIA, BREVARD COUNTY, FLORIDA; PROVIDING FOR FACTUAL FINDINGS; PROVIDING FOR AN EMERGENCY APPROPRIATION IN ACCORDANCE WITH THE TOWN CHARTER; PROVIDING FOR THE NUMBER OF VOTES TO PASS THE ORDINANCE; PROVIDING FOR PUBLICATION; PROVIDING AN EFFECTIVE DATE.

WITNESSETH

WHEREAS, the Town of Grant-Valkaria operates a storm water system in the Town;
and

WHEREAS, an emergency situation has arisen due to the failure of a culvert in the vicinity of Tropical Place west of the intersection with Corey Road; and

WHEREAS, the Town Charter authorizes the Town Council to make emergency appropriations; and

WHEREAS, the failure of the culvert as described herein will have a detrimental affect on the life, health, and property of those citizens of the Town whose property is serviced by this culvert in that their property may flood, become polluted and will be otherwise inaccessible for normal ingress and egress and inaccessible for emergency service; and

WHEREAS, Florida Statute, sec.166.041(3)(b) authorizes a governing body of a municipality to adopt an emergency ordinance, by a two thirds vote, without complying with the requirements for ordinance adoption pursuant to Florida Statute, sec.166.041(3)(a); and

WHEREAS, the Town Council finds that it is in the best interests of the health, welfare and safety of the citizens to enact this emergency Ordinance to allow the Town to make such emergency appropriations.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF GRANT-VALKARIA, BREVARD COUNTY, FLORIDA, AS FOLLOWS:

SECTION 1. Factual findings.

The Town Council of the Town of Grant-Valkaria finds that the failure of the culvert

as described herein will have a detrimental affect on the life, health, and property of those citizens of the Town whose property is serviced by this culvert in that their property may flood, become polluted and will be otherwise inaccessible for normal ingress and egress and inaccessible for emergency service and furthermore hereby adopts the above recitals as the factual findings and basis for the enactment of this emergency Ordinance.

SECTION 2.

The Town Council authorizes the Town Administrator to expend the sum of up to fifteen thousand (\$15,000.00) dollars and to contract with CDM Trucking, Inc., to make emergency repairs to the culvert described herein.

SECTION 3.

This Ordinance shall be adopted by an affirmative vote of five or more Council members and shall be published as prescribed for all other adopted ordinances.

SECTION 4.

This Ordinance shall take effect immediately upon its adoption.

PASSED AND ADOPTED by the City Council of the Town of Grant-Valkaria, Brevard County, Florida, this 7th day of November, 2007.

TOWN OF GRANT-VALKARIA,
BREVARD COUNTY, FLORIDA.

(signature on file)

By: _____
Del Yonts, Mayor

(signature on file)

ATTEST: _____
Susanne Krueger, Town Clerk