

04/22/2020

The Marshall County Commission met in emergency meeting on Wednesday, April 22, 2020 at 9:00am in the Marshall County Commission Chambers.

PRESENT:

James Hutcheson, Chairman
Shelly Fleisher, County Administrator
Ronny Shumate, District 1 Commissioner
James R. Watson, District 2 Commissioner
David Kelley, District 3 Commissioner
Joey Baker, District 4 Commissioner
Bob Pirando, County Engineer
Clint Maze, County Attorney
Norma Parker, Commission Clerk

NOT PRESENT

Norma Parker, Commission Clerk
Karen Young, Administrative Assistant

Chairman Hutcheson called the meeting to order and asked County Attorney Clint Maze to lead the Invocation. He then asked Commissioner Ronny Shumate to lead the Pledge of Allegiance.

Due to the closing of the Marshall County Courthouse, members of the public were able to hear this meeting by calling (312)626-6799 and entering the Meeting ID: 739 8637 6013 and Password 418267. In person attendance of this meeting was be limited to 24 persons or less, including members of the Marshall County Commission and Commission Staff. The meeting was also available via Zoom Video Conference.

Consideration of Joint Declaration of Emergency Conditions between Marshall County, City of Albertville, City of Arab, City of Boaz, City of Guntersville, Town of Douglas, Town of Grant and Town of Union Grove relating the storm damage from the April 12, 2020 storms

A motion was made by Commissioner Watson, duly seconded by Commissioner Shumate, all members voting affirmatively and so carried to approve Joint Declaration of Emergency Conditions between Marshall County, City of Albertville, City of Arab, City of Boaz, City of Guntersville, Town of Douglas, Town of Grant and Town of Union Grove relating the storm damage from the April 12, 2020 storms.

JOINT DECLARATION OF EMERGENCY CONDITIONS

MARSHALL COUNTY AND

EXECUTING MUNICIPALITIES

WHEREAS, Marshall County and the City of Albertville, City of Arab, City of Boaz, City of Guntersville and the Town of Douglas, Town of Grant, and Town of Union Grove (the cities and towns collectively referred to as the "Municipalities"), executing this Joint Declaration of Emergency Conditions were impacted by an EF-2 Tornado along with Straight Line Wind Damage, Flooding and Flash Flooding due to the storms that passed over Marshall County on April 12, 2020 and April 13, 2020.

WHEREAS, storm damage did occur on public and private property on April 12th and 13th;

WHEREAS, numerous homes and businesses were effected, major disruption of utilities did occur as well as travel on area roadways due to washed out culverts and one bridge and;

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WHEREAS, all of the above did adversely affect the health, safety, and economy of the people of the County and the Municipalities;

WHEREAS, that these conditions, by reason of their magnitude, were beyond the control of the services, personnel, equipment and facilities of the County and Municipalities and did require the combined forces of a mutual aid region or regions to alleviate the adverse affects to the health, safety and economy of the County and the Municipalities.

WHEREAS, the situation does create emergency conditions in Marshall County and the Municipalities within the intent of the Alabama Emergency Management Act of 1955, as amended; and

WHEREAS, the Marshall County Commission and the mayors of each Municipality have been requested by the Marshall County Emergency Management Agency to implement its emergency powers as set out in Code of Alabama 1975, § 31-9-10.

NOW THEREFORE, IT IS HEREBY PROCLAIMED that emergency conditions exist throughout Marshall County and the Municipalities warranting to exercise of emergency powers as provided by law and the activation of the Marshall County Emergency Operations Plan (EOP) and each Municipalities EOP and all appropriate annexes. In addition, I direct the appropriate county and city agencies to exercise their statutory authority to assist the communities and entities affected.

IT IS FURTHER PROCLAIMED AND ORDERED that during the existence of said local emergency the powers, functions, and duties of the Director of the Marshall County Emergency Management Agency and the emergency organizations of the County and the Municipalities shall be those prescribed by state law, and the ordinances and resolutions of this County and the Municipalities.

IT IS FURTHER PROCLAIMED AND ORDERED that during the existence of the local emergency conditions, all procedures and formalities described in Ala. Code § 31-9-10(b)(5) are hereby waived.

IT IS FURTHER PROCLAIMED AND ORDERED that during the existence of the local emergency conditions and without limiting any other manner or method by which a person or entity may be deemed an "emergency management worker", all persons or entities tasked pursuant to, or at the request of, the Marshall County Emergency Management Agency ("EMA") by or through its Emergency Management Information Tracking System ("EMITS") or subject to the order or control of any agency, department, board, commission, bureau, committee, institution, corporation, authority, or office tasked by EMA by or through EMITS shall be deemed an "emergency management worker" for purposes of Ala. Code Section 31-9-16.

MARSHALL COUNTY

S/James Hutcheson

There being no further business a motion was made by Commissioner Baker, duly seconded by Commissioner Shumate and so carried to adjourn

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MEETING ADJOURNED

James Hutcheson, Chairman

Ronny Shumate, District 1 Commissioner

James R. Watson, District 2 Commissioner

David Kelley, District 3 Commissioner

Joey Baker, District 4 Commissioner