

INTRODUCED: April 24, 2023

A RESOLUTION No. 2023-R021

To repeal Res. No. 2009-R22-30, adopted Mar. 9, 2009, concerning a major snowstorm, Res. No. 2011-R93-92, adopted Sept. 6, 2011, concerning Hurricane Irene, Res. No. 2020-R041, Jun. 8, 2020, concerning civil unrest, and Res. No. 2021-R006, adopted Jan. 11, 2021, concerning potential civil unrest, for the purpose of terminating the respective states of emergency.

Patron – Mayor Stoney

Approved as to form and legality
by the City Attorney

PUBLIC HEARING: MAY 8 2023 AT 6:00 P.M.

WHEREAS, the Mayor of the City of Richmond, as the City's Director of Emergency Management, declared that certain states of emergency existed as a result of a major snowstorm, Hurricane Irene, civil unrest, and potential civil unrest; and

WHEREAS, pursuant to section 44-146.21(A) of the Code of Virginia (1950), as amended, the Council consented to the Mayor's declaration of such states of emergency by Resolution No. 2009-R22-30, adopted March 9, 2009, concerning a major snowstorm, Resolution No. 2011-R93-92, adopted September 6, 2011, concerning Hurricane Irene,

AYES: 9 NOES: 0 ABSTAIN:

ADOPTED: MAY 8 2023 REJECTED: STRICKEN:

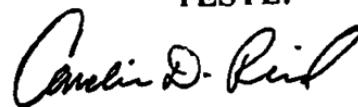
Resolution No. 2020-R041, June 8, 2020, concerning civil unrest, and Resolution No. 2021-R006, adopted January 11, 2021, concerning potential civil unrest; and

WHEREAS, pursuant to section 44-146.2l(A) of the Code of Virginia (1950), as amended, the Council must take appropriate action to end these declared emergencies;

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF RICHMOND:

That, pursuant to section 44-146.2l(A) of the Code of Virginia (1950), as amended, Resolution No. 2009-R22-30, adopted March 9, 2009, concerning a major snowstorm, Resolution No. 2011-R93-92, adopted September 6, 2011, concerning Hurricane Irene, Resolution No. 2020-R041, adopted June 8, 2020, concerning civil unrest, and Resolution No. 2021-R006, adopted January 11, 2021, concerning potential civil unrest, be and are hereby repealed, as those respective states of emergency no longer exist.

**A TRUE COPY:
TESTE:**

A handwritten signature in black ink, appearing to read "Camelin D. Reil".

City Clerk



City of Richmond

Intracity Correspondence

O&R REQUEST

DATE: March 19, 2023

EDITION: 1

TO: The Honorable Members of City Council

THROUGH: The Honorable Levar M. Stoney, Mayor

THROUGH: J.E. Lincoln Saunders, Chief Administrative Officer

FROM: Stephen Willoughby, Director and Coordinator of Emergency Management,
Department of Emergency Communications, Preparedness and Response

RE: To Terminate Old City State of Emergency Declarations

ORD. OR RES. No. _____

PURPOSE: To end all previously declared local state of emergency.

REASON: Virginia State Code 11-146.21 Declaration of Local Emergency, requires that “the governing body, when in its judgement all emergency actions have been taken, shall take appropriate action to end the declared emergency”. As a part of reimagining emergency management in the City, it has been discovered that the City government has failed to rescind the emergency declarations of some of the past emergencies which had no sunset clauses contained in the resolution.

In an effort to update records of these past emergency declarations, the Coordinator of Emergency Management is requesting City Council terminate these declared emergencies that are technically still active, because all emergency actions have taken place and that an state of emergency no longer exists for these incidents.

The Coordinator of Emergency Management recommends that the following emergency declarations be terminated:

- Resolution No. 2009-R22-30: Major Snowstorm (March 2009)
- Resolution No. 2011-R93-92: Hurricane Irene
- Resolution No. 2020-R041: Civil Unrest (Summer 2020)
- Resolution No. 2021-R006: Potential Civil Unrest on Lobby Day

RECOMMENDATION: The City Administration recommends adoption.

BACKGROUND: The Virginia Emergency Services and Disaster Law Virginia Code, 44-146.21 provides that the declaration of any emergency by the local Director of Emergency Man-

agement is subject to confirmation by the local governing body at its next regularly scheduled meeting or at a special meeting within 45 days of the declaration, whichever occurs first. Furthermore, Virginia Code requires that “the governing body, when in its judgement all emergency actions have been taken, shall take appropriate action to end the declared emergency”.

FISCAL IMPACT / COST: N/A

FISCAL IMPLICATIONS: N/A

BUDGET AMENDMENT NECESSARY: No

REVENUE TO CITY: N/A

DESIRED EFFECTIVE DATE: Upon adoption by City Council

REQUESTED INTRODUCTION DATE: April 24, 2023

CITY COUNCIL PUBLIC HEARING DATE: May 8, 2023

REQUESTED AGENDA: Consent Agenda

RECOMMENDED COUNCIL COMMITTEE: Public Safety

CONSIDERATION BY OTHER GOVERNMENTAL ENTITIES: None

AFFECTED AGENCIES: No agencies will be affected.

RELATIONSHIP TO EXISTING ORD. OR RES.:

- Resolution No. 2009-R22-30: Major Snowstorm (March 2009)
- Resolution No. 2011-R93-92: Hurricane Irene
- Resolution No. 2020-R041: Civil Unrest (Summer 2020)
- Resolution No. 2021-R006: Potential Civil Unrest on Lobby Day

REQUIRED CHANGES TO WORK PROGRAM(S): N/A

ATTACHMENTS:

- Resolution No. 2009-R22-30: Major Snowstorm (March 2009)
- Resolution No. 2011-R93-92: Hurricane Irene
- Resolution No. 2020-R041: Civil Unrest (Summer 2020)
- Resolution No. 2021-R006: Potential Civil Unrest on Lobby Day

STAFF: Stephen M. Willoughby, Coordinator of Emergency Management/Director of Emergency Communications, Preparedness & Response