



RESOLUTION TITLE: TO AMEND THE GASTON COUNTY CODE OF ORDINANCES, CHAPTER 5 – EMERGENCY MANAGEMENT, SECTION 5-4 – EMERGENCY POWERS AND DUTIES – TO MODIFY THE GASTON COUNTY CODE OF ORDINANCES TO REQUIRE BOARD RATIFICATION OF A STATE OF EMERGENCY DECLARED BY THE CHAIRMAN OF THE BOARD OF COMMISSIONERS

WHEREAS, Chapter 5 of the Gaston County Code of Ordinances concerns emergency management; and,

WHEREAS, there is currently no provision in the Code of Ordinances that deals directly with the ratification of a state of emergency declared by the Chairman of the Board of Commissioners; and,

WHEREAS, Gaston County wishes to modify this section to require the Board of Commissioners to vote to ratify a state of emergency declared by the Chairman of the Board.

NOW, THEREFORE, BE IT RESOLVED that the Gaston County Board of Commissioners hereby modifies Chapter 5, Section 5-4 of the Gaston County Code of Ordinances and adds language at the end of the Section as follows:

While the chairman has authority to declare a state of emergency in accordance with G.S. 166A-19.31, the Board of Commissioners, at the next regularly scheduled public meeting, shall vote to ratify the chairman's actions. Should the vote to ratify the chairman's declaration fail, the state of emergency shall expire effective immediately.

This Ordinance amendment shall be effective immediately upon its adoption.

Adopted the 10th day of November, 2020.

Tracy L. Philbeck, Chairman
Gaston County Board of Commissioners

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I, Donna S. Buff, Clerk to the County Commission, do hereby certify that the above is a true and correct copy of action taken by the Board of Commissioners as follows:

To Amend the Gaston County Code of Ordinances, Chapter 5 – Emergency Management, Section 5-4 –
Emergency Powers and Duties – To Modify the Gaston County Code of Ordinances to Require Board
Ratification of a State of Emergency Declared by the Chairman of the Board of Commissioners
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Certification

I, Donna S. Buff, Clerk to the Gaston County Board of Commissioners, do hereby certify that the above,
as filed with the Clerk to the Board, is a true and accurate copy of the ordinance amendment entitled *To
Amend the Gaston County Code of Ordinances, Chapter 5 – Emergency Management, Section 5-4 –
Emergency Powers and Duties – To Modify the Gaston County Code of Ordinances to Require Board
Ratification of a State of Emergency Declared by the Chairman of the Board of Commissioners*, as
adopted by the Board of Commissioners on November 10, 2020 and to be set forth in the Gaston County
Code of Ordinances upon adoption.

Donna S. Buff, Clerk to the Board

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