

CITY OF KENNER  
STATE OF LOUISIANA  
OFFICE OF THE MAYOR  
EMERGENCY PROCLAMATION  
NO.: 020 MJG 2023

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**EXTENDED STATE OF EMERGENCY FOR SALTWATER INTRUSION**

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- WHEREAS,** the Charter of the City of Kenner, City of Kenner Code of Ordinances Sec. 6-1, and The Louisiana Homeland Security and Emergency Assistance and Disaster Act, La. R.S. 29:721, et seq., confers upon the Mayor of the City of Kenner powers to deal with emergencies and disasters in order to ensure that preparations of the City of Kenner will be adequate to deal with such emergencies or disasters in order to detect, prevent, prepare for, investigate, respond to, or recover from such events, and generally to preserve the lives and property of the people of the City of Kenner; and
- WHEREAS,** the City of Kenner Code of Ordinances Sec. 6-1 and La. R.S. 29:737 set forth that the Mayor may declare a state of emergency which shall continue until he finds that the threat of danger has been dealt with to the extent that the emergency conditions no longer exist, but no state of emergency may continue for longer than thirty days unless extended by the Mayor; and
- WHEREAS,** by definitions provided in La. R.S. 29:723, a disaster means the result of a natural event such as hurricane, tornado, storm, flood, high winds, severe winter freezes and other weather-related events, which causes loss of life, injury, and property damage, and emergency means the actual or threatened condition which has been or may be created by a disaster; and
- WHEREAS,** the Mississippi River serves as the source of water for water treatment facilities in the City of Kenner and all of Jefferson Parish; and
- WHEREAS,** drought conditions, low river levels, and other persistent unfavorable conditions are contributing to development of a saltwater intrusion that is anticipated to advance upstream in the Mississippi River; and
- WHEREAS,** the continued intrusion of saltwater upstream will negatively impact the water supply to the City of Kenner and other neighboring municipalities; and
- WHEREAS,** the City of Kenner is coordinating with Jefferson Parish, the State of Louisiana, and federal emergency management officials to institute procedures in order to appropriately and efficiently respond to this imminent threat to the public peace, property, health and safety; and
- WHEREAS,** the State of Louisiana issued Proclamation Numbers 115 JBE 2023, 141 JBE 2023, 146 JBE 2023, 148 JBE 2023, and 154 JBE 2023 to address the imminent emergency situation; and
- WHEREAS,** Jefferson Parish issued Proclamation Number 10 CLS 2023 on September 19, 2023, to address the imminent emergency situation; and
- WHEREAS** on September 27, 2023, President Joseph R. Biden issued an emergency declaration for the State of Louisiana, EM-3600-LA, authorizing appropriate assistance under Title V of the Stafford Act, to be coordinated by the United States Department of Homeland Security and the Federal Emergency Management Agency;
- WHEREAS,** the City of Kenner the City of Kenner issued Proclamation Number 018 MJG 2023

on September 29, 2023; and

**WHEREAS,** Louisiana Revised Statute 29:737 allows the chief executive of a municipality to provide for continued operation of the municipal government; and

**WHEREAS,** it would be in the best interest of the City of Kenner that the City of Kenner's State of Emergency Order be extended to declare the Mayor of the City of Kenner's intent to take any and all action in accordance with the law to preserve public peace, property, health, and safety within the City of Kenner and to provide for the continued operation of municipal government.

**WHEREAS,** to timely and effectively meet the dangers presented by the emergency, it is necessary to extend the State of Emergency Order so as to effectuate measures to recover from the saltwater intrusion into the Mississippi River and generally to preserve the lives and property of the people of the City of Kenner.

**NOW THEREFORE, I, Michael J. Glaser,** Mayor of the City of Kenner, by virtue of the authority vested in me by the Charter of the City of Kenner, City of Kenner Code of Ordinances, the Louisiana Homeland Security and Emergency Assistance and Disaster Act, and any other acts which may prevail, do hereby order and direct as follows:

**SECTION 1** Pursuant to the City of Kenner Code of Ordinances and The Louisiana Homeland Security and Emergency Assistance and Disaster Act, La. R.S. 29:721 *et seq.*, a state of emergency is hereby extended to exist within and throughout the City of Kenner as a result of the Mississippi River saltwater intrusion, an emergency situation that has created an imminent threat to the public peace, property, health, and safety within the City of Kenner.


**SECTION 2** All emergency management plans shall continue to remain activated and all Proclamations made pursuant to all Saltwater Intrusion Orders shall remain in effect.

**SECTION 3** Pursuant to La R.S. 29:737(B)(1), the City of Kenner Purchasing Policy, established by authority set forth in Section 6.13 of the City of Kenner Charter, adopted in Resolution B-12709, and any amendments thereof, are hereby suspended with respect to the procurement of labor, materials, supplies, equipment, services, and public works necessary to respond to this emergency.

**SECTION 4** Pursuant to the La. R.S. 29:732, during a declared state of emergency, the prices charged or value received for goods and services sold within the designated emergency area may not exceed the prices ordinarily charged for comparable goods and services in the same market area at or immediately before the time of the state of emergency, unless the price by the seller is attributable to fluctuations in applicable commodity markets, fluctuations in applicable regional or national market trends, or to reasonable expenses and charges and attendant business risk incurred in procuring or selling the goods or services during the state of emergency.

**SECTION 5** This order shall be effective on Friday, October 27, 2023, and shall remain in effect until midnight on Thursday, November 23, 2023, unless terminated sooner.

**IN WITNESS WHEREOF,** I have set my hand officially and caused to be affixed the Great Seal of the City of Kenner, State of Louisiana, at Kenner, Louisiana, on this 24<sup>th</sup> day of October, 2023.

  
MICHAEL J. GLASER  
Mayor of the City of Kenner