

CHAPTER 6

EMERGENCY GOVERNMENT OPERATIONS

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6.01 "EMERGENCY GOVERNMENT" DEFINED, emergency government" (includes "civil defense") means the preparation for and carrying out of all emergency functions, other than functions for which the military forces are primarily responsible, to minimize and repair injury and damage resulting from disaster caused by enemy attack, sabotage or other hostile action or by fire, flood or other natural causes.

6.02 EMERGENCY GOVERNMENT DIRECTOR (1) **CONDITIONS OF EMPLOYMENT.** The Emergency Government Director shall be appointed by the Town Chairman, subject to confirmation by the Town Board, and shall receive such salary as may be authorized by the Town Board. He shall take and file an official oath.

(2) **DUTIES.** The Director shall be the executive head of the Town emergency government organization and shall have direct responsibility for the organization, administration and operation of such organization, subject to the direction and control of the Town Chairman and the Town Board. In addition to such powers and responsibilities as may be imposed on him from time to time by the Town Board, he shall:

- (a) Coordinate all activities for emergency government within the Town.
- (b) Maintain liaison and cooperate with emergency government agencies and organizations of other political subdivisions and of the State and federal governments.
- (c) Participate in County and State emergency government activities upon request.
- (d) Prepare a comprehensive general plan for the emergency government of the Town and present such plan to the Town Board for its approval.
- (e) Upon the declaration of an emergency, issue all necessary proclamations as to the existence of such state of emergency and such disaster warnings or alerts as are required by the emergency government plan.

(3) **ASSISTANTS.** Such deputy and assistant directors may be appointed by the Director, subject to the approval of the Emergency Government Commission, as may be deemed necessary. Such appointees shall receive such compensation as the Town Board may determine.

6.03 UTILIZATION OF EXISTING SERVICES AND FACILITIES. In preparing and executing the emergency government plan, the Director shall utilize the services, equipment, supplies and facilities of the existing departments and agencies of the Town to the maximum extent practicable. When the Town Board has approved the plan, all municipal agencies and departments of the Town shall perform the duties and functions assigned by the approved plan.

6.04 DECLARATIONS OF EMERGENCY. The emergency government organization shall take action in accordance with the emergency government plan only after a declaration of emergency and the issuance of official disaster warnings. Declarations of emergency shall be made by the Governor, the Town Board or

the Town Chairman or, in his absence, by the Director. Such state of emergency shall continue until terminated by the issuing authority, provided any declaration not issued by the Governor may be terminated by the Town Board.

6.05 EMERGENCY REGULATIONS. Whenever necessary to meet an emergency for which adequate regulations have not been adopted by the Town Board, the Town Chairman or, in his absence, the Emergency Government Director may proclaim, promulgate and enforce orders, rules and regulations relating to the conduct of persons and the use of property which are necessary to protect the public peace, health and safety, to preserve lives and property and to insure cooperation in emergency government activities. Such proclamations shall be posted in three public places and may be rescinded by resolution of the Town Board.

6.10 OBSTRUCTION OF EMERGENCY GOVERNMENT ORGANIZATION; PENALTY. (1) No person shall willfully obstruct, hinder or delay any member of the emergency government organization in the enforcement of any order, rule, regulation or plan issued pursuant to this chapter or violate any order, rule, regulation or plan issued pursuant to the authority contained in this chapter.

(2) Any person who shall violate any provision of sub. (1) shall be subject to a penalty as provided in Sec. 25.04 of this Municipal Code.

ORDINANCE NO. 30C-2003

WHEREAS, Section 166.03 Sub (4), as amended, requires the governing body of each county, town, and municipality to adopt an emergency government program consistent with the state plan of emergency government, and,

WHEREAS, Section 66.30 provides that counties, towns and municipalities may cooperate to furnish services, combine offices and finance emergency government services, and,

WHEREAS, Section 166.03 (13) empowers the Secretary of the Department of Local Affairs and Development to withhold grants to any town or municipality not in compliance with Section 166, and,

WHEREAS, Jefferson County adopted Ordinance No. 5, effective February 1, 1979, creating the Office of Emergency Government, said ordinance containing a joint action provision, and,

WHEREAS, joint action with the County Office of Emergency Government is desirable, The Town of Concord does hereby ordain as follows:

SECTION 1. EMERGENCY GOVERNMENT DIRECTOR. Pursuant to Section 166, the Town of Concord hereby appoints Donald Grosse as Emergency Government director to develop an emergency government program consistent with the state plan of emergency government, as expressed in Sections 166.01 through 166.15 of the Wisconsin Statutes, 1985-86, and any subsequent amendments thereto.

SECTION 2. POLICY. In preparing and executing the emergency government program, the services, equipment, supplies and facilities of the existing departments and agencies of the Town of Concord shall be utilized to the maximum extent practicable; and the officers and personnel of all such departments and agencies are directed to cooperate with the Emergency Government Director and to provide such services and facilities as are needed.

SECTION 3. SUCCESSION TO MUNICIPAL OFFICES. All municipal officers and department heads shall designate persons as emergency interim successors to their respective offices as provided by Section 166.08 of the Wisconsin Statutes. If a municipal officer or department head is absent or unable to exercise the powers and perform the duties of his office because of an emergency, such successor shall have all the powers and perform all the duties of the officer or department head.

SECTION 4. JOINT ACTION. In consideration of the joint action provision of the Jefferson County Emergency Government Ordinance, Section 5.07 (3) the Town of Concord hereby enters into a joint action

agreement with Jefferson County to provide for utilization of existing services of said municipality in conjunction with efforts by the Emergency Government of Jefferson County.

SECTION 5. All ordinances and/or resolutions in conflict with this ordinance are hereby repealed.

SECTION 6. This ordinance shall take effect and be in force from and after its passage and publication.

Date adopted/amended 2-10-03
Date of Publication 2-12-03
Approved William A. Longwell
Attest: Robert A. [unclear]
Clerk Lloyd Zentgraf