

## Chapter 26

### EMERGENCY MANAGEMENT

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**[HISTORY: Adopted by the Village Board of the Village of Albany at time of adoption of Code (see Ch. 1, General Provisions, Art. I). Amendments noted where applicable.]**

#### **§ 26-1. Definitions.**

As used in this chapter, the following terms shall have the meanings indicated:

EMERGENCY MANAGEMENT -- The preparation for and the 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 an enemy attack, sabotage or other hostile action or by fire, flood or other natural or man-made causes.

#### **§ 26-2. Emergency Management Commission.**

A. How constituted. There is hereby created an Emergency Management Commission composed of the Village President and the Village Board, who shall serve without additional compensation. The Village President shall serve as Chair of the Commission, and the Emergency Management Director shall serve as Secretary of the Commission. It shall meet on the call of the Chair as needed.

B. Duties of the Commission. The Emergency Management Commission shall be an advisory and planning group and shall advise the Emergency Management Director on all matters pertaining to emergency management.

#### **§ 26-3. Emergency Management Director.**

A. Appointment.

(1) The Emergency Management Director shall be appointed by the Village Board President, subject to confirmation by the Village Board, and shall receive such salary as may be authorized by the Village Board. He/she shall take and file an official oath.

(2) Deputy and assistant directors may be appointed by the Director subject to the approval of the Village Board as may be deemed necessary, and such appointees shall receive such compensation as may be determined by the Village Board.

B. Duties and authority of Director.

(1) The Director shall be the executive head of the emergency management organization and shall have direct responsibility for the organization and administration and operation of the organization, subject to the direction and control of the Village President and the Village Board. He/she shall coordinate all activities for emergency management within the village, maintain liaison and cooperate with emergency management agencies and organizations of other political subdivisions and of the state and federal government and have such additional authority, duties and responsibilities as are authorized by this chapter and may, from time to time, be required by the Village Board.

(2) The Director shall prepare a comprehensive general plan for the emergency management of the village and shall present such plan to the Village Board for its approval annually at the first Board meeting in May. When the Village Board has approved the plan by resolution, all municipal agencies and all emergency management forces of the village shall perform the duties and functions assigned by the plan as approved. The plan may be modified in like manner.

(3) Procedures. The Village of Albany Emergency Management Plan, and annexes as necessary, shall outline the procedures to be followed in the event of an emergency or disaster, including designation of an Emergency Operations Center and Emergency Succession to Office. Village department heads shall be made aware of procedures affecting their respective departments.

**§ 26-4. Utilization of existing services and facilities.**

In preparing and executing the Emergency Management Plan, the Director shall utilize the services, equipment, supplies and facilities of the existing departments and agencies of the village to the maximum extent practicable. When the Village Board has approved of the plan, it shall be the duty of all municipal agencies and departments of the village to perform the duties and functions assigned by the approved plan.

**§ 26-5. Emergency regulations.**

Whenever necessary to meet an emergency for which adequate regulations have been adopted by the Village Board, the Village President and, in his/her absence, the Director of Emergency Management 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 and preserve lives and property, and to ensure the cooperation in emergency management activities. Such proclamations shall be posted in three public places and may be rescinded by resolution of the Village Board.

**§ 26-6. Mutual aid agreements.**

The Director, subject to the approval of the Village Board, may enter in mutual aid agreements with other political subdivisions. Copies of such agreements shall be filed with the State Director of Emergency Management.

**§ 26-7. Declarations of emergencies.**

A. Upon declaration by the Governor, the Village President or the Emergency Management Director, in the absence of the Village President, or by the Village Board of a state of emergency, the Director shall issue all necessary proclamations as to the existence of such state of emergency and shall issue such disaster warnings or alerts as shall be required in the Emergency Management Plan.

B. The emergency management organization shall take action in accordance with the Emergency Management Plan only after the declaration of an emergency and the issuance of official disaster warnings. Such state of emergency shall continue until terminated by the issuing authority, provided that any such declaration not issued by the Governor may be terminated at the discretion of the Village Board.

**§ 26-8. Obstruction of emergency management organization.**

No person shall willfully obstruct, hinder or delay any member of the emergency management 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. Any person who shall violate any provision of this chapter shall, upon conviction thereof, be subject to a penalty as provided in W.S.A. s. 166.03(14).

**§ 26-9. Repeal of prior resolutions.**

Any resolutions or ordinances hereinbefore adopted by the Village Board for purposes of emergency management consistent or inconsistent with the provisions of this chapter are hereby repealed.