

Chapter 4.01

Emergency Management

Section 1. Membership of Emergency Management Board. The City Council will act as a Board of Emergency Management for the City of Howard Lake. The Council shall appoint an Emergency Management Director who shall serve in such capacity for a term of two years.

Section 2. Duties of Emergency Management Director. The Emergency Management Director, at the direction of the Council, shall represent the City of Howard Lake at any regional or state conference for emergency management. He shall develop proposed mutual aid agreements with other political subdivisions of the state for reciprocal emergency management aid and assistance in a civil defense emergency too great to be dealt with unassisted, and he shall present such agreements to the City Council for its action. Such arrangements shall be consistent with the State emergency management plan, and during a civil defense emergency it shall be the duty of the emergency management organization and civil defense forces to render assistance in accordance with the provisions of such mutual aid arrangements. The Director shall make such studies and surveys of the manpower, industries, resources, and facilities of the City as he deems necessary to determine their adequacy for emergency management and to plan for their most efficient use in time of a civil defense emergency. The Director shall prepare a comprehensive general plan for the emergency management of the City and shall present such a plan to the City Council for its approval. When the City Council has approved the plan by resolution, it shall be the duty of all emergency management forces of the City to perform the duties and functions assigned by the plan as approved. The plan may be modified in like manner from time to time. The Director shall coordinate the emergency management activities of the City to the end that they shall be consistent and fully integrated with the emergency management plan of the federal government and the state and correlated with the emergency management plans of other political subdivisions within the state. In accordance with the state and county emergency management plan, the Director shall institute such training programs and public information programs and shall take all other preparatory steps, including the partial or full mobilization of emergency management forces in advance of actual disaster, as may be necessary to the prompt and effective operation of the City emergency management plan in time of a civil defense emergency. He may, from time to time, conduct such practice air warning alerts or other emergency management exercises in accordance with the State Air Warning Plan. The Director shall, in cooperation with existing county departments and agencies, organize, recruit, and train emergency management auxiliary firemen, emergency medical personnel, and any other personnel that may be required on a volunteer basis to carry out the emergency management plans of the City. The Director may dismiss any emergency management volunteer at any time and require him to surrender any equipment and identification furnished by the City. Consistent with the State Emergency Management law, the Director shall coordinate the activity of the Municipal Emergency Management organizations and assist in establishing and conducting training programs as

required to assure emergency operational capability in the several services (Minnesota Statutes, Chapter 12, Sec. 12.25). The Director shall carry out all orders, rules and regulations issued by the governor or by the County Board of commissioners with reference to emergency management. During the first 30 days of an emergency management emergency, if the legislature is in session or the governor has coupled his declaration of the emergency with a call for a special session of the legislature, the Director may, when necessary to save life or property, require any person, except members of the federal or state military forces and officers of the state or any other political subdivision, to perform services for emergency management purposes as he directs, and he may commandeer, for the time being, any motor vehicle, tools, appliances or any other property, subject to the owner's right to just compensation as provided by law.

Section 3. Emergency Management Procedures. Emergency management volunteers shall be called into service only in case of a civil defense emergency or a natural disaster for which the regular county services are inadequate or for necessary training and preparations for such emergencies. All volunteers shall serve without compensation, except as provided for in Minnesota Statutes, Chapter 12. Each emergency management volunteer shall be provided with such suitable insignia or other identification as may be required by the Director. Such identification shall be in a form and style approved by the state government. No volunteer shall exercise any authority over the persons or property of others without his identification. No person except an authorized volunteer shall use the identification of a volunteer or otherwise represent himself to be an authorized volunteer. No emergency management volunteer shall carry any firearm while on duty except on written order of the county sheriff.

Section 4. Cooperation with Federal and State Authority. Every officer and agency of the City shall cooperate with federal and state authorities and with authorized agencies engaged in emergency management and emergency measures to the fullest possible extent consistent with the performance of their other duties. The provisions of this ordinance shall be subject to all applicable and controlling provisions of federal and state laws and of regulations and orders issued thereunder and any provision herein shall be deemed to be suspended and inoperative so far as there is any conflict therewith.

Section 5. General Provisions. All functions hereunder and all other activities relating to emergency management are hereby declared to be governmental functions. The provisions of this ordinance shall not affect the right of any person to receive benefits to which he would otherwise be entitled or to receive benefits under the workmen's compensation law, nor the right of any such person to receive any benefits or compensation under any Act of Congress. The Board of Emergency Management shall not participate in any form of political activity, nor shall it be employed directly or indirectly for political purposes, nor shall it be employed in a labor dispute.