
**VILLAGE OF HARWOOD HEIGHTS
COOK COUNTY, ILLINOIS**

ORDINANCE NO. 10 -11

**AN ORDINANCE ESTABLISHING AN EMERGENCY SERVICES AND
DISASTER AGENCY AND ADOPTING RULES GOVERNING THE
EMERGENCY SERVICES AND DISASTER AGENCY**

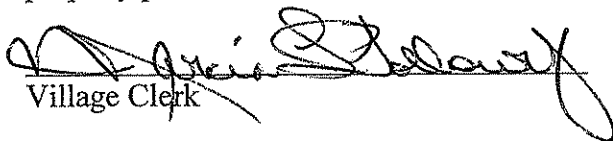
Passed by the Board of Trustees, April 8, 2010

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By Authority of the Village Board of Trustees

VILLAGE OF HARWOOD HEIGHTS
COOK COUNTY, ILLINOIS

I hereby certify that this document was
properly published on the date stated above.


Village Clerk

VILLAGE OF HARWOOD HEIGHTS

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WHEREAS, the Village of Harwood Heights (hereinafter, “the Village”) is a home rule unit of government pursuant to Section 6(a), Article VII of the 1970 Illinois Constitution; and

WHEREAS, the Village, as a home rule unit of government, may exercise any power and perform any function pertaining to its government affairs; and

WHEREAS, the General Assembly has authorized the Village to create an Emergency Services and Disaster Agency pursuant to 20 ILCS 3305/10(c), which Agency shall provide invaluable services to the Village’s public safety personnel, other governmental departments, develop an emergency management program, coordinate with private organizations and generally assist with the Village’s response to natural and manmade disasters or other emergencies; and

WHEREAS, the Corporate Authorities have determined that, in order to protect the public safety and property of Village residents, it is reasonable and appropriate to add a new Title 2, Chapter 2.50 to the Village Code of Ordinances, which Chapter shall be entitled *Emergency Services and Disaster Agency*.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Board of Trustees of the Village of Harwood Heights, County of Cook, Illinois, in the exercise of their home rule powers, that the Village Code be amended to read as follows:

SECTION 1. Recitals. The foregoing recitals shall be and are hereby incorporated into and made a part of this Ordinance as if fully set forth in this Section 1.

SECTION 2. Title. This Ordinance shall be known and may hereafter be referred to as the *Emergency Services and Disaster Agency Ordinance*.

SECTION 3. Enactment. Title 2 (“Administration and Personnel”), Chapter 2.50, of the Harwood Heights Village Code, shall be, and hereby is, enacted to read as follows:

CHAPTER 2.50

EMERGENCY SERVICES AND DISASTER AGENCY

SECTION:

- 2.50.010 AGENCY ESTABLISHED, MEMBERSHIP, TERM OF OFFICE**
- 2.50.020 INTENT AND PURPOSE**
- 2.50.030 COORDINATOR**
- 2.50.040 OATH REQUIRED**
- 2.50.050 FUNCTIONS**
- 2.50.060 SERVICE AS MOBILE SUPPORT TEAM**
- 2.50.070 COMPENSATION**
- 2.50.080 REIMBURSEMENT BY STATE**
- 2.50.090 OFFICE AND EMERGENCY OPERATION CENTER**
- 2.50.100 AGREEMENTS WITH OTHER POLITICAL SUBDIVISIONS**
- 2.50.110 EMERGENCY ACTION**
- 2.50.120 PURCHASES AND EXPENDITURES**
- 2.50.130 CONTINUITY OF GOVERNMENT**

CHAPTER 2.50

EMERGENCY SERVICES AND DISASTER AGENCY

SECTION 2.50.010 EMERGENCY SERVICES AND DISASTER AGENCY

ESTABLISHED; MEMBERSHIP; TERM OF OFFICE.

Under the direction of the Mayor, the Village shall establish and maintain an organization to be known as the Village of Harwood Heights Emergency Services and Disaster Agency (“HHESDA” or “Agency”) to coordinate all phases of emergency and disaster planning for the Village and to prevent, minimize, repair, and alleviate attack, sabotage or other hostile action or from natural or manmade disaster, in accordance with the Illinois Emergency Management Agency Act, 20 ILCS 3305/1, *et seq.* The Agency shall consist of not more than twelve (12) volunteer members selected by the HHESDA Coordinator with the approval of the Village Board, except that membership may be temporarily increased as deemed necessary by the Mayor in times of crisis or an actual disaster. Unless a member is appointed to finish a term for a member who has been removed, has resigned, or is otherwise unable to finish his/her term, members shall be appointed for a term of three (3) years. Members must be at least eighteen (18) years old. All members shall undergo a police background check and complete a ninety (90) day probationary period before being designated as “full members” of the HHESDA.

SECTION 2.50.020 INTENT AND PURPOSE

The intent and purpose of the HHESDA is to support the Village's efforts to prevent, minimize, repair, and alleviate injury or damage resulting from disaster caused by enemy attack, sabotage, riot, terrorism (foreign or domestic) or other hostile action, or from natural or manmade disasters, including but not limited to fire, flood, storm, tornado or severe wind, epidemic, and air or water contamination, in accordance with the Illinois Emergency Services and Disaster Agency Act, 20 ILCS 3305/1, *et seq.* and the regulations promulgated in the Administrative Code pertaining to the Illinois Emergency Services and Disaster Agency.

SECTION 2.50.030 COORDINATOR

The Coordinator of the HHESDA shall be appointed annually by the Mayor with the advice and consent of the Village Board. The Coordinator shall, under the direction and control of the Mayor, be responsible for the day-to-day organization, administration, training and operation of the HHESDA, shall act as an advisor to the Corporate Authorities and other key staff regarding the mitigation, preparedness, response and disaster recovery efforts of the Village, shall serve as a member of the Village's Crisis Management Team and shall have such other powers and responsibilities as delegated by the Mayor from time to time.

SECTION 2.50.040 OATH REQUIRED

Every member of the HHESDA shall, before entering upon his/her duties, subscribed to an oath in writing, which oath shall be filed with and maintained by the Coordinator, and which oath shall read as follows:

I, _____, do solemnly swear [or affirm] that I will support and defend and bear true faith and allegiance to the Constitution of the United States, and the Constitution of the State of Illinois, and the territory, institutions, and facilities thereof, both public and private, against all enemies, foreign and domestic; that I take this obligation freely, without any mental reservation or purpose of evasion; and I will well and faithfully discharge the duties upon which I am about to enter. I do further swear (or affirm) I do not advocate, nor am I nor have I ever been a member of any political party or organization which advocates the overthrow of the government of the United States or of this State by force or violence; and during such time as I am affiliated with the Village of Harwood Heights Emergency Services and Disaster Agency, I will not advocate nor become a member of any political party or organization that advocates the overthrow of the government of the United States or of this State by force or violence.

SECTION 2.50.050 FUNCTIONS

Under the supervision of the Mayor and the Coordinator, the HHESDA is authorized to:

- A. Perform state and federal mandated emergency management activities within the Village;
- B. Prepare an Emergency Operations Plan that complies with planning, review and approval standards promulgated by the Illinois Emergency Services and Disaster Agency.
- C. Perform activities prescribed in and by the Harwood Heights Emergency Operation Plan;
- D. Prepare and distribute a written statement of the emergency responsibilities of all Village departments and officials and the disaster chain of command and distribute the written statement to all appropriate officials or employees bearing emergency responsibilities;
- E. Carry out plans, programs and training exercises prepared by the Coordinator; and
- F. Perform such duties outside the corporate limits of the Village as may be required pursuant to any mutual aid agreement with any other political subdivision, municipality, or quasi-municipality approved by the corporate authorities, and as entered into as provided for in the Illinois Emergency Services and Disaster Agency Act and Illinois Emergency Services and Disaster Agency Administrative Code.

SECTION 2.50.060 SERVICE AS MOBILE SUPPORT TEAM

The Coordinator, with the approval of the Mayor, may designate all or any members of the HHESDA as members of a State Mobile Support Team created by the Director of the Illinois Emergency Services and Disaster Agency as provided by the Illinois

Emergency Services and Disaster Agency Act and Illinois Emergency Services and Disaster Agency Administrative Code.

- A. The leader of the Village's mobile support team may be designated by the Coordinator with the approval of the Mayor.
- B. Any member of a mobile support team who is a paid Village employee or officer while serving on call to duty by the governor, or the state director shall receive compensation and shall have the powers, duties, rights and immunities incident to such employment. Any such member who is not a paid officer or employee of the Village, while so serving, shall receive from the state reasonable compensation as provided by the Illinois Emergency Services and Disaster Agency Act and Illinois Emergency Services and Disaster Agency Administrative Code.

SECTION 2.50.070 COMPENSATION

Members of the HHESDA shall be considered volunteers and shall not receive compensation except as expressly provided otherwise in this Chapter. Members who are also paid employees or officers of the Village, if called for training by the Director of the Illinois Emergency Services and Disaster Agency, shall receive compensation for the time spent in such training the same rate of pay as is attached to the position held; members who are not such Village employees or officers may only receive compensation for such training time as may be approved by the Corporate Authorities.

SECTION 2.50.080 REIMBURSEMENT BY THE STATE

The Village Treasurer may receive, and allocate to the appropriate fund, any reimbursement by the State to the Village for expenses for the training of members of the HHESDA, for members of the Village's mobile support team while serving outside the Village in response to a call by the Governor or Director of the Illinois Emergency Services and Disaster Agency as provided by law, and for any other reimbursement received incident to the Agency's activities as provided by the Illinois Emergency Services and Disaster Agency Act, the Illinois Emergency Services and Disaster Agency Administrative Code and other applicable laws.

SECTION 2.50.090 OFFICE AND EMERGENCY OPERATION CENTER

The Mayor is authorized to designate any space in the Village of Harwood Heights, including the Village Hall or other Village facility, for the use by the HHESDA as its office and/or as an Emergency Operation Center.

SECTION 2.50.100 AGREEMENTS WITH OTHER POLITICAL SUBDIVISIONS

The Coordinator may negotiate mutual aid agreements with other governmental units in accordance with the Village Code and the Illinois Emergency Services and Disaster

Agency Act, but no such agreement shall be effective until it has been approved by the Corporate Authorities of the Village.

SECTION 2.50.110 EMERGENCY ACTION

If a disaster or emergency exists in the Village of Harwood Heights resulting from enemy sabotage or other hostile action, from manmade or natural disaster or otherwise, the Mayor and/or his/her designees shall coordinate the Village's response effort in accordance with the Village's Emergency Operation Plan.

SECTION 2.50.120 PURCHASES AND EXPENDITURES

In the event of disaster or emergency, the Mayor and/or Coordinator is authorized, on behalf of the Village, to procure such services, supplies, equipment or material as may be necessary for such purposes, in view of the exigency without regard to the statutory procedures or formalities normally prescribed by Village ordinance pertaining to Village contracts or obligations, provided such actions shall be reported to and reviewed by the Village Board at its next meeting.

SECTION 2.50.130 CONTINUITY OF GOVERNMENT

In the event of the absence, death or other inability of the Mayor to serve during a disaster/emergency as contemplated by this Article, the Village Board shall, at the earliest

practicable time, meet and select a president *pro tem* who, among other duties, shall have all the powers stated in this Article. In the absence of such meeting of the Village Board, the order of succession for the purpose of the duties stated in this article, and for the duration of the emergency only, shall be the Director of Public Safety, then the Village Trustees, respectively, in sequential order of continuous time served on the Village Board.

SECTION 4. RESOLUTION OF CONFLICTS.

All ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 5. SAVING CLAUSE.

If any section, paragraph, clause, or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any of the other provisions of this Ordinance, which are hereby declared to be separable.

SECTION 6. EFFECTIVE DATE.

This Ordinance shall be in full force and effect from and after its passage, approval and publication as provided by law.

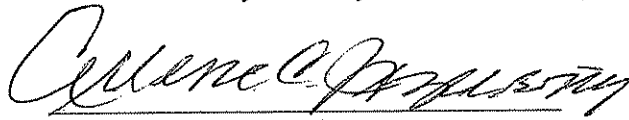
ADOPTED on this 8th day of April, 2010, pursuant to a roll call vote as

follows:

	YES	NO	ABSTAIN	ABSENT	PRESENT
DOBRZYCKI	X				X
GADZINSKI	X				X
MOUGOLIAS			X		X
SCHUEPFER	X				X
STEINER	X				X
SZLENDAK	X				X
Mayor Jezierny					X
TOTAL	5		1		7

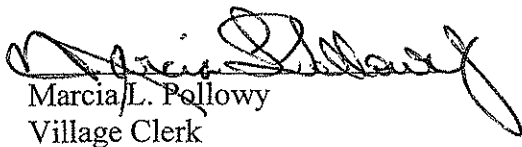
Ordinance No. 10-11

APPROVED by the Mayor on this 8th day of April, 2010.



Arlene C. Jezierny
MAYOR

ATTEST



Marcia L. Pollowy
Village Clerk