

ORDINANCE NO.2018-01
DEPARTMENT OF EMERGENCY MANAGEMENT ORDINANCE

The County Board of Commissioners of the County of Ferry, State of Washington, do ordain as follows:

The establishment of the Department of Emergency Management adopted this day, and hereby created as the "Department of Emergency Management Ordinance".

SECTION 1. TITLE. This ordinance shall be known as, referred to or cited as the "Department of Emergency Management Ordinance".

SECTION 2. AUTHORITY. This ordinance is enacted pursuant to the provisions of Chapter 38.52 of the Washington State RCW and applicable Washington State Code provisions under WAC 118-30.

SECTION 3. PURPOSE AND DEFINITIONS. (1) PURPOSE. It is determined and declared to be necessary to establish an organization for emergency management to prepare the County of Ferry, towns, cities and surrounding areas within said county to cope with emergencies resulting from enemy action and natural or man-made disasters. "Emergency management" or "comprehensive emergency management" means the preparation for and the carrying out of all emergency functions, other than functions for which the military forces are primarily responsible, to mitigate, prepare for, respond to, and recover from emergencies and disasters, and to aid victims suffering from injury or damage, resulting from disasters caused by all hazards, whether natural, technological, or human caused, and to provide support for search and rescue operations for persons and property in distress. However, "emergency management" or "comprehensive emergency management" does not mean preparation for emergency evacuation or relocation of residents in anticipation of nuclear attack

(2) **DEFINITIONS.** (a) The term "enemy action" means any hostile action taken by a foreign power which threatens the security of Ferry County or a portion thereof.

(b) The term "natural or man-made disasters" includes but not limited to floods, tornados, snowstorms, fires, severe weather and other extraordinary natural or man-made disasters not included in the term "enemy action".

(c) The term "emergency management" means all those activities and measures undertaken by or on behalf of the County Sheriff, designed: 1. To minimize the effect upon persons and property of enemy action or natural disasters, 2. To deal with immediate emergency conditions created by enemy action or natural disasters, an 3. To effectuate emergency repairs to, or emergency restoration of, vital public utilities and facilities destroyed or damaged by enemy action or natural disasters.

SECTION 4. ESTABLISHMENT OF EMERGENCY MANAGEMENT COMMITTEES AND GROUPS, BOARDS. The Interlocal agreement shall establish committees, groups and/or boards for the purpose of furthering the coordination and facilitation of the emergency management system.

SECTION 5. EMERGENCY MANAGEMENT . (1) Position Appointed. There is hereby appointed the position of Emergency Manager. The Manager shall be the principal executive officer of the Emergency Management Department and shall carry out the powers and duties set forth in RCW 38.52.030 of Washington State Statutes WAC 118-30 and also the powers and duties set forth in the job descriptions established by the Sheriff /Emergency Management Director.

(2) Tenure. The Emergency Manager shall be a department head and a full-time or part-time County employee, as determined by the Sheriff. The salary and fringe benefits of the Emergency Manager and his/her staff shall be set from time to time by the County Sheriff and the County Board of Commissioners.

(3) Appointment and Term. The Emergency Manager shall be appointed by the County Sheriff/Emergency Management Director, and shall serve at the pleasure of the County Sheriff.

(4) Statutory Provisions. The provisions of RCW 38.52 of Washington State and WAC 118-30 relating to Emergency Management personnel shall apply to the Manager and his/her staff.

SECTION 6. DUTIES OF EMERGENCY MANAGEMENT MANAGER. (1) County-wide Duties. The Manager, in his/her capacity as County Emergency Manager, subject to the general supervision and rules of the County Sheriff and subject to the direction and control of the County Sheriff/ Emergency Management Director, shall:

The department shall have the following responsibilities:

(a) Facilitate a coordinated planning process integrating emergency management plans to include: federal, state, local governments, individual city and county departments, neighborhoods, individual citizens, schools and the private sector,

(b) Conduct a comprehensive internal assessment and evaluation of emergency plans, equipment and personnel proficiency through a program of regular exercises,

(c) Acquire and maintain emergency management facilities and equipment,

(d) Facilitate programs that enable people, governments, communities and the private sector to minimize and recover from immediate and long term impacts of disasters,

(e) Facilitate the identification, development, implementation and evaluation of mitigation strategies and activities to reduce vulnerability to the effects of disasters,

(f) Provide timely and accurate emergency management information,

(g) Participate as requested with the 9-1-1 operations committee to assist the public in Ferry County to easily, rapidly, and accurately access emergency police, fire, and medical assistance during time of a disaster,

(h) Effectively and efficiently train department staff to coordinate emergency management resources, programs, functions and systems,

(i) Propose coordinated legislation, ordinances, and local laws to improve the safety of people, governments and the private sector,

(j) Coordinate a cooperative effort of federal, state, and local governments, neighborhoods, schools, individual citizens, individual city and county departments and private sector to educate the public in emergency and disaster preparedness,

(k) Coordinate facilities and resources to assist federal, state, and local governments to effectively and efficiently respond to emergencies and disasters,

(l) Work in cooperation with federal, state, and local governments, and the private sector to realize, develop and maintain a network of survivable emergency telecommunications and warning systems,

(m) Facilitate a partnership of federal, state, and local governments and the private sector that provides "all hazards" emergency management training for emergency coordination and management level personnel,

(n) Participate in various group meetings for situational awareness and dissemination of overall emergency management system efforts, such as: Search and Rescue Council, Local Emergency Planning Committee, Trauma Council, Sheriff's Auxiliary, Region 9, city and county department heads and other groups,

(o) Establish, train and maintain a volunteer cadre that can be mobilized in case of search and rescue missions, emergencies and/or disasters,

(p) Prepare, monitor, administer and evaluate the department's annual budget,

(q) Participate in and attend related emergency management conferences, seminars, training and education, and

(r) Coordinate the receipt, distribution and accountability of grant or other funds made available to local and regional agencies through the department.

The department shall office at the Ferry County Sheriff's Office located at 175 N Jefferson St Republic, Washington 99166 or such location as may be herein after determined by the director after consultation with the Ferry County Sheriff.

(2) Municipal Duties. The Emergency Manager in his/her capacity as coordinator for municipality participating in joint action, subject to the general supervision and rules of the County

Sheriff and subject to the direction and control of the County Sheriff/Emergency Management Director, shall:

- (a) Coordinate the municipal emergency management organization.
- (b) Develop, promulgate and integrate into the County plan, emergency plans for the operating services of the municipality.
- (c) Coordinate participation of the municipality in such emergency management training programs and exercises as may be required on the County level.
- (d) Direct the municipal emergency management training programs and exercises.
- (e) Perform all administrative duties necessary for rendering of reports and procurements of matching federal funds for each municipality requesting federal matching funds.
- (f) In a state of emergency proclamation by Governor, coordinate the activities of the municipal emergency management organization.
- (g) Perform such other duties related to emergency management as may be required by the municipal governing body.

SECTION 7. UTILIZATION OF EXISTING SERVICES AND FACILITIES. (1) Policy. In preparing and executing the emergency management program, the services, equipment, supplies and facilities of the existing departments and agencies of the County 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 Manager and to provide such services and facilities as are needed.

(2) Responsibility. To make certain the existing County government facilities are fully utilized in the event of an emergency. Specific responsibilities are assigned to department heads as follows:

- County Administrator-----Director of Supply
- County Sheriff-----Director of Police
- Highway/Road Commissioner-----Director of Engineering
- Human Services Director-----Director of Emergency Welfare
- Coroner-----Director of Mortuary

Other department heads not specifically names shall fulfill emergency management and non-emergency duties as assigned under the County emergency plan.

(3) Joint Action. Towns, cities and other areas entering into joint action with Ferry County shall provide for utilization of existing services by enacting an ordinance comparable to this section of the County ordinance.

SECTION 8. DECLARATION OF EMERGENCY. Emergency Conditions Defined. An emergency shall be defined as a natural or man-made disaster that exceeds the capacity of the county to respond to in such way as to save lives; to preserve property; and to maintain the social ecological, economic, and political stability of the County.

The County Board of Commissioners may declare, by resolution, a state of emergency for the county or any portion thereof in accordance with of applicable Washington Statues. In the event an emergency occurs within Ferry County at a time when the County Board of Commissioners is unable to meet for the purpose of making such a declaration in order to access state emergency resources, fix liability for emergency response costs or authorize emergency repairs to county facilities, the following persons may declare a state of emergency:

County Board of Commissioners Chair.

In the event the County Board of Commissioners chair is unavailable, the First Vice-Chair of the County Board of Commissioners.

In the event the County Board of Commissioners First Vice-Chair are unavailable, the Second Vice-Chair of the County Board of Commissioners.

In the event the County Board Chair or Vice-Chairs are unavailable, the County Sheriff.

Such declaration shall be confirmed resolution of the county Board of Commissioners at its next regularly scheduled or special meeting. The duration of a declared state of emergency may not exceed the length of time beyond which emergency conditions exist.

General Powers. The emergency powers conferred herewith include the general authority to order, by ordinance, resolution, or proclamation, whatever is necessary and expedient for the health, safety, welfare and good order of the county during such emergency.

SECTION 9. SUCCESSION TO COUNTY OFFICES. Each county department/elected official office shall have the responsibility to make sure plans and procedures are in place that ensures the readiness of their individual department/office and employees to respond to and recover from an emergency and/or disaster. In addition, each applicable county department/elected official office shall participate in and make sure their individual plans and procedures address the how their department/office plans support the county comprehensive emergency management plan.

If a County officer or department head is absent or unable to exercise the powers and perform the duties of his/her office because of an emergency, such successor shall have the powers and perform all duties of the officer or department head.

SECTION 10. PRESERVATION OF PUBLIC RECORDS. During a state of emergency it shall be the duty of every County officer and department head to take immediate steps to keep and preserve all records customarily in his/her possession.

SECTION 11. OBSTRUCTION PROHIBITED – VIOLATION; PENALTIES. It is a misdemeanor, punishable as provided for in RCW 9.92.030, for any person during a declared disaster or emergency or emergency regulation or ordinance to:

(a) Willfully obstruct, hinder or delay any organization or person in the enforcement of any lawful rule or regulation issued pursuant to this chapter, or in the performance of any duty imposed upon by virtue of this chapter;

(b) Do any act forbidden by any lawful rules or regulations issued pursuant to this chapter, if such act imperils the lives or property of inhabitants of county, or prevents, hinders or delays the defense or protection thereof;

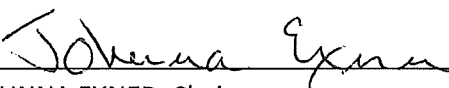
(c) Wear, carry or display, without authority, any means of identification specified by the department of emergency management.

For the purpose of this section, the terminology "disaster" or "emergency" will have the same meaning as set forth in chapter 38.52 RCW and WAC 118-30.

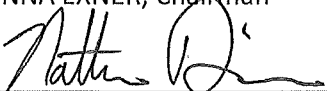
EFFECTIVE DATE. This ordinance shall be effective upon adoption and publication provided by law.

APPROVED this 16th day of July, 2018.


BOARD OF COUNTY COMMISSIONERS
FERRY COUNTY, WASHINGTON



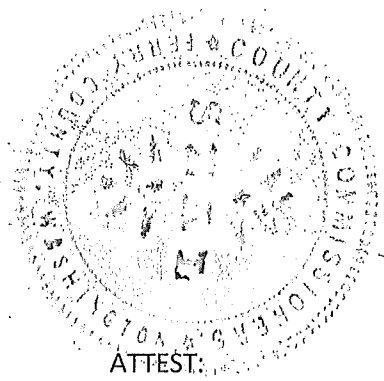
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Amanda Rowton, Clerk of the Board