

CHAPTER 6

EMERGENCY MANAGEMENT

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6.01 PURPOSE

To prepare Marinette County and its subdivisions to cope with emergencies resulting from a disaster, or the imminent threat of a disaster, it is necessary to establish protocol for emergency management, conferring upon the County board and others specified; the powers and duties provided by this chapter.

Unless otherwise specified by law, the role of any County department or agency, including the Emergency Management Department, in an emergency declared under this chapter, is to assist local units of government and local law enforcement agencies in responding to a disaster or the imminent threat of a disaster.

6.02 DEFINITIONS

The following terms as used in this Chapter shall, unless the context clearly indicates otherwise, have the following meanings:

- (1) **Adjutant General.** The Adjutant General of the Wisconsin Department of Military Affairs.
- (2) **Administrator of Emergency Management.** The administrator of the division of Wisconsin Emergency Management.
- (3) **Board.** The Marinette County Board of Supervisors.
- (4) **Declaration by Governor.** The governor may issue an executive order declaring a State of Emergency for the State or any portion of the State if he or she determines that an emergency resulting from a disaster or emergency or the imminent threat of a disaster exists.
- (5) **Disaster.** A severe or prolonged, natural occurrence that threatens or negatively impacts life, health, property, infrastructure, the environment, that exceeds the County's capability to respond to or provide the adequate resources or support and may require the additional assistance from State and federal agencies or traditional mutual aid partners.
- (6) **Emergency.** A severe or prolonged, natural or human caused, occurrence that threatens or negatively impacts life, health, property, infrastructure, the environment, the security of this County or a portion of this State.
- (7) **Emergency Management.** All measures undertaken by or on behalf of the County and its subdivisions to do any of the following:
 - (a) Prepare for and minimize the effect of a disaster or the imminent threat of a disaster.
 - (b) Make repairs to or restore infrastructure or critical systems that are destroyed or damaged by a disaster.
- (8) **Emergency Management Director.** The head of the Marinette County Emergency Management Department, who shall, in addition to fulfilling departmental responsibilities, provide direction and control of emergency management during times of emergency or disaster.
- (9) **Presidential Declaration of Disaster.** The situation is of such severity and magnitude that effective response is beyond the capabilities of the State and affected local governments, and Federal assistance under the Stafford Act is necessary to supplement the efforts and available resources of the State, affected local governments, disaster relief organizations, and compensation by insurance.

6.03 LINES OF SUCCESSION FOR EMERGENCY MANAGEMENT DECLARATION DECISIONS

- (1) Board Chairperson.** The Chairperson is empowered to declare an emergency, as emergency is defined in this chapter, as set forth in 6.04.3.
- (2) Alternates.** In the state of absence of the Chairperson, alternates in the line of succession are:
 - (a) County Administrator
 - (b) Law Enforcement Committee - Chairperson
 - (c) Board of Supervisors - Vice Chairperson
 - (d) Board Supervisor in ascending order of District number
- (3) Emergency Management Director Absence.** In the event the County Emergency Management Director is absent, the Wisconsin Emergency Management Regional Director may, upon request of law enforcement or emergency responders responding to an emergency, request a local declaration of emergency.

6.04 EMERGENCY DECLARATIONS AND EMERGENCY POWERS

- (1) Declaration by County Board.**
 - (a) The Board may declare by resolution, an emergency existing within the County whenever conditions arise or an imminent threat of a disaster, as defined in this chapter exist or are likely to exist.
 - (b) A state of emergency shall not exceed sixty (60) days, unless the state of emergency is extended by resolution of the Board. The existing declaration of emergency may be revoked at the discretion of the Board by resolution.
- (2) Powers of the Emergency Management Director.** During a state of emergency declared by the Governor or the Board, the County Emergency Management Director, may obtain supplies, equipment, and services or contract with any person to provide equipment and services on a cost basis to be used to respond to a disaster, or the imminent threat of a disaster.
- (3) Emergency Powers of the County Administrator and Board Chairperson.** In the event of a declaration of local emergency or the proclamation of a state of emergency by the Governor or the Administrator of Wisconsin Emergency Management, the County Board Chairperson and County Administrator are empowered as follows:
 - (a) Whatever is necessary and expedient for the health, safety, protection, and welfare of persons and property within the County in the emergency; including the power to bar, restrict, or remove all unnecessary traffic from the highways, notwithstanding any provision of Wisconsin Statutes chapters 341 to 349.
 - (b) If, because sudden onset disaster conditions exist or are likely to exist the Board Chairperson or the County Administrator may exercise by proclamation a local state of emergency. The Board shall ratify the proclamation by resolution when the Board can meet.
- (4) Initial Emergency Measures.** All emergency measures taken by the Emergency Management Director prior to the issuance of an official

proclamation of emergency, or prior to any decision of the Board not to issue such proclamation, shall be legal and binding upon the County.

- (5) **Expenditures.** Any expenditure made in connection with such emergency activities, including mutual aid activities, shall be deemed conclusively to be for the direct protection and benefit of the inhabitants and property of the County of Marinette.

6.05 EMERGENCY MANAGEMENT COMMITTEE

The Law Enforcement and Emergency Management Committee is designated as the Emergency Management Committee. The Law Enforcement and Emergency Management Committee shall be an advisory and planning group and shall advise the County Emergency Management Director and the County Board on all matters pertaining to emergency management.

6.06 EMERGENCY MANAGEMENT DIRECTOR

Duties and responsibilities of the Emergency Management Director shall be:

- (1) Develop and promulgate emergency management plans for the County, including planning for joint action with municipalities consistent with the State plan of emergency management.
- (2) Coordinate and assist in the development of municipal emergency management plans within the County and integrate such plans with the County plans.
- (3) Direct the County and joint action municipality emergency management programs.
- (4) Direct countywide emergency management training and exercises.
- (5) Advise the State Administrator of all emergency management planning for the County and render such reports as may be required by the State Administrator.
- (6) In case of a state of emergency proclaimed by the Governor, direct the County and joint action municipalities' emergency management activities and coordinate the municipal emergency management activities within the County, subject to the coordinating authority of the State Administrator.
- (7) Perform such other duties relating to emergency management as may be required by the County Board.
- (8) Act as a Municipal Emergency Management Director as provided for in Chapter 323 of the Wisconsin Statutes and work in consultation with the Northeast Regional Hazardous Materials Team, Marinette County Hazardous Materials Team, and Local Emergency Planning Committee as the Emergency Information Coordinator and Community Emergency Coordinator until such time as that Committee has revoked those responsibilities.

6.07 JOINT ACTION

The Emergency Management Director shall coordinate and assist in developing city, village, and town emergency management plans within the County, integrate the plans with the County plan, advise the department of military affairs of all emergency management planning in the County and submit to the adjutant general the reports that he or she requires, direct and coordinate emergency

management activities throughout the County during a State of emergency, and direct Countywide emergency management training programs and exercises.

- (1) **Joint Action Ordinance.** Municipalities entering into a joint action agreement with the County shall provide for utilization of existing services of municipal government by enactment of an ordinance parallel to this ordinance.
- (2) **Municipal Emergency Management Coordinator.**
 - (a) Each municipality enacting a joint action agreement with the County shall appoint an Emergency Management Coordinator.
 - (b) The municipal Emergency Management Coordinator will operate under the administrative direction of the County Emergency Management Director.
 - (c) Remuneration, if any, for the municipal Emergency Management Coordinator will be determined and paid by the governing body of that municipality.

6.08 MARINETTE COUNTY EMERGENCY OPERATIONS PLAN (EOP)

- (1) **Development.** Under the direction of the Board of Supervisors, the Emergency Management Director shall be responsible for ensuring the development and maintenance of the Marinette County Emergency Operations Plan, which shall provide for the effective mobilization of all of the resources of the County, both public and private, to meet any condition constituting a local emergency, State of emergency, or State of war; and shall provide for the organization, powers and duties, and staff of the emergency organization.
- (2) **Compliance.** The plan shall comply with applicable local, State and federal planning criteria. The plan shall contain an analysis of the risks faced by the County, assign functional responsibilities to County agencies/departments and personnel, and assign lines of succession for the members of the emergency organization.
- (3) **Functional Assignments.** The plan shall include the functions assigned to County agencies or departments and it shall be the responsibility of each agency director/department head to develop and maintain an agency/department plan to fulfill the roles and responsibilities in the County Emergency Operations Plan and appoint coordinators who shall report to the Emergency Operations Center and carry out assigned duties as appropriate.
- (4) **Adoption.** The Emergency Operations Plan shall not be effective until adopted by the Board of Supervisors. Nothing in this section shall be construed so as to limit the Emergency Management Director from immediately commencing organizational and planning programs as required by the County Emergency Response Plan adopted by the County Board.
(Ord #286 2/22/05, Ord #345 9/21/10)