

CHAPTER 4

Emergency Government

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SEC. 4-4-1 POLICY AND PURPOSE; DEFINITIONS.

- (a) **Policy and Purpose.** To ensure that the City of Thorp will be prepared to cope with emergencies resulting from enemy action and man-made or natural disasters, and Emergency Government Program is created to carry out 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 enemy attack, sabotage or other hostile action, or by fire, tornado or other natural or man-made causes. It is further declared to be the purpose of this chapter and the policy of the City that all emergency government functions of the City be coordinated to the maximum extent practicable with existing services and facilities of the City and with comparable functions of the Federal, State and County government and other political subdivisions, and of various private agencies to the end that the most effective preparation and use may be made of manpower, resources and facilities for dealing with any disaster that may occur.
- (b) **Definitions.** "Emergency Government" means the preparation for and 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 enemy attack, sabotage or other hostile action or by fire, flood or other natural causes.

SEC. 4-4-2 EMERGENCY GOVERNMENT DIRECTOR.

- (a) The Emergency Government Director shall be appointed by the Mayor, subject to confirmation by the Common Council and shall receive such salary as may be authorized by the Council. He shall take and file an official oath.
- (b) The Director shall be the executive head of the City emergency government organization and shall have direct responsibility for the organization, administration and operation of such organization, subject to the direction and control of the Mayor and the Common Council. In addition to such powers and responsibilities as may be imposed on him from time to time by the Council, he shall:
 - (1) Coordinate all activities for emergency government with the City.
 - (2) Maintain liaison and cooperate with emergency government agencies and organizations of other political subdivisions and of the State and Federal governments.
 - (3) Participate in County and State emergency government activities upon request.
 - (4) Develop and promulgate a comprehensive plan for the emergency government of the City consistent with the State plan.
 - (5) Upon the declaration of an emergency, issue all necessary proclamations as to the existence of such state of emergency and such disaster warnings or alerts as are required by the emergency government plan.
 - (6) Assistants. Such deputy and assistant directors may be appointed by the Director, subject to the approval of the Common Council. Such appointees shall receive such compensation as the Common Council may determine.

SEC. 4-4-3 UTILIZATION OF EXISTING SERVICES AND FACILITIES.

In preparing and executing the emergency government plan, the Director shall utilize the services, equipment, supplies and facilities of the existing departments and agencies of the City to the maximum extent practicable. All departments and agencies shall cooperate with and extend such services and facilities to the Director.

SEC. 4-4-4 DECLARATION OF EMERGENCIES.

Upon the declaration by the Governor, the Mayor or the Emergency Government Director in the absence of the Mayor, or by the Common Council, of a state of emergency, the Emergency Government 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 government plan. The Emergency Government Organization shall take action in accordance with the emergency 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 Common Council.

SEC. 4-4-5 EMERGENCY REGULATIONS.

Whenever necessary to meet an emergency for which adequate regulations have not been adopted by the Common Council, the Mayor or, in his absence, the Emergency Government Director may proclaim, promulgate and enforce orders, rules and regulations relating to the conduct of person and the use of property which are necessary to protect the public peace, health and safety, to preserve lives and property and to insure cooperation in emergency government activities. Such proclamations shall be posted in three (3) public places and may be rescinded by resolution of the Common Council.

SEC. 4-4-6 TEMPORARY EMERGENCY LOCATIONS.

- (a) Whenever, during the continuance of a state of emergency proclaimed by the Governor under Section 166.03, Wis. Stats., it becomes imprudent, inexpedient or impossible to conduct the affairs of government of the City at the regular or usual places thereof, the Common Council may meet at any place on the call of the Mayor or his successor and shall proceed to establish and designate by ordinance, resolution or other manner, an alternate or substitute site or place as the emergency temporary location of government where all or any part of the public business may be transacted and conducted during the emergency situation. Such alternate or substitute site or place may be within or without the territorial limits of the City and may be within or without those of the State. If practicable, it

shall be the site designated as the emergency temporary location of the City government in the current emergency government plan of the City.

- (b) During the period when the public business is being conducted at a temporary emergency location, the Common Council and other officers of the City shall have and possess and shall exercise at such location all the executive, legislative, administrative and judicial powers and functions conferred upon the Common Council and officers of the City by or under the laws of the State. Such powers and functions except judicial may be exercised in the light of the exigencies of the emergency situation and without regard to, or compliance with, time-consuming procedures and formalities prescribed by law and pertaining thereto. All acts of the Common Council and officers shall be valid and binding as if performed within the territorial limits of the City.

State Law References: Section 166.03, Wis. Stats.

SEC. 4-4-7 MUTUAL AID AGREEMENTS.

The Emergency Government Director may subject to the approval of the Common Council, enter into mutual aid agreements with other political subdivisions. Copies of such agreements shall be filed with the County Director of Emergency Government.

SEC. 4-4-8 OBSTRUCTION OF EMERGENCY GOVERNMENT ORGANIZATION; PENALTY.

- (a) No person shall wilfully obstruct, hinder or delay any member of the emergency government 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.
- (b) Any person who shall violate any provision of sub. (1) shall be subject to a penalty as provided in Section 1-1-7 of this Municipal Code.