

## Chapter 7

### EMERGENCY SERVICES AND DISASTER AGENCY

#### Art. 1. In General, Sec. 7-1—7-14

#### ARTICLE I. IN GENERAL

##### Sec. 7-1. Establishment.

There is hereby created the Fox River Grove Emergency Services and Disaster Agency to prevent, minimize, repair and alleviate injury or damage resulting from disaster caused by enemy attack, sabotage, or other hostile action, or from natural or man-made disaster, in accordance with the “Illinois Emergency Management Agency Act”.

##### Sec. 7-2. Composition.

The Village President, as executive head of the municipal government, shall be responsible for the organization, administration and operation of the Fox River Grove Emergency Services and Disaster Agency (FRGESDA). FRGESDA shall consist of the following:

- (1) A position of Director to be held by the Village Administration; a position of Coordinator to be held by the Chief of Police or his designee; and such assistants and other employees as deemed necessary for the proper function of FRGESDA.
- (2) The employees, equipment and facilities of all Village departments, boards, institutions and commissions will participate in the civil defense activity. Duties assigned to a Village department shall be the same or similar to the normal duties of the department.
- (3) Volunteer persons and agencies offering service to, and accepted by, the Village.

##### Sec. 7-3. Director.

- (1) **Duties.** Under the supervision of the Village President, the Director shall have responsibility for the emergency management of FRGESDA to include the Coordinator and support staff.
- (2) **Vacancy in office.** In the event of the absence, resignation, death or inability to serve as the Director of FRGESDA, the Village President or any person designated by him, shall be and act as Director until a new appointment is made as provided in this Article.

**Sec. 7-4. Coordinator.**

The Coordinator of the FRGESDA shall be appointed by the Village President with the advice and consent of the Board of Trustees and shall serve until removed by same.

The Coordinator shall have direct responsibility for the organization, administration, training, and operation of the FRGESDA, subject to the direction and control of the Village President as provided by Statute.

In the event of the absence, resignation, death or inability to serve as the Coordinator, the Village President or any person designated by him, shall be and act as Coordinator until a new appointment is made as provided in this Article.

**Sec. 7-5. Functions.**

The FRGESDA shall perform such Emergency Services and Disaster Act (ESDA) functions within the Village as shall be prescribed in and by the State ESDA plan and program prepared by the Governor, and such orders, rules and regulations as may be promulgated by the Governor, and in addition shall perform such duties outside the corporate limits as may be required pursuant to any Mutual Aid agreement with any other political subdivisions, municipality, or quasi-municipality entered into as provided by the "Illinois Emergency Management Agency Act".

The FRGESDA shall prepare and distribute to all appropriate officials in written form a clear and complete statement of emergency responsibilities of all local departments and officials of the disaster chain of command.

The FRGESDA shall prepare an emergency operations plan for its geographic boundaries that complies with planning, review and approval standards promulgated by the Illinois Emergency Management Agency.

**Sec. 7-6. Service as Mobile Support Team.**

All or any members of the FRGESDA organization may be designated as members of a Mobile Support Team created by the Director of the State ESDA as provided by law.

The leader of such Mobile Support Team shall be designed by the Coordinator of the FRGESDA organization.

Any member of the Mobile Support Team who is a Village employee or officer while serving on call to duty by the Governor, or the State Director, shall receive the compensation and have the powers, duties, rights and immunities incident to such employment or office. Any such member who is not a paid employee or officer of the Village, while so serving, shall receive from the State reasonable compensation as provided by law.

**Sec. 7-7. Agreements With Other Political Subdivisions.**

The Coordinator of FRGESDA may negotiate Mutual Aid Agreements with other municipalities or political subdivisions of the State, but no such agreement shall be effective until it has been approved by the Village President and Board of Trustees and by the State Director of ESDA.

**Sec. 7-8. Emergency Action.**

If the Governor proclaims that a disaster emergency exists in the event of actual enemy attack upon the United States or the occurrence within the State of Illinois of a major disaster resulting from enemy sabotage or other hostile action, or from man-made or natural disaster, it shall be the duty of the FRGESDA to cooperate fully with the State ESDA and with the Governor in the exercise of emergency powers as provided by law.

**Sec. 7-9. Compensation.**

Members of the FRGESDA who are paid employees or officers of the Village, if called for training by the State Director of ESDA, shall receive 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 shall receive for such training such compensation as may be established by the Village President.

**Sec. 7-10. Reimbursement by State.**

The State Treasurer may receive and allocate to the appropriate fund, any reimbursement by the State to the Village for expenses incident to training members of the FRGESDA as prescribed by the State Director of ESDA, compensation for services and expenses of members of a Mobile Support Team while serving outside the Village in response to a call by the Governor or State Director of ESDA, as provided by law, and any other reimbursement made by the State Incident to FRGESDA activities as provided by law.

**Sec. 7-11. Purchases and Expenditures.**

The Village President may, on recommendation of the Village Coordinator of FRGESDA, authorize any purchase of contracts necessary to place the Village in a position to combat effectively any disaster resulting from the explosion of any nuclear or other bomb or missile, and to protect the public health and safety, protect property, and provide emergency assistance to victims in the case of such disaster or from man-made or natural disaster.

In the event of enemy caused or other disaster, the Village Coordinator of FRGESDA 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 law pertaining to Village contracts or obligations, as authorized by the "Illinois Emergency Management Agency Act", provided that if the corporate authorities are able to meet at such time he shall act subject to the directions and restrictions imposed by that body.

**Sec. 7-12. Oath.**

Every person appointed to serve in any capacity in the Village ESDA organization shall, before entering upon his duties, subscribe to the following oath, which shall be filed with the Coordinator: “I, \_\_\_\_\_, do solemnly swear (or affirm) that I will support and defend and bear true faith and allegiance to 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 that I will faithfully discharge the duties upon which I am about to enter.

And I do further swear (or affirm) that I do not advocate, nor am I nor have I been a member of any political party or organization that advocates the overthrow of the government of the United States or this State by force or violence; and that during such time as I am affiliated with the Fox River Grove Emergency Services and Disaster Agency organization, 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.”

**Sec. 7-13. Office.**

The Village President is authorized to designate space in a Village building or elsewhere, as may be provided for by the Village President and Board of Trustees for the Village FRGESDA as its office.

**Sec. 7-14. Local Disaster Declarations.**

A local disaster may be declared only by the Village President or his or her interim successor, as provided in Section 7 of the “Emergency Interim Executive Succession Act,” 5 ILCS 275/7. A local disaster declaration shall not be continued or renewed for a period in excess of 7 (seven) days except by or with the approval of the Village’s corporate authorities. Any order or proclamation declaring, continuing or terminating a local disaster shall be given prompt and general publicity and shall be filed promptly with the Village Clerk. The effect of a declaration of a local disaster is to activate the Village of Fox River Grove’s Emergency Operations Plan and to authorize the furnishing of aid and assistance thereunder. (Ord. No. 11-23, Sec. 1, 10-20-11)