

Enrolled No. O168-033

ORDINANCE

File No. 24-25/065

TO AMEND SECTION 2.05.650 G. AND I. OF THE CODE: LOCAL EMERGENCY PLANNING COMMITTEE; TO AMEND SECTION 2.36.030 OF THE CODE: EMERGENCY INTERIM SUCCESSORS; TO AMEND SECTION 2.36.070 A. 1. AND 2. OF THE CODE: DECLARED EMERGENCY; TO REPEAL SECTION 2.04.010 OF THE CODE: WISCONSIN EMERGENCY MANAGEMENT PLAN ADOPTED; TO AMEND SECTION 2.40.040 OF THE CODE: EMERGENCY MANAGEMENT COMMITTEE; TO AMEND SECTION 2.40.050 OF THE CODE: EMERGENCY MANAGEMENT COORDINATOR; TO AMEND SECTION 2.40.060 A. OF THE CODE: EMERGENCY MANAGEMENT PROGRAM COSTS; TO REPEAL AND RECREATE SECTION 2.40.070 OF THE CODE: DUTIES OF THE EMERGENCY MANAGEMENT COORDINATOR; TO REPEAL SECTION 2.40.080 OF THE CODE: AUTHORITY TO DECLARE EMERGENCIES; TO AMEND SECTION 2.40.090 OF THE CODE: APPLICANT'S AGENT; TO RENUMBER SECTIONS 2.40.020 THROUGH 2.40.110 TO 2.40.010 TO 2.40.090.

The County Board of Supervisors of the County of Eau Claire does ordain as follows:

SECTION 1. That Subsections G. and I. of Section 2.05.650 of the county code be amended to read:

G. The committee shall meet at least ~~4~~1 times per year.

I. The emergency manager ~~management coordinator~~ and in his or her absence the LEPC is designated as the reviewing entity for hazardous substance discharges under Wis. Stat. § 166.22.

SECTION 2. That Section 2.36.030 of the county code be amended to read:

2.36.030 Emergency interim successors. Elective officers and the county administrator for appointive officers shall appoint not fewer than three qualified, duly authorized deputies or emergency interim successors or combination thereof to serve in the event of a declared emergency. Information required by the Continuity of Operations/Continuity of Government Plan ("Plan") will be provided to the emergency management staff ~~coordinator~~ who shall be responsible for maintaining and updating the Plan.

SECTION 3. That paragraphs 1. and 2. of Subsection A. of Section 2.36.070 of the code be amended to read:

2.36.070 Declared emergency.

A. ~~Upon the recommendation of the~~ The emergency manager or their designee ~~management coordinator, the chair of the county board, or their designee are~~ is authorized to issue and file with the county clerk a written declaration of emergency in the county under the following circumstances:

1. Whenever conditions arise by reason of war, conflagration, ~~flood, heavy snowstorm, blizzard, tornado, catastrophe,~~ natural or man-made disaster, riot or civil commotion, hazardous materials, and technological incidences, ~~acts of God,~~ and including conditions, without limitation because of enumeration, which impair transportation, food or fuel supplies, medical care, health, human services, police protection or other vital functions or facilities of the county;

2. Whenever the Governor proclaims a state of emergency in the county or the President of the United States declares the county to be a disaster area ~~and the chair of the county board determines that the emergency or disaster meets the conditions in this subsection.~~

SECTION 4. That Section 2.40.010 of the county code be repealed.

SECTION 5. That Section 2.40.040 of the county code be amended to read:

2.40.040 Emergency management committee. The committee on planning and development shall function as the emergency management committee. The committee shall have oversight of and advise the emergency manager ~~management coordinator~~ on policies and procedures in the Disaster Declaration and Emergency Operations Plan.

SECTION 6. That Section 2.40.050 of the county code be amended to read:

2.40.050 Emergency manager.~~management coordinator.~~

A. Manager ~~Coordinator~~. There is hereby created the office of emergency manager ~~management coordinator~~. The emergency manager ~~management coordinator~~ shall have the duties and responsibilities for each participating municipality set forth in Wis. Stat. ch. 323.

B. Emergency Management Specialist ~~Program Assistant~~. In the absence of the Emergency Manager ~~Management Coordinator~~, function as Emergency Manager ~~Management Coordinator~~ and exercise all duties of the Emergency Manager ~~Management Coordinator~~ contained in this chapter.

C. Director of Planning and Development. In the absence of the emergency manager ~~management coordinator~~ and the emergency management specialist ~~program assistant~~, function as emergency manager ~~management coordinator~~ and exercise all duties of the emergency manager ~~management coordinator~~ contained in this chapter.

SECTION 7. That Subsection A. of Section 2.40.060 of the county code be amended to read:

A. Office and staff. The county board shall provide the funding necessary to carry out the functions of the emergency manager ~~management coordinator~~.

SECTION 8. That Section 2.40.070 of the county code be repealed and recreated:

2.40.070 Duties of the emergency manager.

A. Monitor and recommend any revisions to the county emergency operations plan, all hazards mitigation plan, and the integrated preparedness plan for county board action. The County Board shall review and approve these plans once every five years.

B. Implement the emergency operations plan adopted by the county board.

C. Perform other duties related to emergency management as required by the county board and emergency management committee.

D. Ensure that emergency operations plans system is utilized countywide during a state of emergency declared under § 323.10 or 323.11, Wis. Stats.

E. Provide guidance for municipal emergency operations plans within the county, maintain updated municipal plans, advise the department of military affairs of emergency incidents in the county and submit to Wisconsin Emergency Management disaster related reports.

F. In the event of a disaster refer to section 2.36.070 for the authority to declare a disaster.

SECTION 9. That Section 2.40.080 of the county code be repealed.

SECTION 10. That Section 2.40.090 of the county code be amended to read:

2.40.090 Applicant's agent. The emergency manager or their designee ~~management coordinator~~ shall have the authority to execute, for and on behalf of the county, applications, assurances and agreements for state and federal financial assistance as "the applicant's agent" subject to prior approval from the emergency management committee or county administrator except where the nature of the natural disaster or enemy action is such as to create an exigency which requires the immediate execution of these duties.

SECTION 11. That Sections 2.40.020 through 2.40.110 be renumbered to 2.40.010 to 2.40.090.

ENACTED: October 1, 2024

Sue McDonald

County Clerk