

CHAPTER 5
EMERGENCY SERVICES AND DISASTER AGENCY

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5.01 ESTABLISHMENT

There is hereby created the Lake in the Hills Emergency Services and Disaster Agency ("ESDA") 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 State Emergency Services and Disaster Agency Act of 1975 as amended. ESDA shall consist of the Coordinator and such additional members as may be selected by the Coordinator.

5.02 COORDINATOR

The Coordinator of ESDA 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 ESDA, subject to the direction and control of the Village President and Board of Trustees 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 or her, shall be and act as Coordinator until a new appointment is made as provided herein.

5.03 MOBILE SUPPORT TEAM

ESDA shall perform such 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 subdivision, municipality or quasi-municipality entered into as provided in the

State Emergency Services and Disaster Agency Act of 1975 as amended.

All or any members of the ESDA 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 designated by the Coordinator of the Village ESDA 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 officer or employee of the Village, while so serving, shall receive from the State reasonable compensation as provided by law.

5.04 MUTUAL AID

The Coordinator may negotiate mutual aid agreements with other villages or political subdivisions of the State, but no such agreement shall be effective until it has been approved by the President and Board of Trustees and by the state director of ESDA.

5.05 EMERGENCY ACTION

A. STATE OR NATIONAL: 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 ESDA to cooperate fully with the state ESDA and with the Governor in the exercise of emergency powers as provided by law.

B. VILLAGE: A local disaster emergency may be declared only by the Village President. It shall not be continued or renewed for a period in excess of seven days except by or with the consent of the Board of Trustees. Any order or proclamation shall be given prompt and general publicity and shall be filed promptly with the Village Clerk.

C. EFFECT: The effect of a declaration of a local disaster emergency is to activate the response and recovery aspects of any and applicable local or interjurisdictional disaster emergency plans and to authorize the furnishing of aid and assistance thereunder.

5.06 COMPENSATION

A. PAY RATE: Members of the ESDA who are paid employees or officers of the Village, if called for training by the state

director or 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 time such compensation as may be established by the Village President.

B. REIMBURSEMENT: The 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 ESDA as prescribed by the EDSA State Director, 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 ESDA State Director, as provided by law, and other reimbursement made by the State incident to ESDA activities as provided by law.

5.07 PURCHASES AND EXPENDITURES

The Village President and Board of Trustees may, on recommendation of the Coordinator, authorize any purchase or contract 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 Coordinator 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 emergency without regard to the statutory procedure or formalities normally prescribed by law pertaining to Village contracts of obligations, as authorized in the State Emergency Services and Disaster Agency Act of 1975 as amended, provided that if the Village President and Board of Trustees meet at such time, the Coordinator shall act subject to the directions and restrictions imposed by that body.

5.08 OATH

Every person appointed to serve in any capacity in the 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 United States and the Constitution of the State of Illinois, and territory, institutions and facilities thereof, both public and private, against all enemies, foreign and domestic; that I take this obligation freely, without any mental reservations 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 of this State by force or violence; and that during such time as I am affiliated with the Lake in the Hills ESDA 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."

5.09 OFFICE

The Village President and Board of Trustees are authorized to designate space in a Village building, or elsewhere, for ESDA as its office.

5.10 BUDGET; LEVY OF TAXES

The Village President and Board of Trustees may budget for ESDA purposes in the manner provided by law, and may levy in addition for ESDA purposes only, a tax not to exceed five cents per \$100.00 of the assessed value of all taxable property in addition to all other taxes, as provided by the State Emergency Services and Disaster Agency Act of 1975 however, that amount collectable under such levy shall in no event exceed \$.25 per capita.

Recodified August 9, 2001