

AN ORDER (ORDINANCE) RELATING TO EMERGENCY MANAGEMENT WITHIN WORTH COUNTY

January 27, 2012

Director, State Emergency Management Agency-----

BE IT ORDERED (ORDAINED) by the County of Worth that

Section 1 (Establishment) There is hereby created within and for the territory of the County of Worth an emergency management organization to be known as the Worth County Emergency Management Agency, which is responsible for the preparation and implementation of emergency functions required to prevent, **minimize and repair injury** and damage due to disasters, to include emergency management of resources and administration of such economic controls as may be needed to provide for the welfare of the people, and emergency activities (excluding functions for which military forces are primarily responsible) in accordance with Chapter 44, Revised Statutes of Missouri, **44.080**, and supplements thereto, and the Missouri Emergency Operations Plan adopted thereunder.

Section 2. (Organization) This agency shall consist of a Director and other members appointed by the Presiding Commissioner to conform to the State organization and procedures for the conduct of emergency operations as outlined in the Missouri Emergency Operation Plan.

Section 3. (Functions) The organization shall perform emergency management functions within the territorial limits of Worth County and may conduct these functions outside the territorial limits as directed by the Governor during the time of emergency pursuant to the provisions of Chapter 44, Revised Statutes of Missouri, **44.080**, and supplements thereto.

Section 4. (1) (Director) The Director will be appointed by the Presiding Commissioner and shall serve during the pleasure of the Presiding Commissioner.

(2) The Director shall have direct responsibility for the organization, administration and operations of local emergency management activities.

(3) The Director shall be responsible for maintaining records and accounting for the use and disposal of all items of equipment placed under the jurisdiction of the Emergency Management Agency.

Section 5. (Executive Officer) The Presiding Commissioner of Worth County and the Director, in accordance with Chapter 44, Revised Statutes of Missouri, **44.080**, and supplements thereto, may:

(1) Appropriate and expend funds, make contracts, obtain and distribute equipment, materials, and supplies for emergency management purposes; provide for the health and safety of persons, including emergency assistance to victims of natural and manmade disasters, or national

emergency; the safety of property; and direct and coordinate the development of disaster plans and programs in accordance with policies and plans of the federal and state emergency management agencies;

(2) In the event of a national emergency or severe local emergency endangering public health, welfare, life or public property, waive the normal purchasing/supply requisition procedures, upon approval of the Presiding Commissioner and in accordance with state statutes and any local emergency procurement procedures formally adopted by Worth County.

(3) Appoint, provide, or remove rescue teams, auxiliary fire and police personnel and other emergency operations teams, units or personnel who may serve without compensation;

(4) With the approval of the Governor and consistent with the Missouri Emergency Operations Plan, enter into mutual aide agreements with other public and private agencies within and without the State for reciprocal emergency aid;

(5) Accept donated goods/services to benefit disaster victims, and services, materials, equipment, supplies or funds granted or loaned by the federal government for disaster mitigation, preparedness, response and recovery purposes.

Section 6. (Oath) No person shall be employed or associated in any capacity in any organization established under this act who advocates or has advocated a change by force or violence in the constitutional form of the government of the United States or in this State or the overthrow of any government in the United States by force or violence, or has been convicted of or is under indictment or information charging any subversive act against the United States. Each person who is appointed to serve in an organization shall, before entering upon his duties, take an oath in writing, before a person authorized to administer oaths in this state which oath shall be substantially as follows:

“I, _____, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of Missouri, against all enemies, foreign and domestic; that I will bear true faith and allegiance to the same; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and 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 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 a time as I am a member of the Worth County Emergency Management Agency, 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.”

Section 7. (Office Space) The Presiding Commissioner is authorized to designate space in any County owned or leased building for the Worth County Emergency Management Office.

Section 8. (**Effective Date**) This Order (Ordinance) shall be in force from and after its passage and approval, as provided by law, and replaces the August 15, 1988 Ordinance any other preceding order (Ordinance) for Worth County for Emergency Management.

Passed this ____6____ day of ____February____, 2012

Approved this ____6____ day of ____February____, 2012

Whereas , pursuant to 192.300 RSMo., a county commission may make and promulgate orders, ordinances, rules and regulations, respectively as will tend to enhance the public Emergency Management. The Worth County Commission hereby adopts and desires as follows: The Worth County Emergency Management Ordinance was then adopted by a roll vote. Commissioner Rob Ruckman, aye. Commissioner Dennis Gabbert, aye. Presiding Commissioner Findley aye.

A copy of the Ordinance is on file, and can be viewed by the public in the County Clerk's Office 11 W 4th Grant City, MO.