

## CHAPTER 37: EMERGENCY MANAGEMENT

### Section

- 37.01 Organization
- 37.02 Director; duties generally
- 37.03 Powers and responsibilities of Director
- 37.04 Emergency Management Plan
- 37.05 Interjurisdictional program
- 37.06 Override

### § 37.01 ORGANIZATION.

(A) The Emergency Management Director of the city shall be the Mayor in accordance with state law.

(B) An Emergency Management Coordinator may be appointed by and serve at the pleasure of the Director.

(C) The operational emergency management organization of the city shall consist of the officers and employees of the city designated by the Emergency Management Director in the Emergency Management Plan and organized volunteer groups. The functions and duties of this organization shall be distributed among such officers and employees in accordance with the terms of the Emergency Management Plan which is on file in the City Secretary's office.

(`97 Code, § 5-1) (Ord. 1990-B, passed 3-27-90)

### § 37.02 DIRECTOR; DUTIES GENERALLY.

The Emergency Management Director shall be responsible for a program of comprehensive emergency management within the city and for carrying out the duties and responsibilities set forth in this chapter. The Director may delegate authority for execution of these duties to the Coordinator, but ultimate responsibility for the execution shall remain with the Director.

(`97 Code, § 5-2) (Ord. 1990-B, passed 3-27-90)

**§ 37.03 POWERS AND RESPONSIBILITIES OF DIRECTOR.**

The powers and responsibilities of the Emergency Management Director shall include the following:

(A) Conduct an ongoing survey of actual or potential hazards which threaten life and property within the city and an ongoing program of identifying and requiring or recommending the implementation of measures which would tend to prevent the occurrence or reduce the impact of the hazards if a disaster did occur.

(B) Supervision of the development and approval of an Emergency Management Plan for the city and recommend for adoption by the City Council all mutual aid arrangements deemed necessary for the implementation of the plan.

(C) Authority to declare a local state of disaster. The declaration may not be continued or renewed for a period in excess of seven days except by or with the consent of the City Council. Any order or proclamation declaring, continuing or terminating a local state of disaster shall be given prompt and general publicity and shall be filed promptly with the City Secretary.

(D) Issuance of necessary proclamations, regulations or directives which are necessary for carrying out the purposes of this chapter. The proclamations, regulations or directives shall be disseminated promptly by means calculated to bring its contents to the attention of the general public and, unless circumstances attendant on the disaster prevent or impede, promptly filed with the City Secretary.

(E) Direction and control of the operations of the city emergency management organization as well as the training of emergency management personnel.

(F) Determination of all questions of authority and responsibility that may arise within the emergency management organization of the city.

(G) Maintenance of liaison with other municipal, county, district, state, regional or federal emergency management organizations.

(H) Marshaling of all necessary personnel, equipment or supplies from any department of the city to aid in the carrying out of the provisions of the Emergency Management Plan.

(I) Supervision of the drafting and execution of mutual aid agreements, in cooperation with the representatives of the state and of other local political subdivisions of the state, and the drafting and execution, if deemed desirable, of an agreement with the county in which the city is located and with other municipalities within the county, for the county-wide coordination of emergency management efforts.

(J) Supervision of and final authorization for the procurement of all necessary supplies and equipment, including acceptance of private contributions which may be offered for the purpose of improving emergency management within the city.

(K) Authorizing of agreements, after approval by the City Attorney, for use of private property for public shelter and other purposes.

(L) Survey of the availability of existing personnel, equipment, supplies and services which could be used during a disaster, as provided for herein.

(M) Other requirements as specified in the Texas Disaster Act, Tex. Gov't Code, §§ 418.001 *et seq.* ('97 Code, § 5-3) (Ord. 1990-B, passed 3-27-90)

**§ 37.04 EMERGENCY MANAGEMENT PLAN.**

A comprehensive Emergency Management Plan shall be developed and maintained in a current state and shall be on file in the City Secretary's office. The plan shall set forth the form of the organization; establish and designate divisions and functions; assign responsibilities, tasks, duties and powers; and designate officers and employees to carry out the provisions of this chapter. As provided by state law, the plan shall follow the standards and criteria established by the State Division of Emergency Management. Insofar as possible, the form of organization, titles and terminology shall conform to the recommendations of the State Division of Emergency Management. When approved, it shall be the duty of all departments and agencies to perform the functions assigned by the plan and to maintain their portion of the plan in a current state of readiness at all times. The Emergency Management Plan shall be considered supplementary to this chapter and have the effect of law during the time of a disaster. ('97 Code, § 5-4) (Ord. 1990-B, passed 3-27-90)

**§ 37.05 INTERJURISDICTIONAL PROGRAM.**

The Mayor is authorized to join with the County Judge and the Mayors of the other cities in the county in the formation of an Emergency Management Council for the county and shall have the authority to cooperate in the preparation of a Joint Emergency Management Plan and in the appointment of a Joint Emergency Management Coordinator, as well as all powers necessary to participate in a countywide program of emergency management insofar as the program may affect the city. ('97 Code, § 5-5) (Ord. 1990-B, passed 3-27-90)

**§ 37.06 OVERRIDE.**

At all times when the orders, rules and regulations made and promulgated pursuant to this chapter shall be in effect, they shall supersede and override any other provisions.  
(`97 Code, § 5-6) (Ord. 1990-B, passed 3-27-90)