

CHAPTER 6
Civil Defense
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6.01.000 POLICY AND PURPOSE

6.01.010 In General. By reason of the increasing possibility of disasters of unprecedented size and destructiveness, and to insure that preparation will be adequate to cope with such disasters, and to provide for the common defense, to protect the public peace, health, safety and general welfare, and to preserve the lives and property of the people, it is hereby declared necessary:

- a. To establish a local civil defense organization.
- b. To provide for the exercise of necessary powers during civil defense emergencies.
- c. To provide for the rendering of cooperation and mutual aid between this City and other political subdivisions.

6.01.020 Coordination of Services and Facilities. It is further declared to be the purpose of this chapter and the policy of this City that all civil defense functions of this City be coordinated to the maximum extent possible with existing services and facilities of this City and with comparable functions of the federal, state and county government and other political subdivisions, and of various private agencies to the end that the most effective preparations and use may be made of manpower, resources, and facilities for dealing with any disaster that may occur.

6.02.000 CIVIL DEFENSE DEFINED. “Civil Defense” shall mean the preparation for and carrying out of all emergency functions, other than functions for which the military forces are primarily responsible, to minimize and repair injury and damage resulting from disaster caused by enemy attack, sabotage and other hostile action, or by fire, flood or other natural causes.

6.03.000 CIVIL DEFENSE DIRECTOR.

6.03.010 Appointment. The office of Director of Civil Defense is hereby created. The Director shall be appointed by the Mayor subject to confirmation by the Common Council and shall receive such compensation as may be authorized by the Common Council. He shall take and file an official oath.

6.03.020 Duties and Authority.

A. The Director shall be the executive head of the civil defense organization and shall have direct responsibility for the organization, administration and operation of the civil defense organization subject to the direction and control of the Mayor and Common Council. He shall coordinate all activities of civil defense within the City and shall maintain liaison and cooperate with civil defense agencies and organizations of other political subdivisions and of the state and federal government, and shall participate in county and state civil defense activities upon request, and shall have such additional authority, duties and responsibilities as are authorized by this chapter and as may from time to time be required by the Common Council.

B. The Director shall prepare a comprehensive general plan for the civil defense of the City and shall present such plan to the Common Council for its approval. When the Common Council has approved the plan by resolution, it shall be the duty of all municipal agencies and all civil defense forces of the City to perform the duties and functions assigned by the plan as approved. The plan may be modified in like manner.

6.04.000 UTILIZATION OF EXISTING SERVICES AND FACILITIES. In preparing and executing the civil defense plan, the Director shall utilize the services, equipment, supplies and facilities of the existing departments and agencies of the City to the maximum extent practicable; and the officers and personnel of all such departments and agencies are directed to cooperate with and extend such services and facilities to the director.

6.05.000 EMERGENCY REGULATIONS. Whenever necessary to meet a civil defense emergency for which adequate regulations have not been adopted by the Common Council, the Mayor, and in his absence, the Director of Civil Defense, may by proclamation promulgate and enforce such orders, rules and regulations relating to the conduct of persons and use of property as shall be necessary to protect the public peace, health, and safety, and preserve lives and property and to insure the cooperation necessary in civil defense activities. Such proclamations shall be posted in 3 public places and may be rescinded by the Common Council by resolution at any time.

6.06.000 MUTUAL AID AGREEMENTS. The Director of Civil Defense may, subject to the approval of the Common Council, enter into mutual aid agreements with other political subdivisions. Copies of such agreements shall be filed with the State Director of Civil Defense.

6.07.000 DECLARATION OF EMERGENCIES. Upon the declaration by the Governor, by the Mayor or the Civil Defense Director in the absence of the Mayor, or by the Common Council, of a state of emergency, the Director of Civil Defense shall issue all necessary proclamations as to the existence of such state of emergency and shall issue such disaster warnings or alerts as shall be required in the civil defense plan.

The civil defense organization shall take action in accordance with the civil defense plan only after the declaration of an emergency and the issuance of the official disaster warnings. Such state of emergency shall continue until terminated by the issuing authority, provided that any such declaration not issued by the Governor may be terminated at the discretion of the Common Council.

6.08.000 PENALTY. Any person who shall willfully obstruct, hinder or delay any member of the civil defense organization in the enforcement of any order, rule, regulation or plan issued pursuant to this chapter, or do any act forbidden by any order, rule, regulation or plan issued pursuant to the authority contained in this chapter shall be subject to a penalty as provided in section 25.04 of this code.

