

Chapter 8
EMERGENCY SERVICES and DISASTER AGENCY

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8.01 CREATION

There is hereby created the Algonquin 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 manmade disaster, in accordance with the Illinois Emergency Management Agency 1975, as amended, (20 ILCS 3306/1 *et seq.*) (“Act”).

This ESDA shall consist of the coordinator and such additional members as may be selected by the coordinator.

8.02 COORDINATOR

The coordinator of the Village ESDA shall be appointed by the President, by and with the consent of the Village Board, at the annual meeting and shall hold office for a term to expire not later than the end of the last year in the President’s term and until a successor is appointed and qualified.

The coordinator shall have direct responsibility for the organization, administration, training and operation of the ESDA, subject to the direction and control of the President as provided by statute.

In the event of the absence, resignation, death or inability to serve as coordinator, the President or any person designated by the President, shall be and act as coordinator until a new appointment is made as provided herein.

8.03 DUTIES

The Village 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 Act.

8.04 MOBILE SUPPORT TEAM

All or any members of the Village ESDA organization may be designated as members of a Mobile Support Team created by the state ESDA director 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 ESDA director, shall receive the compensation and have the powers, duties, rights and immunities incident to such employment of 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.

8.05 MUTUAL AID

The ESDA 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 by the ESDA state director.

8.06 DISASTER EMERGENCY

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 of a major disaster resulting from enemy sabotage or other hostile action, or from manmade or natural disaster, it shall be the duty of the Village ESDA to cooperate fully with the State ESDA and with the governor in the exercise of emergency powers as provided by law.

8.07 LOCAL EMERGENCY

A local disaster emergency may be declared only by the President. It shall not be continued or renewed for a period in excess of 7 days except by or with the consent of the Village Board. Any order or proclamation shall be given prompt and general publicity and shall be filed promptly with the Clerk.

8.08 COMPENSATION

ESDA members who are paid employees or officers of the Village, if called for training by the ESDA state director, shall receive for the time spent in such training the same rate of pay as it 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 from time to time by the Village Board.

8.09 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 state ESDA director, compensation for services and expenses of members of the Mobile Support Team while serving outside the Village in response to a call by the governor or state ESDA director, as provided by law, and any other reimbursement made by the state incident to ESDA activities as provided by law.

8.10 PURCHASES, CONTRACTS

The President may, on recommendation of the Village ESDA coordinator, authorize any purchase or contracts 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 manmade or natural disaster.

In the event of enemy caused or other disaster, the Village ESDA 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 exigency without regard to the statutory procedures or formalities normally prescribed by law pertaining to Village contracts or obligations, as authorized by the Act, provided that if the Village Board meets at such time the President shall act subject to the directions and restrictions imposed by the Village Board.

8.11 OATH OF OFFICE

Every person appointed to serve in any capacity in the Village ESDA organization shall, before entering upon his duties, subscribe to the following oath, which shall be filed with the Clerk:

“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 the territory, institutions and facilities thereof, both public and private, against all enemies, foreign and domestic; 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 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 times as I am affiliated with the Village of Algonquin 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.”

8.12 OFFICE SPACE

The President is authorized to designate space in a Village building, or elsewhere, as may be provided for by the President for the Village ESDA as its office.

8.13 BUDGET, LEVY OF TAXES *Amended, 92-O-82*

The Village Board 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 5 cents per \$100 of the assessed value of all taxable property in addition to all other taxes, as provided by the Act, however, that amount collectable under such levy shall in no event exceed \$.25 per capita.