

TOWNSHIP ORDINANCE EMA-1-27-09-01

AN ORDINANCE ESTABLISHING THE HANOVER TOWNSHIP  
EMERGENCY MANAGEMENT AGENCY

BE IT ORDAINED BY THE SUPERVISOR AND BOARD OF TRUSTEES OF THE TOWNSHIP OF  
HANOVER, COOK COUNTY, ILLINOIS THAT:

- Section 1. There is hereby created the Hanover Township Emergency Management Agency (hereinafter referred to as EMA) 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 Services and Disaster Act of 1975" and as amended 1985 and 2006. Chapter 127, paragraphs 1101 and following.
- Section 2. The Director of the Township EMA shall be appointed by the Hanover Township Board of Trustees (the "Township Board") and shall serve until removed by same.
- The Director shall have direct responsibility for the organization, administration, training, and operation of the EMA subject to the direction and control of the Supervisor, as provided by statute.
- In the event of the absence, resignation, death or inability to serve as the Director, the Administrator, or any person designated, by him, shall be and act as Director until a new appointment is made as provided in this Ordinance.
- Section 3. The Township EMA shall perform such EMA functions within the Township as shall be prescribed in and by the state EMA 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 township boundaries as may be required pursuant to any Mutual Aid agreement with any other political subdivision, municipality or quasi-municipality entered into as provided by "The State ESDA Act of 1975", amended 1985 and 2006.
- The Township EMA may, when appropriate for the benefit of the Township, initiate such programs that are complimentary to the concepts of the EMA.
- Section 4. The OEM will establish when appropriate for the benefit of the Township, a Citizen Corps Council and subsequently programs that are under the umbrella of the Citizen Corps Council including but not limited to Community Emergency Response Team/Training, Medical Reserve Corps and Neighborhood Watch and will conduct such programs according to the guidelines set forth by the national office of the Citizen Corps and the policies and procedures that the Hanover Township Citizen Corps Council and its sub-programs may develop
- Section 5. All, or any, members of the Township EMA organization may be designated as members of a mobile Support Team created by the director of the State EMA as provided by law.

The leader of such Mobile Support Team shall be designated by the Director of the Township EMA organization.

Any member of the Mobile Support Team who is a Township 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 Township, while so serving, shall receive from the state reasonable compensation as provided by law.

Section 6. The Director of EMA may negotiate Mutual Aid agreements with other townships or political sub-divisions of the state, but no such agreement shall be effective until it has been approved by the Township Board and the state director of EMA.

Section 7. 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 manmade or natural disaster, it shall be the duty of the Township EMA to cooperate fully with the State EMA and with the Governor in the exercise of emergency powers as provided by law.

Section 8. Members of the EMA who are paid employees or officers of the Township, if called for training by the state director of EMA, 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 township employees or officers shall receive for such training time such compensation as may be established by the Township Board.

Section 9. The State treasurer may receive and allocate to the appropriate fund, any reimbursement by the State to the Township for expenses incident to training members of the EMA, as prescribed by the State Director of EMA, compensation for services and expenses of members of a Mobile Support Team while serving outside the Township in response to a call by the Governor or State Director of EMA, as provided by law, and other reimbursement made by the state incident to EMA activities as provided by law.

Section 10. The Supervisor may, on recommendation of the Township Director of EMA and upon approval of the Town Board, authorize any purchase or contracts necessary to place the Township 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 Township Director of EMA is authorized on behalf of the Township, to procure such services, supplies, equipment or material as may be necessary for such purchases, in view of the exigency, without regard to the statutory procedures or formalities normally prescribed by law pertaining to Township contracts or obligations, as authorized by "The State ESDA Act of 1975", amended 1985 and 2006, provided that if the Township Board meets at such time he shall act subject to the directions and restrictions imposed by that body.

Section 11. Every person appointed to serve in any capacity in the Township EMA organization shall, before entering upon his duties, subscribe to the following oath, which shall be filed with the Director:

“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 of America, 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.

Section 12. The Township Administrator is authorized to designate space in a Township building, or elsewhere for the Township EMA as an office.

Section 13. The Township Board may make an appropriation for EMA purposes in the manner provided by law, and may levy, in addition, for EMA purposes only, a tax not to exceed five (5) cents per one hundred (100) dollars of the assessed value of all taxable property in addition to all other taxes, as provided by “The State ESDA Act of 1975” amended 1985 and 2006: however, that amount collectible under such levy shall in no event exceed .25 cents per capita, as provided by law.

Section 15. The various provisions of this Ordinance are to be considered severable, and if any part or portion of this Ordinance shall be held invalid by a Court of competent jurisdiction, such decision shall not affect the validity of the remaining provisions of this Ordinance.

Section 16. All prior Ordinances and resolutions in conflict or inconsistent herewith are hereby expressly repealed but only to the extent of such conflict or inconsistency.

Section 17. This Ordinance shall be in force and effect upon its passage and approval, as provided by law.

ROLL CALL VOTE:

AYES: Supervisor Kelly, Trustees Dolan Baumer, Goffinski, Kramer and Westlund Deenhan

NAYES:  $\emptyset$

ABSENT:  $\emptyset$

PASSED: this 27<sup>th</sup> day of January, 2009

APPROVED: this 27<sup>th</sup> day of January, 2009.



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Michael E. Kelly  
Township Supervisor

Attest:



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Brian P. McGuire  
Clerk

CERTIFICATION

I, the undersigned, do hereby certify that I am the Township Clerk of Hanover Township, Cook County, Illinois, and that the foregoing is a true, complete and exact copy of Ordinance No. EMA-1-27-0901 enacted on January 27, 2009, and approved on January 27, 2009, as the same appears from the official records of Hanover Township.



Brian P. McGuire, Township Clerk