

RABUN COUNTY RESOLUTION FOR EMERGENCY MANAGEMENT

(Revised July 2000)

SECTION I - DEFINITION

"Emergency Management means the preparation for the carrying out of all emergency functions other than functions for which military forces are primarily responsible to prevent, minimize, and repair injury and damage resulting from emergencies, energy emergencies, disasters, or the imminent threat thereof, of manmade or natural origin These functions include, without limitation, fire-fighting services; police services [public safety]; medical and health services; rescue; engineering; warning services; communications; defense from radiological, chemical, and other special weapons; evacuation of persons from stricken areas; emergency welfare services; emergency transportation; [nuclear power] plant protection; temporary restoration of public service utility services; and other functions related to civilian protection, together with all other activities necessary or incidental to the preparation for and carrying out of the foregoing functions." (*Georgia Emergency Management Act of 1981, As Amended December 1992, Chapter 3, Article 1, 38-3-3.*)

SECTION II - LOCAL ORGANIZATION FOR EMERGENCY MANAGEMENT

"In cases where a county has an organization for emergency management, such organization shall include participation by each city within the county unless the governing authority of any particular city elects to implement its own organization for emergency management. Any two or more of the above-mentioned political subdivisions may, with the approval of the director, contract with each other so as to form one emergency management organization for the entire area included in the bounds of the contracting political subdivisions. The executive officer or governing body of the political subdivision is authorized to nominate a local director to the director of emergency management who shall have the authority to make the appointment." Upon appointment, the local emergency management agency director shall have direct responsibility for the organization, administration, and operations of the local organization for emergency management, subject to the direction and control of the executive officer or governing body and shall serve at the pleasure of such executive officer or governing body. The local director shall:

- * maintain an emergency management office in a building owned or leased by the political subdivision and the director or designee shall be available or on call at all times beyond working hours
- * develop, in conjunction with public and private agencies/organizations that have responsibility for designated emergency support functions, plans for responding to and recovering from disasters [and/or emergencies]
- * respond to emergency scenes, command posts, and operation centers
- * coordinate emergency response of public and private agencies and organizations

- * attend training and meetings convened by the appointing authority or the (state emergency management) director
- * develop or cause to be developed, in collaboration with other public and private agencies within the state, mutual aid arrangements, consistent with state plans and programs, for reciprocal emergency management aid and assistance in case of emergency or disaster too great to be dealt with unassisted
- * enter into mutual aid agreements, subject to approval of the Governor, with emergency management agencies or organizations in other states for reciprocal emergency management aid and assistance in case of emergency or disaster too great to be dealt with unassisted (Chapter 3, Article 3, 38-3-27 and 38-3-29.)

SECTION III - LOCAL EMERGENCY MANAGEMENT POWERS

Each political subdivision shall have the emergency management power and authority to: *appropriate and expend funds; execute contracts; obtain and distribute equipment, materials, and supplies; provide for the health and safety of persons and property, including emergency assistance to victims; direct and coordinate development of local emergency management plans and programs in accordance with federal and state policies and plans; appoint, employ, remove or provide, with or without compensation, chiefs of services, warning personnel, rescue teams, auxiliary fire and police personnel, and other emergency management workers; establish a primary and one or more secondary control centers to serve as command posts; and acquire, temporarily or permanently, by purchase, lease or otherwise [identify] sites required for installation of temporary housing units and prepare or equip such sites.* (Chapter 3, Article 2, 38-3-27.)

SECTION IV - LOCAL EMERGENCY MANAGEMENT FINANCIAL ASSISTANCE

A county or municipality shall be entitled to receive [federal disaster] funds if the local emergency management organization has met all state and federal requirements to receive such funds. Qualifications include: *legal establishment of an emergency management organization by local ordinance or resolution; a legally appointed local director who has been endorsed and appointed by the Georgia Emergency Management Director; an approved emergency and disaster plan with all applicable annexes [Emergency Support Functions]; and an approved fiscal year program and other necessary compliance documents.* (Chapter 3, Article 2, 38-3-27.)

SECTION V - IMMUNITY OF STATE AND POLITICAL SUBDIVISIONS

"Neither the state nor any political subdivision of the state, nor the agents or representatives of the state or any political subdivision thereof, shall be liable for personal injury or property damage sustained by any person appointed or acting as a volunteer emergency management worker or member of any agency engaged in emergency management activity." *Immunity does not apply in cases of willful misconduct, gross negligence or bad faith.* (Chapter 3, Article 2, 38-3-35.)

SECTION VI - LOCAL EMERGENCY MANAGEMENT AGENCY PLAN

The Rabun County Emergency Management Agency has developed, in partnership with local government and community agencies/organizations which have primary responsibility for emergency support functions, an approved emergency management plan. A copy of this plan and/or major revisions are being submitted to the Georgia Emergency Management Agency by the local Emergency Management Agency Director, in coordination with the undersigned local government officials or legally appointed successors. It is understood that the Georgia Emergency Management Agency will review this plan for compliance with all federal and state requirements.

As authorized local government officials, we understand and agree to the requirements of the Georgia Emergency Management Act of 1981, as amended, as stated in this resolution.

[Signature] 12/13/04
signature date

Attest:
[Signature] 12/13/04
signature date

Mayor
title

City Clerk
title

[Signature] 12/13/04
signature date

signature date

Council President
title

title

[Signature] 12/13/04
signature date

signature date

Councilor
title

title

[Signature] 12/13/04
signature date

signature date

Councilor
title

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[Signature] 12/13/04
signature date

signature date

Councilor
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All applicable elected local government officials to include the Chairperson of the County Commission, Mayor(s) of Municipalities, and/or Chief Executive Officer for the jurisdiction(s) should sign this resolution