

~~APPENDIX BP-3~~~~SUGGESTED CITY ORDINANCE
RELATING TO CIVIL DEFENSE~~~~PREPARED BY THE ILLINOIS MUNICIPAL LEAGUE~~An Ordinance Relating To Local Civil Defense

BE IT ORDAINED by the (City Council) (~~President and Board of Trustees~~)
of the City/Village of *Urbana Illinois* that:

Section 1. (Establishment) There is hereby created the local municipal civil defense organization to prevent, minimize, repair, and alleviate injury or damage resulting from disaster caused by enemy attack, sabotage, or other hostile action, or from natural disaster, in accordance with "The Illinois Civil Defense Act of 1951," as amended.

This civil defense organization shall consist of the director and additional members to be selected by the director.

Section 2. (Director) The director of the Municipal civil defense organization shall be appointed by the (mayor, with the consent of the city council) (president and board of trustees) (city council) and shall serve until removed by the same.

The director shall have direct responsibility for the organization, administration, training, and operation of the civil defense organization, subject to the direction and control of the mayor/president, as provided by statute.

In the event of the absence, resignation, death, or inability to serve of the director, the (mayor) (village president) 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. (Functions) The municipal civil defense organization shall perform such civil defense functions within the municipality as shall be prescribed in and by the state civil defense 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 by the "Illinois Civil Defense Act of 1951," as amended.

Section 4. (Service as Mobile Support Team) All or any members of the municipal civil defense organization may be designated as members of a Mobile Support Team created by the state director of civil defense as provided by law.

The leader of such Mobile Support Team shall be designated by the director of the municipal civil defense organization.

Any member of a Mobile Support Team is a municipal employee or officer while serving on call to duty by the Governor, or the state director of civil defense, 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 municipality, while so serving, shall receive from the state reasonable compensation as provided by law.

Section 5. (Agreements with other political subdivisions) The director of the civil defense organization may negotiate Mutual Aid agreements with other municipal corporations or political subdivisions of the state, but no such agreement shall be effective until it has been approved by the (city council) (board of trustees) and by the state director of civil defense.

Section 6. (Emergency Action) If the Governor declares that a civil defense emergency exists in the event of actual enemy attack upon the United States or the occurrence within the State of Illinois of major disaster resulting from enemy sabotage or other hostile action or from natural disaster, it shall be the duty of the municipal civil defense organization to cooperate fully with the state office of civil defense and with the Governor in the exercise of emergency powers as provided by law.

Section 7. (Compensation) Members of the civil defense organization who are paid employees or officers of the municipality, if called for training by the state director of civil defense, shall receive for time spent in such training the same rate of pay as is attached to the position held; members who are not such municipal employees or officers shall receive for such training time such compensation as may be established by the (city council) (board of trustees).

Section 8. (Reimbursement by State) The state treasurer may receive and allocate to the appropriate fund any reimbursement by the state to the municipality for expenses incident to training members of the civil defense, compensation for services and expenses of members of a Mobile Support Team while serving outside the municipality in response to a call by the Governor or state director of civil defense, as provided by law, and any other reimbursement made by the state incident to civil defense activities, as provided by law.

Section 9. (Purchases and Expenditures) The (city council) (board of trustees) may, on recommendation of the municipal director of civil defense, authorize any purchase or contracts necessary to place the municipality 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 natural disaster.

In the event of enemy caused or natural disaster, the municipal director of civil defense is authorized, on behalf of the municipality, 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 municipal contracts or obligations, as authorized by "The Illinois Civil Defense Act of 1951," provided that, if the (city council) (board of trustees) meets at such time, he shall act subject to the directions and restrictions imposed by that body.

Section 10. (Oath) Every person appointed to serve in any capacity in the municipal civil defense organization shall, before entering upon his duties, subscribe to the following oath, which shall be filed with the director:

"I Queen D. Hopkins, Local Civil Defense Director of the civil defense organization of Wilmette, Illinois 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 time as I am affiliated with the Civil Defense (Name of 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."

Section 11. (Office) The (mayor) (village president) is authorized to designate space in the village/city hall or elsewhere, as may be provided for by the (city council) (village board) for the municipal civil defense organization as its office.

Section 12. (Appropriation - Levy of Taxes) The (village board) (city council) may have an appropriation for civil defense purposes in the manner provided by law, and may levy in addition for civil defense purposes only, a tax not to exceed (5) cents per hundred (100) dollars of the assessed value of all taxable property in addition to all other taxes, as provided by "The Illinois Civil Defense Act of 1951," as amended.

Section 13. This ordinance shall be in force from and after its passage and approval, as provided by law.

Passed this 6th day of July, 1964.

Approved this 6th day of July, 1964.

Stanley B. Spawed Mayor/President

Attest: Bess M. Holmes Clerk