

Offered by Public Safety Committee

County Attorney [Signature]

TITLE: ADOPTION OF LOCAL LAW INTRO. NO. 11 - 79, PRINT NO. 1, TO ESTABLISH AN OFFICE OF EMERGENCY SERVICES IN THE COUNTY GOVERNMENT OF THE COUNTY OF ALLEGANY

RESOLVED:

- 1. That proposed Local Law, Intro. No. 11-79, Print No. 1, is hereby adopted without any change in language, to wit:

A LOCAL LAW TO ESTABLISH AN OFFICE OF EMERGENCY SERVICES IN THE COUNTY GOVERNMENT OF THE COUNTY OF ALLEGANY

BE IT ENACTED by the Board of Legislators of the County of Allegany as follows:

Section 1. Purpose. The purpose of this local law is to consolidate into one office in the county government of the county of Allegany the powers and duties which are now vested in the county office of civil defense and the natural disaster coordination agency; to codify and transfer into such office the various powers and duties heretofore granted to and imposed upon said office and said agency by resolutions and directions of the county board of legislators; to grant to and impose upon such office powers and duties which can allow and authorize such office to be the central civil office through which the chief executive officer of the county may exercise the authority and discharge the responsibilities granted to and imposed upon his office by law when there arises or may arise in the county any condition seriously affecting or threatening public health, welfare or security due to an enemy attack, the threat of enemy attack, a disaster and the threat of a disaster and which conditions are beyond the control of public or private agencies ordinarily responsible for the control or relief of such conditions; and, in recognition of the fact that energy shortages can cause emergency situations whereby the life, health, welfare and security of Allegany county residents are jeopardized, to make such office a vehicle to assist the federal and New York State governments in energy conservation, allocation and use.

§ 2. Definitions. As used in this local law the following terms shall have the following meanings:

- a. "chief executive officer" means the chairman of the board of legislators of the county of Allegany.

I, Frances S. Barnes, Clerk of the Board of Legislators of the County of Allegany, State of New York do hereby certify that the foregoing constitutes a correct copy of the original on file in my office and the whole thereof of a resolution passed by said Board on the _____ day of _____, 19 _____

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b. "county civil defense" means county of Allegany civil defense.

c. "disaster" means within the county of Allegany any occurrence or imminent threat of wide spread or severe damage, injury, or loss of life or property resulting from any natural or man-made causes, including, but not limited to, fire, flood, earthquake, hurricane, tornado, high water, landslide, mudslide, wind, storm, wave action, volcanic activity, epidemic, air contamination, blight, drought, infestation, explosion, radiological accident or water contamination.

d. "energy" means work or heat that is, or may be, produced from any fuel or source whatsoever.

§ 3. There is hereby established in the county government of the county of Allegany an office of emergency services.

§ 4. The head of such office shall be the director of emergency services.

§ 5. The director of emergency services shall be appointed by and serve at the pleasure of the chief executive officer.

§ 6. The director of emergency services shall receive such compensation as the county board of legislators shall determine.

§ 7. The director of emergency services shall appoint and at pleasure remove deputies, assistants and employees and prescribe their duties. The compensation of such deputies, assistants and employees shall be fixed by the county board of legislators. Within the amount of the appropriation therefor by the county board of legislators and subject to the terms and conditions of such appropriation, said director shall have the power to hire persons whose services are temporarily required to perform the powers and duties granted to or imposed upon the office of emergency services by this local law.

§ 8. The office of emergency services shall possess powers and perform duties, as follows:

a. the powers and duties relating to county civil defense, including but not limited to preparation, execution and coordination of county civil defense plans, programs and operations,

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as are now and may be prescribed by law, local law, resolution of the county board of legislators or by order or direction of the chief executive officer;

b. the powers and duties relating to county disaster preparedness, operations and recovery, including but not limited to preparation of a county disaster preparedness plan or plans, execution and coordination of county disaster operations and preparation of a county recovery and development plan when authorized by the county board of legislators, as are now and may be prescribed by law, local law, resolution of the county board of legislators or by order or direction of the chief executive officer;

c. the powers and duties relating to energy conservation, allocation and use that are necessary to assist the federal and New York state governments in their respective plans and operations relating to energy conservation, allocation and use when such plans and operations are necessary to prevent or to deal with a condition under which the life, health, welfare or security of Allegany county residents are or may be seriously affected or threatened as a result of an energy shortage or a threat of an energy shortage;

d. the power to monitor and the duty to inventory all county-owned radios and directly related equipment;

e. to obtain and continue the authorized licensing of all Allegany county municipal radio systems which are directly involved with county government communications and to establish terms and conditions relating thereto;

f. to coordinate the emergency medical service radio system for ambulances and hospitals in Allegany county in accordance with any emergency medical services mutual aid plan established by resolution of the county board of legislators and with any amendments thereto;

g. to exercise any power and perform any duty which the county board of legislators may prescribe by resolution and which are related to the purpose, powers and duties in this local law;

I, Frances S. Barnes, Clerk of the Board of Legislators of the County of Allegany, State of New York do hereby certify that the foregoing constitutes a correct copy of the original on file in my office and the whole thereof of a resolution passed by said Board on the _____ day of _____, 19 _____.

Clerk, Board of Legislators, Allegany County Dated at Belmont, New York this _____ day of _____, 19 _____

Offered by _____

County Attorney _____

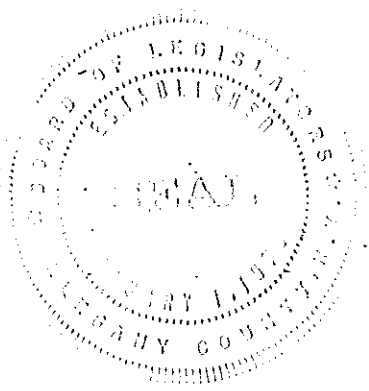
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h. to exercise any power and perform any duty which the chief executive officer may grant or impose by law and which are related to the purpose, powers and duties in this local law.

§ 9. Notwithstanding any contrary provisions in this local law, the chief executive officer shall have the general power and duty of execution and performance of the provisions of this local law.

§ 10. Notwithstanding any contrary provisions in this local law, the amount of any appropriation necessary for the operation of the office of emergency services shall be determined by the county board of legislators.

§ 11. This local law shall take effect immediately.



Local Law No. 1 of 1980
Adopted by Resolution No. 9-80
January 18, 1980

I, Brenda Rigby Riehle, Clerk of the Board of Legislators of the County of Allegany, State of New York, do hereby certify that the foregoing constitutes a correct copy of the original on file in my office and the whole thereof of a resolution passed by said Board on the 14th day of January 1980.

Brenda Rigby Riehle
Clerk, Board of Legislators, Allegany County

Dated at Belmont, New York, this 19th day of August 2019.

Moved by: Hasper Seconded by: Burton VOTE: Ayes 15 Noes 0 Absent: 0 Voice: