

ORDINANCE

Sec. 1. Short Title. This Ordinance may be cited as the **Vermilion County Emergency Management Agency Ordinance**.

Sec. 2. Policy and Purposes.

(a) Because of the possibility of the occurrence of disasters of unprecedented size and destructiveness in this or in neighboring counties by means of terrorism, sabotage or other disloyal actions within, or from fire, tornado, severe thunderstorm, flood, earthquake, or other natural or technological causes, and in order to insure that this County will be prepared to and will adequately deal with any disasters, preserve the lives and property of the people of this County and protect the public peace, health, and safety in the event of a disaster, it is found and declared to be necessary:

- (1) To create the Vermilion County Emergency Management Agency and to authorize emergency management programs within the political subdivisions of the County.
- (2) To confer upon the County Board Chair and upon the principal executive officer of the political subdivisions of the County the powers provided herein.
- (3) To provide for the rendering of mutual aid among the political subdivisions and taxing districts of the County and with other counties and with respect to the carrying out of an emergency management program.

(b) It is further declared to be the purpose of this Ordinance and the policy of the County that all emergency management programs of this County be coordinated to the maximum extent with the comparable programs of the state government, including its various departments and agencies, of other counties and localities and private agencies of every type, to the end that the most effective preparation and use may be made of the county's resources and facilities for dealing with any disaster that may occur.

Sec. 3. Limitations. Nothing in this Ordinance shall be construed to:

(a) Interfere with the course or conduct of a labor dispute, except that actions otherwise authorized by this Ordinance or other laws may be taken when necessary to mitigate imminent or existing danger to public health or safety;

(b) Interfere with dissemination of news or comment of public affairs; but any communications facility or organization (including but not limited to radio and television stations, wire services, and newspapers) may be requested to transmit or print public service messages furnishing information or instructions in connection with a disaster;

(c) Affect the jurisdiction or responsibilities of police forces or fire fighting forces; but County and political subdivision emergency operations plans shall place reliance upon these forces available for performance of functions related to emergency management;

(d) Limit, modify, or abridge the authority of the County Board Chair to proclaim martial law or exercise any other powers vested in the County Board Chair under the constitution of this State, statutes, or common law, independent of or in conjunction with any provisions of this Ordinance; limit any home rule unit; or prohibit any contract or association pursuant to Article VII, Section 10 of the Illinois Constitution.

Sec. 4. Definitions. As used in this Ordinance, unless the context clearly indicates otherwise, the following words and terms have the meanings ascribed to them in this Section:

"Director" means the staff assistant to the principal executive officer of a political subdivision with the duty of coordinating the emergency management programs of that political subdivision.

"Disaster" means an occurrence or threat of widespread or severe damage, injury or loss of life or property resulting from any natural, technological, or manmade cause, including but not limited to fire, tornado, flood, earthquake, wind, storm, hazardous materials spill or other water contamination requiring emergency action to avert danger or damage, epidemic, air contamination, blight, extended periods of severe and inclement weather, drought, infestation, critical shortages of essential fuels and energy, explosion, riot, hostile military or paramilitary action, public health emergencies, or acts of terrorism.

"Emergency Management" means the efforts of the County and the political subdivisions to develop, plan, analyze, conduct, provide, implement and maintain programs for disaster mitigation, preparedness, response and recovery.

"Emergency Management Liaison" means the person assigned by any political subdivision of the County to coordinate that political subdivision's emergency management activities with the County Emergency Management Agency.

"Emergency Services and Disaster Agency" means the agency by this name, by the name Emergency Management Agency, or by any other name that is established by ordinance within a political subdivision to coordinate the emergency management program within that political subdivision and with private organizations, other political subdivisions, the County and state governments.

"Emergency Operations Plan" means the written plan of the County and political subdivisions describing the organization, mission, and functions of the government and supporting services for responding to and recovering from disasters and shall include plans that take into account the needs of those individuals with special needs, household pets and service animals following a major disaster or emergency.

"Emergency Services" means the coordination of functions by the County and its political subdivision, other than functions for which military forces are primarily responsible, as may be necessary or proper to prevent, minimize, repair, and alleviate injury and damage resulting from any natural, technological or manmade causes. These functions include, without limitation, fire-fighting services, police services; emergency aviation services, medical and health services, HazMat and technical rescue teams, rescue, engineering, warning services, communications, radiological, chemical and other special weapons defense, evacuation of persons from stricken or threatened areas, emergency assigned functions of plant protection, temporary restoration of public utility

services and other functions related to civilian protection, together with all other activities necessary or incidental to protecting life or property.

"Exercise" means a planned event realistically simulating a disaster, conducted for the purpose of evaluating the political subdivision's coordinated emergency management capabilities, including, but not limited to, testing the emergency operations plan.

"HazMat team" means a career or volunteer mobile support team that has been authorized by a unit of local government to respond to hazardous materials emergencies and that is primarily designed for emergency response to chemical or biological terrorism, radiological emergencies, hazardous material spills, releases, or fires, or other contamination events.

"Mobile Response Team" means a group of individuals designated as a team by the County Board Chair or Emergency Management Agency Director to train prior to and to be dispatched, if the County Board Chair or the Director so determines, to aid and reinforce the County and political subdivision emergency management efforts in response to a disaster.

"Municipality" means any city, village, and incorporated town.

"Political Subdivision" means any city, village, or township

"Principal Executive Officer" means chair of the county board, supervisor of a township, mayor of a city or incorporated town, president of a village, or in their absence or disability, the interim successor.

"Public health emergency" means an occurrence or imminent threat of an illness or health condition that:

(a) Is believed to be caused by any of the following:

- (1) Bioterrorism;
- (2) The appearance of a novel or previously controlled or eradicated infectious agent or biological toxin;
- (3) A natural disaster;
- (4) A chemical attack or accidental release; or
- (5) A nuclear attack or accident; and

(b) Poses a high probability of any of the following harms:

- (1) A large number of deaths in the affected population;
- (2) A large number of serious or long-term disabilities in the affected population; or
- (3) Widespread exposure to an infectious or toxic agent that poses a significant risk of substantial future harm to a large number of people in the affected population.

"Technical rescue team" means a career or volunteer mobile support team that has been authorized by a unit of local government to respond to building collapse, high angle rescue, and other specialized rescue emergencies and that is primarily designated for emergency response to technical rescue events.

"Vermilion County Emergency Management Agency" means the agency established by this Ordinance within the executive branch of County Government responsible for coordination of the overall emergency management program of the County and with private organizations, political subdivisions, and the state government.

Sec. 5. Vermilion County Emergency Management Agency.

(a) There is created within Vermilion County an Emergency Management Agency and a Director of the Vermilion County Emergency Management Agency, herein called the "Director" who shall be the head thereof. The Director shall be appointed by the County Board Chair, with the advice and consent of the Vermilion County Board.

(b) The Director, subject to the direction and control of the County Board Chair, shall be the head of the Vermilion County Emergency Management Agency and shall be responsible under the direction of the County Board Chair, for carrying out the program for emergency management of this County. The Director shall also maintain liaison and cooperate with the emergency management organizations of this County and other counties and of the state government.

(c) The Vermilion County Emergency Management Agency shall take an integral part in the development and revision of political subdivision emergency operations plans. To this end it shall employ or otherwise secure the services of professional and technical personnel capable of providing expert assistance to the emergency services and disaster agencies. These personnel shall consult with emergency services and disaster agencies on a regular basis and shall make field examinations of the areas, circumstances, and conditions that particular political subdivision emergency operations plans are intended to apply.

(d) The Vermilion County Emergency Management Agency and political subdivisions shall be encouraged to form an emergency management planning committee composed of private and public personnel representing the emergency management phases of mitigation, preparedness, response, and recovery. The Local Emergency Planning Committee, as created under the Illinois Emergency Planning and Community Right to Know Act, shall serve as an advisory committee to the emergency services and disaster agency or agencies serving within the boundaries of that Local Emergency Planning Committee planning district for:

- (1) The development of emergency operations plan provisions for hazardous chemical emergencies; and
- (2) The assessment of emergency response capabilities related to hazardous chemical emergencies.

(e) The Vermilion County Emergency Management Agency shall:

- (1) Coordinate the overall emergency management program of the County.
- (2) Cooperate with local governments, the state government and any public or private agency or entity in achieving any purpose of this Ordinance and in implementing emergency management programs for mitigation, preparedness, response, and recovery.
- (3) Coordinate with the Vermilion County Department of Public Health with respect to planning for and responding to public health emergencies.
- (3) Prepare, for issuance by the County Board Chair, executive orders, proclamations, and regulations as necessary or appropriate in coping with disasters.

(4) Review and approve, in accordance with Vermilion County Emergency Management Agency rules, emergency operations plans for those political subdivisions required to have an emergency services and disaster agency pursuant to this Ordinance.

(5) Determine requirements of the County and its political subdivisions for food, clothing, and other necessities in event of a disaster.

(6) Establish a register of resources and persons with usefulness and types of emergency management training and skills needed in mitigation, preparedness, response, and recovery.

(7) Disseminate all information, completely and without delay, on water levels for rivers and streams and any other data pertaining to potential flooding supplied by the Division of Water Resources within the Department of Natural Resources to all political subdivisions to the maximum extent possible.

(8) Develop agreements, if feasible, with medical supply and equipment firms to supply resources as are necessary to respond to any disaster as defined in this Ordinance. These resources will be made available upon notifying the vendor of the disaster.

(9) Do all other things necessary, incidental or appropriate for the implementation of this Ordinance.

(f) Any moneys received by the Agency from donations or sponsorships, other than those specifically designated for disaster relief, shall be deposited in the Vermilion County General Fund and used by the Agency, subject to appropriation, to effectuate planning and training activities.

Sec. 6. Emergency Management Powers of the County Board Chair.

(a) The County Board Chair shall have general direction and control of the Vermilion County Emergency Management Agency and shall be responsible for the carrying out of the provisions of this Ordinance.

(b) In performing duties under this Ordinance, the County Board Chair is authorized to cooperate with the state government and with other counties in all matters pertaining to emergency management.

(c) In performing duties under this Ordinance, the County Board Chair is further authorized:

(1) To make, amend, and rescind all lawful necessary orders, rules, and regulations to carry out the provisions of this Ordinance within the limits of the authority conferred upon the County Board Chair.

(2) To cause to be prepared a comprehensive plan and program for the emergency management of this County, which plan and program shall be integrated into and coordinated with emergency management plans and programs of the state government and of other counties whenever possible and which plan and program may include:

a. Mitigation of injury and damage caused by disaster.

b. Prompt and effective response to disaster.

c. Emergency relief.

d. Identification of areas particularly vulnerable to disasters.

e. Recommendations for zoning, building, and other land-use controls, safety measures for securing permanent structures and other mitigation measures designed to eliminate or reduce disasters or their impact.

f. Assistance to political subdivisions in designing emergency operations plans (EOP).

- g. Authorization and procedures for the erection or other construction of temporary works designed to mitigate danger, damage or loss from flood, or other disaster.
- h. Organization of County personnel and chains of command.
- i. Coordination of County and political subdivision emergency management activities.
- j. Other necessary matters.

(3) In accordance with the plan and program for the emergency management of this County, and out of funds appropriated for these purposes, to procure and preposition supplies, medicines, materials and equipment, to institute training programs and public information programs, and to take all other preparatory steps including the partial or full mobilization of emergency services and disaster agencies in advance of actual disaster to insure the furnishing of adequately trained and equipped forces for disaster response and recovery.

(4) Out of funds appropriated for these purposes, to make studies and surveys of the industries, resources, and facilities in this State as may be necessary to ascertain the capabilities of the State for emergency management phases of mitigation, preparedness, response, and recovery and to plan for the most efficient emergency use thereof.

(5) On behalf of this County, to negotiate for and submit to the County Board for its approval or rejection reciprocal mutual aid agreements or compacts with other counties, either on a countywide or political subdivision basis. The agreements or compacts, shall be limited to the furnishing or exchange of food, clothing, medical or other supplies, engineering and police services; emergency housing and feeding; health, medical, and related services; fire-fighting, rescue, transportation, communication, and construction services and equipment, provided, however, that if the County Board be not in session and the County Board Chair has not proclaimed the existence of a disaster under this Section, then the agreements or compacts shall instead be submitted to the County Board Safety Committee on Emergency Management. The Committee shall have the power to approve or reject any agreements or compacts for and on behalf of the County Board; and, provided further, that an affirmative vote of 2/3 of the members of the Committee shall be necessary for the approval of any agreement or compact.

Sec. 7. Emergency Powers of the County Board Chair.

In the event of a disaster the County Board Chair may, by proclamation, declare that a disaster exists. Upon such proclamation, the County Board Chair shall have and may exercise for a period not to exceed 30 days the following emergency powers; provided, however, that the lapse of the emergency powers shall not, as regards any act or acts occurring or committed within the 30 days period, deprive any person, firm, corporation, political subdivision, or body politic of any right or rights to compensation or reimbursement which he, she, it, or they may have under the provisions of this Ordinance:

- (a) To suspend the provisions of any regulatory statute prescribing procedures for conduct of County business, or the orders, rules and regulations of any County agency or department, if strict compliance with the provisions of any statute, order, rule, or regulation would in any way prevent, hinder or delay necessary action, including emergency purchases, by the Vermilion County Emergency Management Agency, in coping with the disaster.

(b) To utilize all available resources of the County government as reasonably necessary to cope with the disaster and of each political subdivision of the County.

(c) To transfer the direction, personnel or functions of County departments and agencies or units thereof for the purpose of performing or facilitating disaster response and recovery programs.

(d) To recommend the evacuation of all or part of the population from any stricken or threatened area within the county if the County Board Chair deems this action necessary.

(e) To prescribe routes, modes of transportation, and destinations in connection with evacuation.

(f) To control ingress and egress to and from a disaster area, the movement of persons within the area, and the occupancy of premises therein.

(g) To make provision for the availability and use of temporary emergency housing.

(h) A proclamation of a disaster shall activate the County Emergency Operations Plan, and political subdivision emergency operations plans applicable to the political subdivision or area in question and be authority for the deployment and use of any forces that the plan or plans apply and for use or distribution of any supplies, equipment, and materials and facilities assembled, stockpiled or arranged to be made available under this Ordinance or any other provision of law relating to disasters.

(i) Control, restrict, and regulate by rationing, freezing, use of quotas, prohibitions on shipments, price fixing, allocation or other means, the use, sale or distribution of food, feed, fuel, clothing and other commodities, materials, goods, or services; and perform and exercise any other functions, powers, and duties as may be necessary to promote and secure the safety and protection of the civilian population.

(j) Prohibit increases in the prices of goods and services during a disaster.

Sec. 8. Volunteer Mobile Response Teams.

(a) The County Board Chair or Director may cause to be created Volunteer Mobile Response Teams to aid and to reinforce the Vermilion County Emergency Management Agency, and emergency services and disaster agencies in areas threatened or stricken by disaster. Each volunteer mobile response team shall have a leader, selected by the Director who will be responsible, under the direction and control of the Director, for the organization, administration, and training, and operation of the volunteer mobile response team.

(b) Personnel of a volunteer mobile response team while on duty pursuant to a mission or incident, or while engaged in regularly scheduled training or exercises, whether within or without the County, shall either:

(1) If they are paid employees of the County, have the powers, duties, rights, privileges and immunities and receive the compensation incidental to their employment.

(2) If they are paid employees of a political subdivision or body politic of this County, and whether serving within or without that political subdivision or body politic, have the powers, duties, rights, privileges and immunities, and receive the compensation incidental to their employment from their home political subdivision.

(3) If they are not employees of the County, political subdivision or body politic, or being such employees, are not normally paid for their services, will be considered Volunteers of the County.

(4) Personnel of a volunteer mobile response team who suffer disease, injury or death arising out of or in the course of emergency duty, shall for the purposes of benefits under the Workers' Compensation Act or Workers' Occupational Diseases Act only, be deemed to be employees of this County.

(c) No personnel of a volunteer mobile response team of this County may be ordered by the County Board Chair to operate in any other county unless a request for the same has been made by the county board chair or duly authorized representative of the other county.

Sec. 9. Financing.

(a) It is the intent of the Vermilion County Board and declared to be the policy of the County that funds to meet disasters shall always be available.

(b) It is the intent that the first recourse shall be to funds regularly appropriated to County and political subdivision departments and agencies. If the County Board Chair finds that the demands placed upon these funds in coping with a particular disaster are unreasonably great, the County Board Chair may make funds available from the Disaster Response and Recovery Fund. If monies available from the Fund are insufficient, and if the County Board Chair finds that other sources of money to cope with the disaster are not available or are insufficient, the County Board Chair shall request the Vermilion County Board to enact legislation as it may deem necessary to transfer and expend monies appropriated for other purposes or borrow from public or private source. If the Vermilion County Board is not sitting in regular session to enact such a transfer, expenditure or loan of such monies, the County Board Chair is authorized to carry out those decisions, by depositing transfers or loan proceeds into and making expenditures from the Disaster Response and Recovery Fund, until such time as a quorum of the Vermilion County Board can convene in a regular or extraordinary session. The Vermilion County Board shall, to the extent moneys become available, restore moneys used from other sources under this Section.

(c) Nothing contained in this Section shall be construed to limit the County Board Chair's authority to apply for, administer and expend grants, gifts or payments in aid of disaster mitigation, preparedness, response or recovery funds.

Sec. 10. Emergency Services and Disaster Agencies.

(a) Each political subdivision within this County shall be within the jurisdiction of and served by the Vermilion County Emergency Management Agency

(b) Each municipality that is not required to and does not have an emergency services and disaster agency shall have a liaison officer designated to facilitate the cooperation and protection of that municipal corporation with the Vermilion County Emergency Management Agency in the work of disaster mitigation, preparedness, response, and recovery.

(c) The principal executive officer or his or her designee of each political subdivision in the County shall annually notify the Vermilion County Emergency Management Agency of the manner in which the political

subdivision is providing or securing emergency management, identify the executive head of the agency or the department from which the service is obtained, or the liaison officer in accordance with paragraph (b) of this Section and furnish additional information relating thereto as the Vermilion County Emergency Management Agency requires.

(d) Each municipality that chooses to provide their own emergency services and disaster agency shall prepare an emergency operations plan (EOP) for its geographic boundaries that complies with planning, review, and approval standards promulgated by the Illinois Emergency Management Agency (IEMA).

(e) This local emergency services and disaster agency shall prepare and distribute to all appropriate officials in written form a clear and complete statement of the emergency responsibilities of all local departments and officials and of the disaster chain of command.

(f) Each emergency services and disaster agency shall have a Coordinator who shall be appointed by the principal executive officer of the political subdivision. The Coordinator shall have direct responsibility for the organization, administration, training, and operation of the emergency services and disaster agency, subject to the direction and control of that principal executive officer. Each emergency services and disaster agency shall coordinate and may perform emergency management functions within the territorial limits of the political subdivision within which it is organized as are prescribed in and by the State Emergency Operations Plan, and programs, orders, rules and regulations as may be promulgated by the Illinois Emergency Management Agency and by local ordinance and, in addition, shall conduct such functions outside of those territorial limits as may be required under mutual aid agreements and compacts.

Sec. 11. Local Disaster Declarations.

(a) A local disaster may be declared only by the County Board Chair or the principal executive officer of a political subdivision, or his or her interim emergency successor. It shall not be continued or renewed for a period in excess of 7 days except by or with the consent of the governing board of the political subdivision. Any order or proclamation declaring, continuing, or terminating a local disaster shall be given prompt and general publicity and shall be filed promptly with the county clerk, township clerk, or the municipal clerk, as the case may be, in the area to which it applies.

(b) The effect of a declaration of a local disaster is to activate the emergency operations plan (EOP) of the County or that political subdivision and to authorize the furnishing of aid and assistance thereunder.

(c) To constitute a local disaster declaration, the disaster must be of such magnitude as to be outside the response capabilities of the County or the political subdivision's resources to effectively handle. However, nothing in this section or this Ordinance mandates that the County Board Chair or principal executive officer of a political subdivision issue a local disaster declaration, even if mutual aid agreements and compacts have been activated to assist with the disaster.

Sec. 12. Testing of Disaster Warning Devices.

(a) The testing of disaster warning devices, including outdoor warning sirens, shall be held only on the first Tuesday of each month at 10 o'clock in the morning or during exercises that are specifically and expressly approved in advance by the Illinois Emergency Management Agency.

(b) However, the testing of said disaster warning devices can be postponed at the discretion of the Vermilion County Emergency Management Agency Director if, at the time of the appointed testing, current weather conditions are of such a threatening magnitude or if the National Weather Service has issued watches or warnings of inclement weather, that the County's residents may be confused by the warning test and believe a real weather warning or disaster is in progress.

Sec. 13. Mutual aid arrangements between political subdivisions and taxing districts.

(a) The local coordinators of each political subdivision maintaining an emergency services and disaster agency may, in collaboration with other public agencies within their immediate vicinity, develop or cause to be developed mutual aid arrangements with other political subdivisions of taxing districts within this County for reciprocal disaster response and recovery assistance in case a disaster is too great to be dealt with unassisted. The mutual aid shall not, however, be effective unless and until approved by each of the political subdivisions. The arrangements shall be consistent with the State Emergency Operations Plan and State emergency management program, and in the event of a disaster as described in Section 4 of this Act, it shall be the duty of each emergency services and disaster agency to render assistance in accordance with the provisions of the mutual aid arrangements.

(b) The Director of the Vermilion County Emergency Management Agency will assist in the negotiation of mutual aid agreements between this and other counties.

Sec. 14. Communications. The Vermilion County Emergency Management Agency shall ascertain what means exist for rapid and efficient communications in times of disaster. The Vermilion County Emergency Management Agency shall consider the desirability of supplementing these communications resources or of integrating them into a comprehensive County or County-State telecommunications or other communications system or network. In studying the character and feasibility of any system or its several parts, the Vermilion County Emergency Management Agency shall evaluate the possibility of multipurpose use thereof for general county and political subdivision purposes. The Vermilion County Emergency Management Agency may promulgate rules to establish policies and procedures relating to telecommunications and the continuation of rapid and efficient communications in times of disaster to the extent authorized by any provision of this Ordinance or other laws and regulations. The Vermilion County Emergency Management Agency shall make recommendations to the County Board Chair as appropriate.

Sec. 15. Immunity. Neither the County, any political subdivision of the County, nor, except in cases of gross negligence or willful misconduct, the County Board Chair, the Director, the Principal Executive Officer of a political subdivision, or the agents, employees, or representatives of any of them, engaged in any emergency management response or recovery activities, while complying with or attempting to comply with this Ordinance or any rule or regulations promulgated pursuant to this Ordinance is liable for the death of or any injury to persons, or damage to property, as a result of such activity. This Section does not, however, apply to political subdivisions and principal executive officers required to maintain emergency services and disaster agencies that

are not in compliance with Section 10 of this Ordinance, notwithstanding provisions of any other laws. This Section does not, however, affect the right of any person to receive benefits to which he or she would otherwise be entitled under this Ordinance under the Workers' Compensation Act or the Workers' Occupational Diseases Act, or under any pension law, and this Section does not affect the right of any such person to receive any benefits or compensation under any Act of Congress.

Sec. 16. Professions, Trades and Occupations. If such disaster as is described in Section 4 occurs in this County and the services of persons who are competent to practice any profession, trade or occupation are required in this County to cope with the disaster and it appears that the number of persons licensed or registered in this County to practice such profession, trade or occupation may be insufficient for such purpose, then any persons who are licensed elsewhere to practice any such profession, trade or occupation may, if a member of a volunteer mobile support team or unit of another county rendering aid in this County pursuant to the order of the county board chair of their home county and upon the request of the County Board Chair of this County, or if otherwise requested so to do by the County Board Chair during the time the disaster continues, practice such profession, trade or occupation in this County without being licensed or registered in this County.

Sec. 17. Authority to Accept Services, Gifts, Grants or Loans. Whenever the state or federal government or any agency or officer thereof or whenever any person, firm or corporation shall offer to the County, or to any political subdivision thereof, services, equipment, supplies, materials, or funds by way of gift or grant, for purposes of emergency management, the County, acting through the County Board Chair, or such political subdivision, acting through the principal executive officer, may accept such offer and upon such acceptance the County Board Chair of the County, or the principal executive officer of such political subdivision, may authorize an officer of the County or of the political subdivision, as the case may be, to receive such services, equipment, supplies, materials, or funds on behalf of the County or such political subdivision.

Sec. 18. No Private Liability.

(a) Any person owning or controlling real estate or other premises who voluntarily and without compensation grants a license or privilege, or otherwise permits the designation or use of the whole or any part or parts of such real estate or premises for the purpose of sheltering persons during an actual or impending disaster, or an exercise together with his or her successors in interest, if any, shall not be civilly liable for negligently causing the death of, or injury to, any person on or about such real estate or premises under such license, privilege or other permission, or for negligently causing loss of, or damage to, the property of such person.

(b) Any private person, firm or corporation and employees and agents of such person, firm or corporation in the performance of a contract with, and under the direction of, the County, or any political subdivision of the County under the provisions of this Ordinance shall not be civilly liable for causing the death of, or injury to, any person or damage to any property except in the event of willful misconduct.

(c) Any private person, firm or corporation, and any employee or agent of such person, firm or corporation, who renders assistance or advice at the request of the County, or any political subdivision of the County under this Ordinance during an actual or impending disaster, shall not be civilly liable for causing the death of, or injury to, any person or damage to any property except in the event of willful misconduct.

(d) The immunities provided in subsection (c) shall not apply to any private person, firm or corporation, or to any employee or agent of such person, firm or corporation whose act or omission caused in whole or in part such actual or impending disaster and who would otherwise be liable therefor.

Sec. 19. Line of Succession. The Line of Succession for authority under this Ordinance will stipulate that if the currently elected Vermilion County Board Chair is incapacitated or otherwise unavailable via any normal means of communication, the current sitting Vermilion County Board Vice-Chair will assume all duties, responsibilities and authorities granted under this Ordinance. If the current sitting Vermilion County Board Vice-Chair is incapacitated or otherwise unavailable via any normal means of communication, the Chairperson of the Public Safety Committee of the Vermilion County Board will assume all duties, responsibilities and authorities granted under this Ordinance.

NOW, THEREFORE BE IT ORDAINED by the County Board of Vermilion County, Illinois that this ordinance be accepted.

PRESENTED, APPROVED AND ORDAINED by the County Board of Vermilion County, Illinois at the June 9, 2015 A.D. Session.

DATED this 9th day of June 2015 A.D.

AYE 22 NAY _____ ABSENT 5

Michael T. Marron

Chairman, Vermilion County Board

ATTEST:

Cathy Johnson
Clerk of the County Board

Randall J. Brinegar

Approved to Form: State's Attorney

Re: EMA Ordinance

APPROVED BY PUBLIC SAFETY:

Chuck Nesbitt (Y) N A 5/20/15
Chairman Date

Craig Golden (Y) N A

Adam Hart (Y) N A

Larry Davis (Y) N A

Bruce Stark (Y) N A

Chad Turner (Y) N A

Jane McFadden (Y) N A

APPROVED BY FINANCE/PERSONNEL:

Steve Fourez (Y) N A 6/1/15
Chairman Date

Bill Wright (Y) N A

Wes Bieritz (Y) N A

Chuck Mockbee (Y) N A

Bruce Stark Y N A

Robert Boyd (Y) N A

Larry Davis Y N A