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ORDINANCE NO. 393

AN ORDINANCE OF THE CITY OF SHORELINE ADOPTING THE NATIONAL INCIDENT MANAGEMENT SYSTEM AND AMENDING THE SHORELINE MUNICIPAL CODE, EMERGENCY MANAGEMENT, CHAPTER 2.50

WHEREAS, on February 23, 2003, the President of the United States issued Homeland Security Presidential Directive/HSPD-5, requiring local governments adopt the National Incident Management System ("NIMS") in order to receive federal preparedness assistance through grants, contracts, or other activities; and

WHEREAS, federal grants and contracts are an important source of funding for local emergency management, fire and law enforcement agencies; and

WHEREAS, the City of Shoreline is a sub-grantee of federal preparedness assistance grants and contracts between King County Emergency Management and Washington State Homeland Security Region 6, the Washington State Emergency Management Division and federal agencies; and

WHEREAS, the City of Shoreline would benefit by continuing to receive funding or equipment as a grantee or sub grantee of Federal preparedness assistance grants and contracts; and

WHEREAS, it is proposed that the City of Shoreline adopt the National Incident Management System as its incident management system and adoption of revisions to the Emergency Operations Plan to comply with the National Incident Management System; **NOW, THEREFORE,**

THE CITY COUNCIL OF THE CITY OF SHORELINE DO ORDAIN AS FOLLOWS:

Section 1. Amendment. Chapter 2.50 *Emergency Management* is hereby amended as set forth in Exhibit A attached hereto.

Section 2. National Incident Management System Adopted. The National Incident Management System (2004) ("NIMS") which has been filed in the City Clerk's Office and given Clerk's Receiving Number 3464, is hereby adopted, as now or hereafter amended.

Section 3. Publication, Effective Date. The title of this ordinance shall be published as a summary of the ordinance and the ordinance shall be effective thirty days after

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publication.

PASSED BY THE CITY COUNCIL ON JUNE 20, 2005

Mayor Ronald B. Hansen

ATTEST:

Sharon Mattioli, MMC
City Clerk

APPROVED AS TO FORM:

Ian Sievers
City Attorney

Date of Publication: June 23, 2005
Effective Date: July 23, 2005

2.50.060 City manager's powers and duties.

The city manager shall have responsibility for the overall direction and control of emergency management activities in the city of Shoreline as part of his/her regular duties. The city manager or his/her designee is hereby empowered and directed:

A. To prepare an emergency operations plan for the city conforming to requirements specified in Chapter 38.52 RCW. To the greatest extent possible, the city plan shall be coordinated with the county and state plans and programs. To prepare and implement the National Incident Management System. Staff is directed to conduct at least one exercise annually to maintain proficiency in use of the plan and to review and update the plan annually for needed improvements or revisions.

B. To control and direct the effort of the emergency management organization of this city for the accomplishment of the purposes of this chapter.

C. To direct coordination and cooperation between divisions, services, and staff of the emergency management organization of this city, and to resolve questions of authority and responsibility that may arise between them.

D. To represent the emergency management organization of this city in all dealings with public or private agencies pertaining to emergency management and disaster.

E. To develop and evaluate emergency plans concerning the application of mitigation strategies, preparation, response, and recovery mechanisms and include such in the city emergency plans; serve as a spokesperson for emergency management; coordinate city emergency management activities with various city, county, state, and federal agencies; conduct and evaluate testing of emergency plans, and preside over and guide interdepartmental emergency management planning committees that may be created by the emergency management council.

F. Make appointments to the emergency management council.

G. Make rules and regulations to reasonably protect life, property and natural resources during an emergency.

H. Issue any proclamation of local emergency and transmit it to federal, state, regional and local agencies. This proclamation authorizes the city to take necessary measures to combat a disaster, protect persons, property, and natural resources, provide emergency assistance to victims of the disaster and exercise powers authorized in RCW 38.52.070. These include, but are not limited to, rationing, curfew, budget law limitations, competitive bidding processes, publication of notices, provisions to the performance of public work, entering into contracts, incurring obligations, employment of temporary workers, rental of

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equipment, and purchase of supplies and materials. Such a proclamation must be sustained by the city council when practical.

I. Upon approval by the city council of all plans and programs, including the ordinance codified in this chapter, the city manager shall submit same for state review and certification.

J. To command the service and equipment of as many citizens as considered necessary in light of the disaster; provided, that citizens so commandeered shall be entitled during the period of such service to all privileges, benefits and immunities as are provided by state law and federal and state emergency management regulations for registered emergency workers.

K. To execute all of the special powers conferred by this chapter or by resolution adopted pursuant thereto, all powers conferred by statute, agreement approved by the emergency management council, or by any other lawful authority. [Ord. 328 § 1, 2003; Ord. 103 § 6, 1996]