

## **TITLE III**

### **ADMINISTRATION – GOVERNMENT**

*Updated March 16, 2020*  
*State of Local Emergency*  
*Updated December 19, 2019*  
*Home Rule Municipal Retailer/ Service Tax*  
*Updated June 13, 2019*  
*Gift Ban and Prohibited Political Activities*

## **CHAPTER 33: EMERGENCY SERVICES**

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## ***EMERGENCY SERVICES***

### **§ 33.01 ESTABLISHMENT**

(A) There is created the Village Emergency Management Administration (EMA) to prevent, minimize, repair, and alleviate injury or damage resulting from disaster caused by enemy attack, sabotage, or other hostile action, or from natural or man-made disaster, in accordance with the “Illinois Emergency Management Act (20 ILCS 3305).”

(B) The EMA shall consist of the Coordinator and such additional members as may be provided by the Board of Trustees.

### **§ 33.02 COORDINATOR**

(A) The Coordinator of the Village EMA shall be appointed by the Village President with the advice and consent of the Board of Trustees and shall serve until removed by the same.

(B) The Coordinator shall have direct responsibility for the organization, administration, training, and operation of the EMA, subject to the direction and control of the Village President, as provided by statute.

(C) In the event of the absence, resignation, death, or inability to serve as the Coordinator, the Village President or any person designated by him or her shall be and act as Coordinator until a new appointment is made as provided by this chapter.

### **§ 33.03 FUNCTIONS**

The Village EMA shall perform such EMA functions within the Village as shall be prescribed in and by the State EMA 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 in the “Illinois Emergency Management Act (20 ILCS 3305).”

### **§ 33.04 SERVICE AS MOBILE SUPPORT TEAM**

(A) All or any members of the Village EMA organization may be designated as members of a Mobile Support Team created by the Director of the State EMA as provided by law.

(B) The leader of the Mobile Support Team shall be designated by the Coordinator of the Village EMA organization.

(C) Any member of a Mobile Support Team who is a Village employee or officer while serving on call to duty by the Governor of the state shall receive the compensation and have the powers, duties, rights, and immunities incident to such employment or office. Any member who is not a paid officer or employee of the Village, while so serving, shall receive from the state reasonable compensation as provided by law.

## **§ 33.05 AGREEMENTS WITH OTHER POLITICAL SUBDIVISIONS**

The Coordinator of EMA may negotiate mutual aid agreements with other cities or political subdivisions of the state, but no such agreement shall be effective until it has been approved by the Village President and by the State Director of EMA.

## **§ 33.06 EMERGENCY ACTION**

If the Governor proclaims that a disaster emergency exists in the event of actual enemy attack upon the United States or the occurrence within the state of a major disaster resulting from enemy sabotage or other hostile action, or from man-made or natural disaster, it shall be the duty of the Village EMA to cooperate fully with the State EMA and with the Governor in the exercise of emergency powers as provided by law.

## **§ 33.07 COMPENSATION**

Members of the EMA who are paid employees or officers of the Village, if called for training by the State Director of EMA, shall receive for the time spent in such training the same rate of pay as is attached to the position held; members who are not Village employees or officers shall receive for training time such compensation as may be established by the Village President.

## **§ 33.08 REIMBURSEMENT BY THE STATE**

The Village Treasurer may receive and allocate to the appropriate fund any reimbursement by the state to the Village for expenses incident to training members of the EMA, as prescribed by the State Director of EMA, compensation for services and expenses of members of a Mobile Support Team while serving outside the Village in response to a call by the Governor or State Director of EMA, as provided by law, and any other reimbursement made by the state incident to EMA activities as provided by law.

## **§ 33.09 PURCHASE AND EXPENDITURES**

(A) The Village President may, on recommendation of the Village Coordinator of EMA, authorize any purchase of contracts necessary to place the Village 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 man-made or natural disaster.

(B) In the event of enemy caused or other disaster, the Village Coordinator of EMA is authorized, on behalf of the Village, 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 Village contracts or obligation as authorized by the "Illinois Emergency Management Act (20 ILCS 3305)", provided that if the Village President meets at such time, he or she shall act subject to the directions and restrictions imposed on that body.

## **§ 33.10 OFFICE**

The Village President is authorized to designate space in a Village building, or elsewhere, as may be provided by the Village President, for the Village EMA as its office.

## **§ 33.11 APPROPRIATION; LEVY OF TAXES**

The Village President may make an appropriation and may levy a tax for EMA purposes in the manner provided by law, or as provided by the “Illinois Emergency Management Act (20 ILCS 3305).”

## **§ 33.12 EMERGENCY AND DISASTER SITUATIONS; DECLARATION OF STATE OF EMERGENCY**

(a) During a state of emergency as established in Subsection (b) of this Section, the Village President (or the President’s designee as hereinafter provided) may exercise by executive order extraordinary power and authority on behalf of the Village pertaining to the performance of public work, entering into contracts, the incurring of obligations, the employment of temporary workers, the rental of equipment, the purchase of supplies and materials, and the appropriation, expenditure, and disposition of public funds and property.

(b) In the event of a declaration of disaster affecting the Village as provided in the Illinois Emergency Management Agency Act or in the event of any circumstance of the nature of a disaster as defined in 20 ILCS 3305/4 (the “Standards”), the Village President may declare that a state of emergency exists by signing, under oath, a statement finding that such Standards have been met, setting forth facts to substantiate such findings, describing the nature of the emergency, and declaring that a state of emergency exists. Such statement shall be filed with the clerk of the municipality as soon as practicable. Appropriate steps shall be taken to disseminate information regarding such state of emergency to other members of the corporate authorities, as well as the Village administrative staff and members of the Huntley Police Department.

(c) The powers set forth in Subsections (a) and (b) of this Section shall be exercised by the Village President, or, in the event of the President’s incapacity, the most senior Trustee who is not incapacitated,

(d) A state of emergency, declared as provided in this Section, shall expire not later than the adjournment of the first regular meeting of the corporate authorities after the state of emergency is declared.

(e) Nothing in this Section shall be deemed to limit any powers or authority of the Village EMA as otherwise provided in this Chapter.