

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS
ACTION AGENDA SUMMARY

DEPT: CEO - Office of Emergency Services

BOARD AGENDA # *B-4

Urgent

Routine

GHINSHAW
DR

AGENDA DATE November 10, 2009

CEO Concurs with Recommendation YES NO

4/5 Vote Required YES NO

(Information Attached)

SUBJECT:

Approval to Introduce and Waive the First Reading of an Ordinance to Amend Section 2.52.030 of the Stanislaus County Code Related to the Membership of the Stanislaus County Disaster Council

STAFF RECOMMENDATIONS:

Introduce and waive the first reading of an ordinance to amend the language of the Stanislaus County Code 2.52.030.

FISCAL IMPACT:

There is no fiscal impact associated with the recommended amendment to the Stanislaus County Code.

BOARD ACTION AS FOLLOWS:

No. 2009-764

On motion of Supervisor Grover, Seconded by Supervisor Chiesa
and approved by the following vote,

Ayes: Supervisors: O'Brien, Chiesa, Grover, Monteith, and Chairman DeMartini

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1) Approved as recommended

2) Denied

3) Approved as amended

4) Other:

MOTION: INTRODUCED AND WAIVED THE FIRST READING OF ORDINANCE C.S. 1067

Christine Ferraro

ATTEST: CHRISTINE FERRARO TALLMAN, Clerk

File No. ORD-55-K-5

DISCUSSION:

This item is submitted to the Board of Supervisors to amend the Stanislaus County Code to update the membership of the Stanislaus County Disaster Council.

Engaging the Disaster Council will be an effective approach in responding to and preparing for Emergencies. The previous 1946 ordinance code was amended in March of 2008 in order to restructure the existing Stanislaus County Disaster Council for the purpose of redefining the role of the council as well as the membership and their responsibilities in order to re-engage the Disaster Council. The amendment of the ordinance was approved by the Board of Supervisors on April 8, 2008.

The primary duty of the Disaster Council is to oversee the disaster preparedness activities of the various County departments and other jurisdictions in the Stanislaus County Operational Area. This includes the long-term activities of preparation of emergency and disaster plans, policies and procedures, as well as ensuring unity of purpose and compliance with the National Incident Management System, the Standardized Emergency Management System and the Incident Command System.

Section 2.52.030 of the ordinance adopted in April 2008 identifies the disaster council membership.

This action recommends updating the ordinance to identify the Chief Executive Officer, who serves as the County's Director of Emergency Services pursuant to Ordinance Code Section 2.08.050 to serve as the Chairman of the Disaster Council. Presently the Chief Executive Officer ordinance code provides that the Chief Executive Officer as the Director of Emergency Services exercise control of county government in extreme emergencies when there is not sufficient opportunity for the board of supervisors to act; hire necessary extra personnel and purchase necessary supplies and equipment to meet such emergencies.

Currently the Disaster Council ordinance identifies the Chair of the Board of Supervisors as the chair of the Disaster Council and the Director of Emergency Services as vice chair. The Chair of the Board of Supervisors serves a one year term. In view of the primary duty and on-going nature of the Disaster Council it is recommended that the Director of Emergency Services be named chair of the Disaster Council for continuity and consistency in achieving the long-term activities and compliance measures. Staff also recommends that all appointed representatives from the County and cities should serve a two year term on the Disaster Council. To provide uniformity to the Disaster Council, the amended ordinance appoints the Director of Emergency Services (Chief Executive Officer) as the Chair of the Disaster Council and a member of the Board of Supervisors as the vice chair.

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Page 3

POLICY ISSUES:

Approval to amend the ordinance supports the Board's priorities of *A safe community* and *Effective partnerships* by enhancing the ability of local jurisdictions to effectively use resources in planning, preparedness, response and recovery to emergencies in Stanislaus County.

STAFFING IMPACT:

Staff from the Chief Executive Office, Office of Emergency Services and various other public officials will serve on the Disaster council and support emergency preparedness and emergency response activities.

ORDINANCE NO. C.S. _____

AN ORDINANCE AMENDING SECTION 2.52.030 OF THE STANISLAUS COUNTY CODE RELATED TO THE MEMBERSHIP OF THE COUNTY DISASTER COUNCIL

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS, STATE OF CALIFORNIA, ORDAINS AS FOLLOWS:

Section 1. Section 2.52.030 of the Stanislaus County Code is amended to read as follows:

"The County Disaster Council is created and shall consist of the following:

- "A. The Director of Emergency Services, who shall be chair of the Disaster Council;
- "B. A member of the Board of Supervisors, who shall be vice chair;
- "C. The Assistant Director of Emergency Services, who shall be secretary;
- "D. One elected official from each city in Stanislaus County."

Section 2. This ordinance shall take effect thirty (30) days from and after the date of its passage and before the expiration of fifteen (15) days after its passage it shall be published once, with the names of the members voting for and against the same, in the Modesto Bee, a newspaper published in the County of Stanislaus, State of California.

Upon motion of Supervisor _____, seconded by Supervisor _____, the foregoing resolution was passed and adopted at a regular meeting of the Board of Supervisors of the County of Stanislaus, State of California, the _____ day of _____, 2009, by the following called vote:

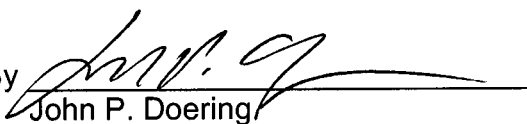
AYES: Supervisors:
NOES: Supervisors:
ABSENT: Supervisors:

Jim DeMartini, Chair of the Board of Supervisors of the County of Stanislaus, State of California

ATTEST:
Christine Ferraro Tallman
Clerk of the Board of Supervisors of the
County of Stanislaus, State of California

By _____
Deputy

APPROVED AS TO FORM:

By 
John P. Doering
County Counsel