ORDINANCE NO. 1192
AN ORDINANCE RELATING TO THE COUNTY EMERGENCY ORGANIZATION AND FUNCTIONS

The Board of Supervisors of the County of Solano does hereby ordain as follows:

SECTION I.
Chapter 7 of the Solano County Code is repealed.

SECTION II.
Chapter 7 of the Solano County Code is enacted, to read as follows:

Section 7-100. Purposes. The declared purposes of this Chapter are to provide for the protection and execution of plans for the protection of persons and property within this County in the event of an emergency; the direction of the emergency organization; and the coordination of the emergency functions and resources of this county with all other public agencies, corporations, organizations, and affected private persons.

Section 7-101. Definitions. As used in this Chapter, "emergency" shall mean the actual or threatened existence of conditions of disaster or of extreme peril to the safety of persons and property within this county caused by such conditions as air pollution, fire, flood, storm, epidemic, riot, earthquake, or other conditions, including conditions resulting from war or the imminent threat of war, but other than conditions resulting from a labor controversy, which conditions are or are likely to be beyond the control of the services, personnel, equipment and facilities of Solano County, requiring the combined forces of other political jurisdictions to combat.

Section 7-102. Disaster Council Membership. The Solano County Disaster Council is hereby created as an advisory group to the Board of Supervisors and shall consist of the following members:
(a) The County Administrator as the Director of Emergency Services, who shall be Chairman.

(b) The Assistant Director of Emergency Services, who shall be Vice-Chairman.

(c) The Coordinator of Emergency Services.

(d) The Sheriff

(e) The Public Works Director

(f) The Director of Communications

(g) The Director of Public Health

(h) The Welfare Director

(i) Executive Director of the Solano County Chapter of the Red Cross.

Section 7-103. Disaster Council Powers and Duties. It shall be the duty of the Solano County Disaster Council, and it is hereby empowered, to review, evaluate, and recommend for adoption by the Board of Supervisors, emergency and mutual aid plans and agreements and such ordinances, resolutions, and rules and regulations as are necessary to implement such plans and agreements. The Disaster Council shall meet upon call of the Chairman or, in his absence from the County or inability to call such a meeting, upon call of the Vice Chairman.

Section 7-104. Director and Assistant Director of Emergency Services.

(a) There is hereby created the Office of the Director of Emergency Services. The County Administrator shall be the Director of Emergency Services.

(b) There is hereby created the Office of the Assistant Director of Emergency Services, who will be appointed by the Director with the advice and consent of the Board of Supervisors.

Section 7-105. Powers and Duties of the Director and Assistant Director of Emergency Services.

(a) The Director is hereby empowered to:
(1) Request the Chairman of the Board of Supervisors to proclaim the existence or threatened existence of a local emergency if the Board of Supervisors is in session or to issue such a proclamation himself if the Board of Supervisors is not in session. Whenever a local emergency is proclaimed by the Director, the Board of Supervisors shall take action to ratify the proclamation within seven days thereafter. If no such ratification occurs, the local emergency declared by such proclamation shall expire at the conclusion of the seven day period.

(2) Request the Governor to proclaim a state of emergency when, in the opinion of the Director, the locally available resources are inadequate to cope with the emergency.

(3) Direct and control the effort of the emergency organization of the county for the accomplishment of the purposes of this Chapter.

(4) Direct the cooperation between and the coordination of services and staff of the emergency organization of this county and resolve questions of authority and responsibility that may arise between them.

(5) Represent the County in dealings with public and private agencies on matters pertaining to emergencies as defined herein.

(b) In the event of a proclamation of a local emergency as herein provided, the proclamation of a state of emergency by the Governor or the Director of the State Office of Emergency Services, or the existence of a state of war emergency, the Director is hereby empowered:

(1) To make and issue rules and regulations on matters reasonably related to the protection of life and property as affected by such emergency; provided, however, such rules and regulations must be confirmed at the earliest practicable
time by the Board of Supervisors.

(2) To obtain vital supplies, equipment, and such other properties found lacking and needed for the protection of life and property and to bind the County for the fair value thereof and, if required immediately, commandeering same for public use.

(3) To require emergency services of any county officer or employee and, in the event of the proclamation of a state of war emergency, to command the aid of as many citizens of Solano County as he deems necessary in the execution of his duties; such persons shall be entitled to all privileges, benefits, and immunities as are provided by State law for registered disaster service workers.

(4) To requisition necessary personnel or material of any county department or agency; and

(5) To execute all of the special powers conferred upon him by this Chapter or by resolution or emergency plan Pursuant hereto adopted by the Board of Supervisors, all powers conferred by any statute, by any agreement approved by the Board of Supervisors, and by other lawful authority.

(c) The Director of Emergency Services shall designate the order of succession to that office, to take effect in the event the Director is unavailable to attend meetings and otherwise perform duties during an emergency. Such order of succession shall be approved by the Board of Supervisors.

(d) The Assistant Director shall, under the supervision of the Director and with the assistance of the emergency service chiefs, develop emergency plans and the emergency management programs of the county, and shall have such other powers and duties as may be assigned by the Director.

Section 7-106. Emergency Organization. All officers and employees of Solano County, together with those volunteer
forces enrolled to aid them during an emergency, and all groups, organizations, and persons who may by agreement or by operation of law, including persons impressed into service under the provisions of Section 7-105(b)(3) of this Chapter, be charged with duties incident to the protection of life and property in this county during such emergency shall constitute the emergency organization of the County of Solano.

Section 7-107. Emergency Plan. The Director of Emergency Services shall be responsible for developing and maintaining the Solano County Emergency Plan. The Emergency Plan shall provide for the effective mobilization of all the resources of this county, both public and private, to meet any condition constituting a local emergency, state of emergency, or state of war emergency; and shall provide for the organization, powers and duties, services, and staff of the emergency organization. Such plan shall take effect upon adoption by resolution by the Board of Supervisors.

Section 7-108. Expenditures. Any expenditures made in connection with emergency activities, including mutual aid activities, shall be deemed conclusively to be for the direct protection and benefit of the residents and property of the County of Solano.

Section 7-109. Punishment of Violations. It shall be a misdemeanor, punishable by a fine not to exceed Five Hundred Dollars ($500) or by imprisonment for not to exceed six (6) months, or both, for any person during any emergency to:

(a) Willfully obstruct, hinder, or delay any member of the emergency organization in the enforcement of any lawful rule or regulation issued pursuant to this Chapter, or in the performance of any duty imposed upon him by virtue of this Chapter.

(b) Do any act forbidden by any lawful rule or regulation
issued pursuant to this Chapter, if such act is of such a
nature as to give or be likely to give assistance to the enemy
or to imperil the lives or property of the inhabitants of this
county, or to prevent, hinder, or delay the defense or protec-
tion thereof.

(c) Wear, carry, or display, without authority, any means
of identification specified by the emergency organization or by
the emergency management agency of the State of California.

Section 7-110. Severability. If any provision of this
Chapter or the application thereof to any person or circum-
stance is held invalid, such invalidity shall not affect other
provisions or applications, and to this end the provisions of
this Chapter are declared to be severable.

SECTION III.
Repeal of Conflicting Ordinance. It is the intent of the
Board of Supervisors in enacting this Ordinance that it shall
be considered a revision and continuation of Ordinance No. 779,
presently codified as Chapter 7 of the Solano County Code, and
repealed by this ordinance, and that the status of volunteers
shall not be affected by such repeal, nor shall plans and
agreements, rules and regulations, or resolutions adopted
pursuant to such repealed Chapter be affected by such repeal
until amended, modified, or superseded as provided in this
ordinance.

SECTION IV.
This Ordinance shall be published once before the expiration
of FIFTEEN (15) DAYS after its final passage--in the Daily
Republic, a newspaper of general circulation, printed and
Published in the County of Solano, State of California, and

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shall be in full force and effect THIRTY (30) DAYS after its passage.

ATTEST:

JOHN S. BLACKLOCK  
Clerk of the Board  
of Supervisors

By [Signature]  
Deputy Clerk

I, JOHN S. BLACKLOCK, Clerk of the Board of Supervisors of the County of Solano, State of California, do hereby certify that the foregoing Ordinance was introduced at a regular meeting held January 18, 1983. On motion of Supervisor Pippo, Seconded by Supervisor Cunningham, this Ordinance was adopted at a regular meeting of said Board on March 1, 1983, by the following vote:

AYES: 
SUPERVISORS: Brann, Cunningham, Hewitt, Pippo  
and Chairman Davis

NOES: 
SUPERVISORS: None

ABSTAINED: 
SUPERVISORS: None

ABSENT: 
SUPERVISORS: None

WITNESS my hand and the Seal of said Board this 1st day of March, 1983.

JOHN S. BLACKLOCK, Clerk  
of the Board of Supervisors

By [Signature]  
Deputy Clerk