

BYLAW 2019-05

REGIONAL MUNICIPAL EMERGENCY MANAGEMENT BYLAW

VILLAGE OF ANDREW

A BYLAW OF VILLAGE OF ANDREW IN THE PROVINCE OF ALBERTA TO ESTABLISH THE FOLLOWING: THE LAMONT REGION EMERGENCY MANAGEMENT PARTNERSHIP A REGIONAL EMERGENCY MANAGEMENT ADVISORY COMMITTEE AND A REGIONAL EMERGENCY MANAGEMENT AGENCY

WHEREAS the council of the Village of Andrew is responsible for the direction and control of its emergency response and is required, under the *Emergency Management Act, Revised Statutes of Alberta 2000, chapter E-6.8*, (herein referred to as the “Act”) to appoint a Municipal Emergency Advisory Committee and to establish and maintain a Municipal Emergency Management Agency;

WHEREAS it is recognized that an emergency or disaster of a jurisdictional or multi-jurisdictional nature could affect any or all of the municipalities within the geographical boundaries of the Village of Andrew and Lamont County to such a degree that local resources would be inadequate to cope with the situation independently;

WHEREAS a local authority may delegate some or all of the local authority’s powers or duties under the Emergency Management Act of Alberta;

WHEREAS Council wishes to enter into a regional emergency management partnership with other municipalities within the geographical boundaries of Lamont County, the Towns of Lamont and Mundare, the Village of Chipman, and Lamont County for the purpose of integrated regional emergency management planning and operations. This partnership to be recognized as the Lamont Regional Emergency Management Partnership;

AND WHEREAS Council elects to delegate certain responsibilities to the Regional Emergency Advisory Committee and the Regional Emergency Management Agency.

NOW THEREFORE, the Council of the Village of Andrew in the Province of Alberta duly assembled enacts as follows:

SECTION 1 - NAME OF BYLAW

1.0 This Bylaw may be cited as the “Regional Municipal Emergency Management Bylaw”.

- 2.12 **“Minister”** means the Minister charged with administration of the Act;
- 2.13 **“Parties”** means the Municipalities of Andrew, Chipman, Lamont, Mundare and Lamont County;
- 2.14 **“Regional Director of Emergency Management”** means an individual appointed Regional Director of Emergency Management under this bylaw;
- 2.15 **“Regional Deputy Director of Emergency Management”** means an individual appointed Regional Deputy Director of Emergency Management under this bylaw;
- 2.16 **“Regional Emergency Advisory Committee”** means a regional committee comprised of one (1) elected official, or alternate, from each of the partnering municipalities of the Lamont Regional Emergency Management Partnership as established by agreement between and the bylaws of the partners;
- 2.17 **“Regional Emergency Management Agency”** means a regional emergency management agency established by the partnering municipalities of the Lamont Regional Emergency Management Partnership as established by agreement between and the bylaws of the respective municipal councils of the Parties hereto;
- 2.18 **“Regional Emergency Management Plan”** means the Regional Emergency Management Plan prepared by the Lamont Regional Emergency Management Agency to coordinate the response to an emergency or disaster; the training program to ensure stakeholders are equipped to manage an incident/event of scale and the governance/administrative functions that empower stakeholders to take whatever measures necessary to protect lives, property and environment;
- 2.19 **“Regional Emergency Coordination Centre”** means the location that functions as a point of coordination, addressing the needs of the municipality and/or the Lamont Region as a whole, exercising the authority of local officials, as well as anticipating and supporting the needs of one or more incident sites;

3.0 **SECTION 3 - REGIONAL EMERGENCY ADVISORY COMMITTEE**

- 3.1 Councils of the Lamont County Region agree through the Lamont Regional Emergency Management Partnership, to establish a Regional Emergency Advisory Committee to advise all Councils on the development of Regional emergency plans and programs.

- 3.3.6 The Chairman or Vice Chairman of the Regional Emergency Advisory Committee may convene a Regional Emergency Advisory Committee special or emergency meeting by electronic means where other meeting forums are not feasible.
- 3.3.7 Those members of the Regional Emergency Advisory in attendance at a special meeting of the Regional Emergency Advisory Committee will constitute quorum.

4.0 SECTION 4 – REGIONAL EMERGENCY MANAGEMENT AGENCY

- 4.1 Councils agree through the Lamont Regional Emergency Management Partnership, to establish a Regional Emergency Management Agency to act as the agent of the Council's of the partners to carry out its statutory powers and obligations under the Act. This includes the power to declare, renew or terminate a State of Local Emergency as specified in Section 7 of this bylaw. The Agency will be responsible to guide the creation, implementation and evaluation of emergency plans and programs and to set direction for emergency preparedness and response for the Lamont Region.
- 4.2 The Regional Emergency Management Agency is hereby established.
- 4.3 Councils agree through the Lamont Regional Emergency Management Partnership, to administer and deliver programs in accordance with an approved budget.
- 4.4 The Regional Emergency Management Agency membership shall consist of one (1) permanent member from each Partnering Municipality, who shall be either the:
- 4.4.1 Emergency Management Representative or designate;
- 4.4.2 Chief Administrative Officer or designate;
- 4.5 The Regional Emergency Management Agency may have representation from the following entities as deemed necessary by the Director of Emergency Management:
- a. Public Works designate(s) from any of the "Parties";
 - b. Family and Community Support Services Manager or designate;
 - c. Manager of Agricultural Services or designate;
 - d. Fort Saskatchewan, Two Hills and/or Vegreville RCMP NCO's in charge or designate;
 - e. Assessment Services or designate;
 - f. Lamont County Peace Officer or designate;

Emergency Management role. To ensure that there is leadership in the Regional Emergency Coordination Center while the Regional Director of Emergency Management may be on route to the Regional Emergency Coordination Center, or the Regional Director of Emergency Management is away or not available, the Regional Deputy Director of Emergency Management or any other designated individual will function as the Regional Director of Emergency Management.

- 4.6.5 Ensure someone is designated to discharge the responsibilities specified in sections 4.4.1 – 4.4.4.1
- 4.6.6 The Regional Emergency Management Agency shall utilize the Incident Command System (ICS) for command, control and coordination for all operational situations effecting the jurisdictions of the Parties.
- 4.6.7 The Regional Emergency Management Agency shall report to the Regional Emergency Advisory Committee at least once annually and more often as deemed necessary by the Committee to provide an update on agency activities and a review of the regional emergency management plan.

5.0 SECTION 5 - REGIONAL DIRECTOR OF EMERGENCY MANAGEMENT

- 5.1 The Regional Director of Emergency Management shall:
- 5.2 Be appointed by Regional Emergency Advisory Committee, ratified by resolution by partner councils;
- 5.2 Act as Chair of the Municipal Emergency Management Agency, (Agency);
- 5.3 Act as the Director of the Regional Municipal Emergency Coordination Centre;
- 5.4 If the Regional Emergency Coordination Centre has been activated, the Regional Director of Emergency Management may act as the Director, or ensure that someone is designated under the Lamont Regional Emergency Management Plan to so act, on behalf of the Lamont Regional Emergency Management Agency;
- 5.5 Assist in the preparation and coordination of the Lamont Regional Emergency Management Plan and prepare and coordinated related plans and programs for Lamont County as required by the Act;
- 5.6 Coordinate all emergency services and other resources used in an emergency;

- 6.1.7 by resolution, on the recommendations of the Regional Municipal Emergency Advisory Committee, ratify the recommended appointment of the Regional Deputy Director of Emergency Management;
 - 6.1.8 ensure that emergency plans and programs are prepared to address potential emergencies or disasters in the Lamont Region;
 - 6.1.9 approve the Regional Emergency Management Plan and Programs as they relate to the Lamont Region; and
 - 6.1.10 review the status of the Regional Emergency Management Plan and related plans and programs at least once a year.
- 6.2 Council may:
- 6.2.1 by bylaw borrow, levy, appropriate and expend, without consent of the electors, all sums required for the operation of the Regional Municipal Emergency Management Agency;
 - 6.2.2 by bylaw, borrow, levy, appropriate and expend, without consent of the electors, all sums required for its share of the operations of the Regional Emergency Management Agency; and
 - 6.2.3 enter into agreements with and make payments or grants, or both, to persons or organizations for the provision of services in the development or implementation of emergency plans or programs, including mutual aid plans and programs.

7.0 SECTION 7 – DECLARATION OF A STATE OF LOCAL EMERGENCY

- 7.1 The power to declare, terminate or renew a State of Local Emergency under the Act, the powers specified in Section 7.4 of this bylaw, and the requirements specified in Section 7.3 of this bylaw, are hereby delegated to the Regional Emergency Advisory Committee. This committee may, at any times when it is satisfied that an emergency exists or may exist, by resolution, make a declaration of the State of Local Emergency.
- 7.2 In the event of an emergency entirely within the boundaries of and affecting the Lamont Region and the Regional Emergency Advisory Committee cannot be reached or in the event of an emergency impacting more than one municipality within the Lamont Region, the authority and power to declare or renew a State of Local Emergency under the Act; the authority and powers specified in Section 7.4 of this Bylaw; and the requirements specified in

care and protection of those persons or livestock and of the personal property;

- 7.4.7 authorize the entry into any building or on any land, without warrant, by any person in the course of implementing an emergency plan or program;
 - 7.4.8 cause the demolition or removal of any trees, structures or crops if the demolition or removal is necessary or appropriate in order to reach the scene of a disaster, or to attempt to forestall its occurrence or to combat its progress;
 - 7.4.9 procure or fix prices for food, clothing, fuel, equipment, medical supplies, or other essential supplies and the use of any property, services, resources or equipment within Lamont County for the duration of the State of Local Emergency;
 - 7.4.10 authorize the conscription of persons needed to meet an emergency; and
 - 7.4.11 authorize any persons at any time to exercise, in the operation of the Lamont Regional Emergency Management Plan and related plans or programs, any power specified in Paragraphs 9.4.2 through 9.4.10 in relation to any part of the municipality affected by a declaration of a State of Local Emergency.
- 7.5 No action lies against the Parties or a person acting under the Lamont Region's direction or authorization for anything done or omitted to be done in good faith while carrying out a power under the Emergency Management Act or the regulations during a State of Local Emergency.
- 7.6 In accordance with Section 535(2) of the *Municipal Government Act*, RSA 2000, c.M-26, Councillors, council committee members, municipal officers and volunteer workers are not liable for loss or damage caused by anything said or done or omitted to be done in good faith in the performance or intended performance of their functions, duties, or powers under the *Municipal Government Act* or any other enactment
- 7.7 When, in the opinion of the Regional Municipal Emergency Advisory Committee in which the State of Local Emergency was declared, or the Regional Emergency Advisory Committee, as the case may be, an emergency no longer exists in relation to which the declaration was made, that Committee shall, by resolution, terminate the declaration.

does any act or thing or omits any act of thing, thus violating any provision of this Bylaw, shall be deemed to be guilty of an offence under this Bylaw, and upon conviction, is liable to a fine of not less than \$200.00 and not more than \$5000.00 plus costs. No person found guilty of an offence under this Bylaw shall be liable to imprisonment.

SECTION 11- MISCELLANEOUS


11.1 Bylaw No. 2019-01 passed on March 27th, 2019 is hereby repealed.

RECEIVED FIRST READING THIS 18th DAY OF
December, A.D. 2019 IN THE VILLAGE OF ANDREW,
IN THE PROVINCE OF ALBERTA


MAYOR


CHIEF ADMINISTRATIVE OFFICER

RECEIVED SECOND READING THIS 18th DAY OF
December, A.D. 2019 IN THE VILLAGE OF ANDREW,
IN THE PROVINCE OF ALBERTA


MAYOR


CHIEF ADMINISTRATIVE OFFICER

RECEIVED THIRD READING THIS 18th DAY OF
December, A.D. 2019 IN THE VILLAGE OF ANDREW,
IN THE PROVINCE OF ALBERTA


MAYOR


CHIEF ADMINISTRATIVE OFFICER