

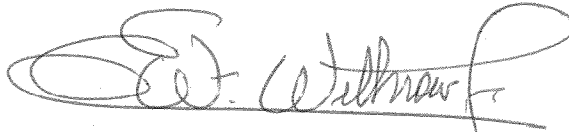
CITY OF ALAMEDA ORDINANCE NO. 2604  
New Series

AMENDING THE ALAMEDA MUNICIPAL CODE BY ADDING ORDINANCE NO. 1676, N.S., AS SECTION 2-15, ARTICLE II (BOARDS AND COMMISSIONS), CREATING THE CITY OF ALAMEDA DISASTER COUNCIL, PROVIDING FOR MEMBERSHIP, DIRECTOR AND OTHER OFFICES THEREOF, PRESCRIBING DUTIES, FUNCTIONS, AND RESPONSIBILITIES OF SAME

BE IT ORDAINED by the Council of the City of Alameda that:

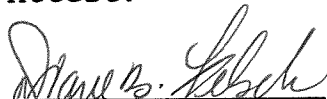
Section 1. The Alameda Municipal Code is hereby amended by codifying Ordinance No. 1676, N.S., adopted September 6, 1972, attached hereto, as Section 2-15 to Article II (Boards and Commissions) creating the City of Alameda Disaster Council.

Section 2. This ordinance shall be in full force and effect from and after the expiration of thirty (30) days from the date of its final passage.



Presiding Officer of the Council

Attest:

  
City Clerk

\* \* \* \* \*

Approved as to Form

CITY ATTORNEY

# Alameda City Ordinances

Ordinance No. 1676  
New Series

## CITY OF ALAMEDA Ordinance No. 1676

New Series

CREATING THE CITY OF ALAMEDA DISASTER COUNCIL, PROVIDING FOR MEMBERSHIP, DIRECTOR AND OTHER OFFICES THEREOF, PRESCRIBING DUTIES, FUNCTIONS AND RESPONSIBILITIES OF SAME, AND REPEALING ORDINANCE NOS. 1029, 1142 AND 1575, NEW SERIES.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ALAMEDA:

SECTION 1. PURPOSES. The declared purposes of this ordinance are to provide for the preparation and carrying out of plans for the protection of persons and property within this city in the event of an emergency; the direction of the emergency organization; and the coordination of the emergency functions of this city with all other public agencies, corporations, organizations, and affected private persons.

SECTION 2. DEFINITION. As used in this ordinance, "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 city caused by such conditions as air pollution, fire, flood, storm, epidemic, riot, or earthquake, or other conditions, including conditions resulting from war or 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 this city, requiring the combined forces of other political subdivisions to combat.

SECTION 3. DISASTER COUNCIL MEMBERSHIP. The City of Alameda Disaster Council is hereby created and shall consist of the following:

A. The Mayor, who shall be Chairman.

B. The City Manager who shall be the Director of Emergency Services and Vice-Chairman.

C. The Assistant Director of Emergency Services.

D. Such chiefs of emergency services as are provided for in a current emergency plan of this city, adopted pursuant to this ordinance.

E. Such representatives of civic, business, labor, veterans, professional, or other organizations having an official emergency responsibility, as may be appointed by the Director with the advice and consent of the City Council.

SECTION 4. DISASTER COUNCIL POWERS AND DUTIES. It shall be the duty of the City of Alameda Disaster Council, and it is hereby empowered, to develop and recommend for adoption by the City Council, emergency and mutual aid plans and agreements and such ordinances and 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 city or inability to call such meeting, upon call of the Vice-Chairman.

SECTION 5. DIRECTOR AND ASSISTANT DIRECTOR OF EMERGENCY SERVICES.

A. There is hereby created the office of Director of Emergency Services. The City Manager shall be the Director of Emergency Services.

B. There is hereby created the office of Assistant Director of Emergency Services, who shall be appointed by the Director.

SECTION 6. POWERS AND DUTIES OF THE DIRECTOR AND ASSISTANT DIRECTOR OF EMERGENCY SERVICES.

A. The Director is hereby empowered to:

- (1) Request the City Council to proclaim the existence or threatened existence of a "local emergency" if the City Council is in session, or to issue such proclamation if the City Council is not in session. Whenever a local emergency is proclaimed by the Director, the City Council shall take action to

# Alameda City Ordinances

Ordinance No. 1676  
New Series

**SECTION 8. EMERGENCY PLAN.** The City of Alameda Disaster Council shall be responsible for the development of the City of Alameda Emergency Plan, which plan shall provide for the effective mobilization of all of the resources of this city, 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 of the City Council.

**SECTION 9. 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 inhabitants and property of the City of Alameda.

**SECTION 10. PUNISHMENT OF VIOLATIONS.** It shall be a misdemeanor, punishable by a fine of not to exceed five hundred dollars (\$500), or by imprisonment for not to exceed six months, or both, for any person, during an 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 ordinance, or in the performance of any duty imposed upon him by virtue of this ordinance.
- B. Do any act forbidden by any lawful rule or regulation issued pursuant to this ordinance, 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 inhabitants of this city, or to prevent, hinder, or delay the defense or protection thereof.
- C. Wear, carry, or display, without authority, any means of identification specified by the emergency agency of the State.

**SECTION 11. REPEAL OF CONFLICTING ORDINANCES.** Ordinance Nos. 1029, 1142 and 1575, New Series, be and the same hereby are, and each is, repealed.

**SECTION 12. EFFECTIVE DATE.** This ordinance shall become effective thirty (30) days from and after its passage.

**SECTION 13. SEVERABILITY.** If any provision of this ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications, and to this end the provisions of this ordinance are declared to be severable.

TERRY LACROIX, JR.  
Presiding Officer  
of the Council

Attest:  
IRMAL NELSON  
City Clerk

I, the undersigned, hereby certify that the foregoing Ordinance was duly and regularly adopted and passed by the Council of the City of Alameda in regular meeting assembled on the 5th day of September, 1972, by the following vote, to wit:

AYES: Councilmen Fore, Levy, Longaker, McCall and President La Croix, Jr., (5).

NOES: None.

ABSENT: None.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of said City this 6th day of September, 1972.

IRMAL NELSON  
City Clerk of the  
City of Alameda

A-784—Published Sept. 8, 1972.

I, the undersigned, hereby certify that the foregoing Ordinance was duly and regularly adopted and passed by the Council of the City of Alameda in regular meeting assembled on the 19th day of, May, 1992, by the following vote to wit:

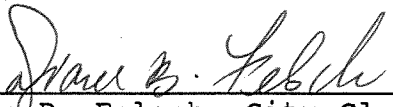
AYES: Councilmembers Arnerich, Camicia, Lucas, Roth  
and President Withrow - 5.

NOES: None.

ABSENT: None.

ABSTENTIONS: None.

IN WITNESS, WHEREOF, I have hereunto set my hand and affixed the official seal of said City this 20th day of May, 1992.

  
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Diane B. Felsch, City Clerk  
City of Alameda