



## Bylaw # 404-19

Being a bylaw of Village of Milo in the Province of Alberta to establish the Vulcan County Regional Emergency Management Partnership Organization.

**WHEREAS** the Village of Milo is responsible for the direction and control of its emergency response and is required under the Emergency Management Act, Chapter E-6.8, RSA 2000, to appoint an Emergency Advisory Committee and to establish and maintain a Municipal Emergency Management Agency.

**AND WHEREAS** it is desirable in the public interest, and in the interests of public safety, that such a committee be appointed, such an agency be established and maintained to carry out Council's statutory powers and obligations under the said Emergency Management Act.

**AND WHEREAS** it is desirable in the public interest, and in the interests of public safety that a regional emergency management organization be formed to coordinate a regional emergency approach and programs.

**AND WHEREAS** the municipalities within Vulcan County wish to establish a Regional Emergency Advisory Committee, and a Regional Emergency Management Agency, led by a Regional Director of Emergency Management.

**NOW THEREFORE, THE MUNICIPAL COUNCIL OF the VILLAGE OF MILO, IN THE PROVINCE OF ALBERTA, DULY ASSEMBLED, ENACTS AS FOLLOWS:**

1. This Bylaw may be cited as the "Regional Emergency Management Bylaw".
2. In this Bylaw the following words and terms shall have the following meanings:
  - a. **"Act"** means the Emergency Management Act, Chapter E-6.8, RSA 2000;
  - b. **"Agency"** means the Regional Emergency Management Agency;
  - c. **"Council"** means the Council of the Village of Milo;
  - d. **"CAO"** means the Chief Administrative Officer as appointed by Council.
  - e. **"Deputy Director of Emergency Management"** (DDEM) means the person responsible for the duties of the Director of Emergency Management in their absence;
  - f. **"Director of Emergency Management"** (DEM) means the person appointed by resolution of Council as the "Chief Administrative Officer" (CAO) who shall be responsible for the municipality's Emergency Management Program;
  - g. **"Disaster"** means an event that results in serious harm to the safety, health or welfare of people, or in widespread damage to property;
  - h. **"Emergency"** means an event that requires prompt coordination of action or special regulation of persons or property to protect the safety, health or welfare of people or to limit damage to property;
  - i. **"Emergency Operations Centre"** (EOC) means the location that functions as a point of coordination, addressing the needs of the municipality or the Vulcan County Regional Emergency Management Partnership Region as a whole, exercising the authority of the local officials, as well as anticipating and supporting the needs of one (1) or more incident sites;
  - j. **"Vulcan County Regional Emergency Management Partnership"** (VCREMP) means the Vulcan County Regional Emergency Management

- Partnership as established by agreement between and the bylaws of the respective municipal councils of the Parties;
- k. **"Local Authority"** means, where a municipality has a council within the meaning of the Municipal Government Act, Chapter M-26, RSA 2000, that council;
  - l. **"Minister"** means the Minister charged with administration of the Act;
  - m. **"Parties"** means the Town of Vulcan, Vulcan County, and the Villages of Arrowwood, Carmangay, Champion, Lomond and Milo;
  - n. **"Vulcan County Regional Emergency Management Plan"**, (the Plan) means the Vulcan County Regional Emergency Management Plan to co-ordinate the preparation for, response to and recovery from an emergency or disaster.
  - o. **"Regional Director of Emergency Management" (RDEM)** means as per the provincial Emergency Management Act Nov 2018. The RDEM is responsible to lead the Regional Agency in the preparation for, response to and recovery from a disaster or emergency;
  - p. **"Regional Emergency Advisory Committee", (the Committee)** means the Regional Emergency Advisory Committee of the Vulcan County Regional Emergency Management Partnership as established by agreement between and the bylaws of the Parties;
  - q. **"Regional Emergency Management Agency"**, (the Agency) means the Vulcan County Regional Emergency Management Partnership Agency as established by Agreement between and the bylaws of the respective municipal councils of the Parties; and
  - r. **"Regional Emergency Operations Centre" (REOC)** means the primary and backup Regional Emergency Operation Centre as established and maintained in accordance with the Regional Emergency Management Plan
3. Council agrees through the VCREMP, to establish the Committee to guide the creation, implementation and evaluation of VCREMP plans and programs and to advise Council on the development of the aforementioned plans and programs.
  4. The Committee shall:
    - a. consist of municipal councillors appointed by each of the Parties, with each municipality appointing one (1) primary member, each of whom shall have one (1) vote regarding any matter coming before the committee;
    - b. each municipality shall also appoint one (1) alternate member to the committee who shall be permitted to vote in the absence or in place of the primary member;
    - c. review the Regional Emergency Management Plan and related plans and programs on a regular basis; and
    - d. advise Council, duly assembled, on the status of the Regional Emergency Management Plan and related plans and programs at least once each year.
  5. Council shall:
    - a. by resolution, appoint one (1) of its members to serve on the Committee and at least one (1) member as an alternate;
    - b. provide for the payment of expenses of its member(s) of the Committee;
    - c. ensure that emergency plans and programs are prepared to address potential emergencies or disasters in the Village of Milo and the VCREMP Region;
    - d. approve the Regional Emergency Plans and Programs as they related to the Village of Milo and the VCREMP Region;
    - e. review the status of the Regional Emergency Plan and related plans and programs at least once a year; and
    - f. by resolution appoint the CAO as DEM.



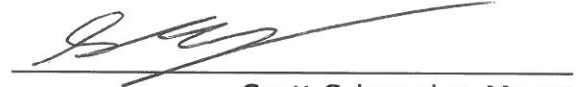
6. Council will still retain the power to declare, renew or terminate a State of Local Emergency (SOLE) for any incident that is occurring or may occur within the jurisdiction of the Village of Milo.
7. Council agrees through the VCREMP, to establish the Agency to act as the agent of Council to carry out its statutory powers and obligation under the Act.
8. Council may:
  - a. by resolution appoint one (1) or more DDEM;
  - b. by bylaw that is not advertised, borrow, levy, appropriate and expend all sums required for its share of the operation of the Committee and the Agency; and
  - c. 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.
9. Council agrees through the VCREMP to have a Regional Director of Emergency Management (RDEM). The RDEM is responsible to lead the Regional Agency in the preparation for, response to and recovery from a disaster or emergency.
10. The Agency shall be comprised of the following persons:
  - a. the CAO of each municipality which is a member of VCREMP;
  - b. DEM of each municipality which is a member of VCREMP;
  - c. DDEM of each municipality which is a member of VCREMP.
11. The Agency may request that the following persons may join or advise the Agency for each period of time that the Agency deems appropriate:
  - a. Non Commissioned Officer in charge of RCMP or designate;
  - b. Fire Chiefs or Designates;
  - c. Enforcement Services Manager or designate;
  - d. Emergency Public Information Officers or designates;
  - e. Vulcan County Protective Services;
  - f. Alberta Health Services representatives or designates;
  - g. School Superintendent or designate;
  - h. Emergency Social Services Managers or designates;
  - i. Representative(s) from adjacent municipalities which have entered in the Agency;
  - j. Representatives from local business;
  - k. Representatives from local industry or industrial associations;
  - l. Representatives from Alberta Municipal Affairs;
  - m. Representatives from local utility companies; and
  - n. Anybody else who might serve as useful purpose in the preparation or implementation of the Regional Emergency Plan.
12. The Agency shall:
  - a. guide the creation, implementation and evaluation of Regional Emergency Plans and programs for the VCREMP Region;
  - b. determine the direction of the Agency and any of its sub groups;
  - c. coordinate all emergency services and other resources used in an emergency;
  - d. ensure that in the event of an emergency, an individual or group of individuals is designated under the Regional Emergency Management Plan to act, on behalf of the Agency. The designation of an individual or group of individuals to act on behalf of the Agency shall be guided by the following:
    - i. In the event of an emergency/incident affecting only one municipality, the local DEM will serve as the Emergency Operations Centre (EOC) Director in the local EOC. This EOC will be supported by resources of the VCREMA as required including the activation of the Regional Emergency Operations Centre (REOC); and

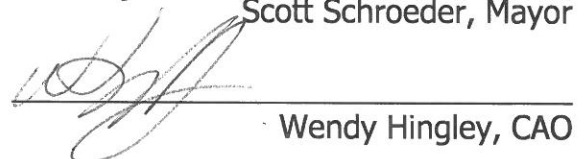
- ii. In the event of an emergency/incident, resulting in the activation of the REOC within or affecting more than one municipality within the VCREMP Region, the RDEM will serve as EOC Director for the emergency/incident. As the DEMs from the affected municipalities arrive at the REOC, the RDEM and local DEMs will jointly decide who will take the lead role in the REOC.
  - e. ensure someone is designated to discharge the responsibilities specified in paragraphs b, c, and d of this Section.
- 13. In the event of an emergency entirely within the boundaries of and only affecting the Village of Milo, the authority and powers to declare or renew a state of local emergency under the Act, the authority and powers specified in Section 15 of this Bylaw, and the requirement specified in Section 19 of this Bylaw are hereby delegated to a municipal committee comprised of the Reeve or any two (2) Councillors. This municipal committee may at any time when it is satisfied that an emergency exists or may exist, by resolution, make a declaration of a state of local emergency.
- 14. When a state of local emergency is declared, the Village of Milo shall:
  - a. ensure that the declaration identifies the nature of the emergency and the area in which it exists;
  - b. cause the details of the declaration to be published immediately by such means of communication considered most likely to notify the population of the area affected; and
  - c. forward a copy of the declaration to the Minister forthwith.
- 15. Subject to Section 19, when the Village of Milo has declared a state of local emergency, that the Village of Milo may, for the duration of that State of Local Emergency, do all acts and take all necessary proceedings including the following:
  - a. cause the Regional Emergency Plan or any related plans or programs to be put into operation;
  - b. acquire or utilize any real or personal property considered necessary to prevent, combat or alleviate the effects of an emergency or disaster;
  - c. authorize or require any qualified person to render aid of a type the person is qualified to provide;
  - d. control or prohibit travel to or from any area of the Village of Milo;
  - e. provide for the restoration of essential facilities and the distribution of essential supplies and provide, maintain and coordinate emergency medical, welfare and other essential services in any part of the Village of Milo;
  - f. order the evacuation of persons and the removal of livestock and personal property from any part of the Village of Milo that is or may be affected by a disaster and make arrangements for the adequate care and protection of those persons or livestock and of the personal property;
  - g. authorize the entry into any buildings or any land, without warrant, by any person in the course of implementing an emergency plan or program;
  - h. 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;
  - i. 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 the Village of Milo for the duration of the state of local emergency;
  - j. authorize the conscription of persons needed to meet an emergency; and
  - k. authorize any persons at any time to exercise, in the operation of the Regional Emergency Management Plan and related plans or programs, any power specified in paragraphs (b) through (j) of this Section in relation to any part of the municipality affected by a declaration of a state of local emergency including as part of a Regional Emergency affecting more than one (1)

municipality for which a declaration of State of Local Emergency was made under Sections 13 and 14.

16. In accordance with Section 28 of the Act, no action lies against a Local Authority or person acting under the Local Authority's direction or authorization for anything done or omitted to be done in good faith while carry out a power or duty under this Act or in the regulations during a state of local emergency.
17. In accordance with Section 535(1)(2) of the *Municipal Government Act*, councillors, council committee members, municipal officers (CAO and employees) 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.
18. When the Village of Milo, or the Regional Emergency Advisory Committee, is of the opinion that an emergency no longer exists, the Village of Milo, or the Committee, shall, by resolution, terminate the declaration.
19. A declaration of a state of local emergency is considered terminated and ceases to be of any force or effect when:
  - a. a resolution is passed under Section 18
  - b. a period of seven (7) days has lapsed since it was declared, unless it is renewed by resolution;
  - c. the Lieutenant Governor in Council makes and order for a state of emergency for the same area; or
  - d. the Minister cancels the state of local emergency for the affected area.
20. When a declaration of a state of local emergency has been terminated, the Village of Milo shall cause the details of the termination to be published immediately by such means of communication considered most likely to notify the population of the area affected.
21. The Regional Emergency Advisory Committee is delegated the authority to create policies relating to the emergency preparedness, mitigation, response, recovery and the operation of the Vulcan County Regional Emergency Partnership and the Agency.
22. Should any provisions of this Bylaw become invalid, void, illegal or otherwise not enforceable, it shall be considered separate and severable from the bylaw and the remainder shall remain in force and be binding as though such provision had not been invalid.
23. Bylaw #369 is hereby repealed.
24. This Bylaw shall come into force and take effect upon passing of third reading.

Received first reading this 12<sup>th</sup> day of March, 2019

  
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Scott Schroeder, Mayor

  
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Wendy Hingley, CAO

Received second reading this 22<sup>nd</sup> day of October 2019



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Scott Schroeder, Mayor



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Wendy Hingley, CAO

Received third reading and finally passed this 22<sup>nd</sup> day of October 2019



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Scott Schroeder, Mayor



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Wendy Hingley, CAO