

RESOLUTION R05-13 CMS

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ADOPT AND UTILIZE THE NATIONAL INCIDENT MANAGEMENT SYSTEM AS REQUIRED BY THE DEPARTMENT OF HOMELAND SECURITY FOR THE PURPOSE OF RESPONDING TO EMERGENCIES AND DISASTERS AND DECLARING AN EMERGENCY

WHEREAS, the President issued Homeland Security Presidential Directive (HSPD)-5, Management of Domestic Incidents, directing the Secretary of Homeland Security to develop and administer a National Incident Management System (NIMS), which would provide a consistent nationwide approach for Federal, State, local, and tribal governments to work together more effectively and efficiently to prevent, prepare for, respond to, and recover from domestic incidents, regardless of cause, size or complexity; and

WHEREAS, Governor Taft issued Executive Order 2004-14T on July 30, 2004, ordering all departments and agencies of the State to utilize the Incident Management prescribed by the Department of Homeland Security; and

WHEREAS, the Department of Homeland Security has sought extensive input on NIMS from state, local and tribal officials, the emergency response community, and the private sector, and has incorporated the best practices currently in use by incident managers; and

WHEREAS, effective homeland security incident management involves new concepts, processes, and protocols that will require refinement over time. The collective input and guidance from all homeland security partners has been, and will continue to be, vital to the further development of an effective and comprehensive national incident management system; and

WHEREAS, NIMS was published by the Department of Homeland Security on March 1, 2004; and

WHEREAS HSPD-5 and NIMS require all federal departments and agencies to adopt NIMS and use it in domestic incident management and emergency prevention, preparedness, response, recovery, and mitigation programs and activities, as well as to assist state, local, or tribal entities; and

WHEREAS, HSPD-5 and NIMS require federal departments and agencies to make state, tribal and local organizations adopt NIMS as a condition for federal preparedness assistance beginning in fiscal year 2005; and

WHEREAS, short-term compliance will include adopting the basic tenets of the Incident Command System identified in the NIMS document. The Secretary of Homeland Security published standards, guidelines, and protocols for determining compliance in December 2004.

NOW THEREFORE BE IT RESOLVED by the Council of the City of Oberlin, County of Lorain, State of Ohio, five-sevenths (5/7ths) of all members elected thereto concurring:

SECTION 1. That the City does hereby adopt the National Incident Management System prescribed by the Department of Homeland Security, as implemented by the State of Ohio and the County of Lorain, for use by all departments of the City of Oberlin during response to emergencies and disasters.

SECTION 2. That the Public Safety officials of the City shall consult with the Director of the Lorain County Office of Emergency Management and Homeland Security to determine the process and procedures necessary for the expedient implementation of this system.

SECTION 3. That all appropriate City departments will initiate required training for NIMS and revise the various City of Oberlin Emergency Operations Plans as soon as practical.

SECTION 4. It is hereby found and determined that all formal actions of this Council concerning or relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 5. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of public peace, health, and safety of the citizens of the City of Oberlin, Ohio, to wit:

"to allow for the timely adoption of an incident management system in accordance with the Department of Homeland Security procedures"

and shall take effect immediately upon passage.

PASSED: 1st Reading – April 18, 2005 (E)
2nd Reading –
3rd Reading –

ATTEST:



CLERK OF COUNCIL



PRESIDENT OF COUNCIL (acting)

POSTED: April 19, 2005

EFFECTIVE DATE: April 19, 2005

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CLERK OF COUNCIL OFFICE

Oberlin, Ohio

Please provide to this office, after signatures, an original copy for the Clerk's files of the following checked item(s):

- 1. AGREEMENT
- 2. CONTRACT
- 3. CHANGE ORDER
- 4. DEED
- 5. GRANT
- 6. BACK-UP MATERIALS
- 7. OTHER

*Emergency Operations Plan, Etc.
(whatever is required to be filed)*

<u>ORD.NO.</u>	<u>DESCRIPTION</u>	<u>DEPARTMENT</u>	<u>SENT/RCVD</u>
			<u>Date</u> <u>Date</u>

RES-RO5-13	NIMS	Fire	4/19/07
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** EOP is not to be filed
- no attachments
required for
Resolution.*

[Signature]

5-13

Oberlin Fire Department
430 South Main Street, Oberlin Ohio 44074
(440) 774-3211 Fax (440) 774-8501

Memorandum

To: Robert DiSpirito, City Manager
From: Dennis Kirin, Fire Chief
Date: April 4, 2005
Subject: Resolution - NIMS

Attached is a copy of a proposed resolution for adoption by City Council. This resolution is necessary for the City to formally adopt the use of the National Incident Management System as required by the Department of Homeland Security, the State of Ohio, and the County of Lorain.

The National Incident Management System, as adopted by Homeland Security, is an extension of the existing Incident Command System (ICS). The ICS system has been used by public safety agencies since the early 1970's during their response to emergencies and disasters. Through some refinement, the ICS system has been modified to include multi-agency and tiers of response (federal, state, county, local) as would be expected during large-scale emergencies or disasters. The resulting program is NIMS.

Approval of this resolution by Council will have no major impact on our existing operations since most departments have already been training for the NIMS procedure. The City's Emergency Operations Plan, revised in 2004, also includes NIMS in its process and procedures.

This ordinance and material will be reviewed by the Law Director. I would request that you review this proposal for inclusion in the next Council session.

Contact me if you have any questions or concerns.

