

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



ITEM
3.13
(ID # 8259)

MEETING DATE:

Tuesday, October 30, 2018

FROM : EMERGENCY MANAGEMENT DEPARTMENT:

SUBJECT: EMERGENCY MANAGEMENT DEPARTMENT: Introduction of Ordinance No. 533.6 Providing for the Administration of the Emergency Management Organization for the County of Riverside; SEQA Exempt; All Districts; [\$0]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Find that Ordinance No. 533.6 is exempt from the California Environmental Quality Act ("CEQA") pursuant to State CEQA Guidelines Section 15061(b)(3) (General Rule Exception);
2. Introduce, read title and waive further reading of, and adopt on successive weeks, Ordinance No. 533.6, Amending Ordinance No. 533 Providing for the Administration of the Emergency Management Organization for the County of Riverside;
3. Direct the Clerk of the Board to file the Notice of Exemption with the County Clerk for posting within five days of approval of this matter.

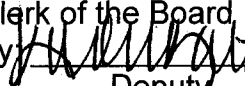
ACTION:


Bruce Barton, EMD Director 10/17/2018

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Jeffries, seconded by Supervisor Perez and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended and that the above Ordinance is approved as introduced with a waiver of reading.

Ayes: Jeffries, Tavaglione, Washington, Perez and Ashley
Nays: None
Absent: None
Date: October 30, 2018
xc: EMD, Co.Co., COB, Recorder

Kecia Harper-Ihem
Clerk of the Board
By: 
Deputy

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,
STATE OF CALIFORNIA**

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$ 0	\$ 0	\$ 0	\$ 0
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0
SOURCE OF FUNDS: N/A			Budget Adjustment:	No
			For Fiscal Year:	18/19

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

Summary

Riverside County Ordinance No. 533 provides for the administration of the Emergency Management Organization for the County of Riverside. The County Executive Officer serves as the Director of Emergency Services and is responsible for providing direction and control of the Riverside County Emergency Management Organization. Amending Ordinance No. 533 is necessary to reflect the changes in that organization and the County's Emergency Management Program. Initiation of the amendment was approved by the Board of Supervisors during the August 28, 2018 Board meeting, item 3.44.

Ordinance No. 533.6 is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15061(b)(3) as it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment. The proposed ordinance amendment merely updates and reflects the changes in the Emergency Management Organization and the County's Emergency Management Program. This is an administrative action to provide for procedures and coordination of efforts when an emergency occurs in the county.

Impact on Residents and Businesses

The purpose of Ordinance No. 533 is to provide for the coordination of disaster mitigation, preparation, response and recovery activities for the protection of persons and property within the County of Riverside. The amendment to the ordinance will improve flexibility and capacity for accomplishing these objectives.

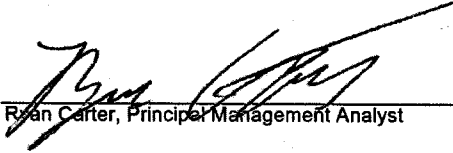
Additional Fiscal Information

There are no additional administrative costs anticipated as the amendment to the ordinance would reconcile the ordinance, last updated by the Board of Supervisors on 6/22/10 (item 3.4), with the current Emergency Management Organization structure.

ATTACHMENT:

Ordinance 533.6 – Providing for the administration of the Emergency Management Organization for the County of Riverside

SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,
STATE OF CALIFORNIA



Ryan Carter, Principal Management Analyst 10/23/2018



Gregory V. Priamos, Director County Counsel 10/18/2018

1 ORDINANCE NO. 533.6

2 AN ORDINANCE OF THE COUNTY OF RIVERSIDE

3 AMENDING ORDINANCE NO. 533

4 PROVIDING FOR THE ADMINISTRATION OF THE EMERGENCY MANAGEMENT

5 ORGANIZATION FOR THE COUNTY OF RIVERSIDE

6
7 The Board of Supervisors of the County of Riverside ordains as follows:

8 Section 1. Ordinance No. 533 is amended in its entirety to read as follows:

9
10 "ORDINANCE NO. 533

11
12 AN ORDINANCE OF THE COUNTY OF RIVERSIDE

13 PROVIDING FOR THE ADMINISTRATION OF THE EMERGENCY MANAGEMENT

14 ORGANIZATION FOR THE COUNTY OF RIVERSIDE

15
16 Section 1. FINDINGS. The Board of Supervisors finds that it is the upmost importance
17 to mitigate the effects of natural or man-made emergencies that results in conditions of disaster or
18 in extreme peril to life, property and to protect the health and safety of the lives and property of the
19 of the people of Riverside County.

20 Section 2. PURPOSE. The declared purpose of this ordinance is to provide for the
21 coordination of disaster mitigation, preparation, response and recovery activities for the protection
22 of persons and property within the County of Riverside in the event of an emergency or disaster;
23 the establishment and direction of the Emergency Management Organization; and the coordination
24 of the emergency related activities of the County of Riverside, functioning as the Operational
25 Area, with all other stakeholders including but not limited to public agencies, tribal partners,
26 private non-government organizations, and the whole community.

27 Section 3. AUTHORITY. This ordinance is adopted pursuant to Article XI, Section 7
28 of the California Constitution and the California Emergency Services Act, Government Code

1 Sections 8550, et seq. (the "Act") which authorizes the counties to adopt ordinances to establish
2 procedures for the general welfare, safety and protection of the people of a county and to ensure that
3 preparations of a county are adequate to deal with any emergencies.

4 Section 4. DEFINITIONS. The general definitions contained in the Act shall apply to
5 this ordinance. These definitions are terms commonly used in the Standardized Emergency
6 Management System (SEMS). A complete listing of all terms is located in the County of Riverside
7 Emergency Operations Plan. Other such terms used herein shall have meanings as used in the Act
8 and the County's Emergency Operations Plan (EOP).

9 a. "ACTION PLAN" means the plan prepared in the Emergency Operation
10 Center (EOC) containing the emergency response objectives of that SEMS level
11 reflecting overall priorities and supporting activities for a designated period. The plan
12 is shared with supporting agencies.

13 b. "AFFECTED JURISDICTION" means any jurisdiction which is, or has the
14 reasonable possibility of being impacted by an incident or incidents, the magnitude
15 of which is, or may fall within the scope and the intent of this Ordinance.

16 c. "CONTINUITY OF GOVERNMENT (COG)" means the principle of
17 establishing defined procedures that allow government to continue its
18 essential functions in the event of emergency conditions, including lines of
19 succession and delegation of authority for key decision makers. COG preserves the
20 statutory and constitutional authority of elected officials.

21 d. "DEPARTMENT OPERATIONS CENTER" means a department-level
22 Operations Center (DOC) used by a distinct discipline including, but not limited to:
23 flood operations, public safety, public works, procurements, social services, public
24 health, medical, hazardous material, information technology, and communications.
25 DOCs may be used at all SEMS levels above the field response level depending upon
26 the impacts of the emergency.

27 e. "DIRECTOR OF EMERGENCY SERVICES" means during a
28 proclamation of a Local Emergency, State of Emergency, or State of War

1 Emergency, the Director of Emergency Services shall be responsible for providing
2 the overall management and direction of the Emergency Management Organization
3 for the control of the emergency. The Director of Emergency Services shall be the
4 County Executive Officer or designee.

5 f. "DISASTER" means a severe or prolonged emergency that threatens life,
6 property, environment and/or critical systems.

7 g. "DISASTER COUNCIL" means that the Disaster Council provides for
8 communication and coordination between and amongst the public and private sectors
9 in the Operational Area. The Disaster Council reviews and makes recommendations
10 on matters pertinent to the development of emergency and disaster mitigation,
11 preparedness, response and recovery plans and programs. Ultimate approval of
12 Operational Area plans remains with the Board of Supervisors. The County Disaster
13 Council is authorized to recommend for adoption to the Board of Supervisors
14 emergency and mutual aid plans and agreements as well as ordinances,
15 resolutions, rules and regulations as may be necessary to implement such plans and
16 agreements, and any necessary amendments.

17 h. "DISASTER SERVICE WORKER" means any designated disaster service
18 worker which includes public employees and any unregistered person pressed into
19 service during a local emergency, state of emergency and/or State of War emergency,
20 by a person having authority to command the aid of citizens in the execution of his
21 duties. It does not include any member registered as an active firefighting member
22 of any regularly organized volunteer fire department, having official recognition, and
23 full or partial support of the county, city, town or district in which such fire
24 department is located.

25 i. "EMERGENCY" means an incident or set of incidents, natural, or human-
26 caused that requires responsive actions to protect life, property, environment, and/or
27 critical systems.

28 j. "EMERGENCY MANAGEMENT DEPARTMENT" means the lead County

1 of Riverside department established to ensure coordinated Operational Area level
2 activities for emergency and disaster mitigation, planning, response and recovery
3 through administration of the Emergency Management Program on behalf of the
4 County of Riverside and the Director of Emergency Services.

5 k. "EMERGENCY MANAGEMENT ORGANIZATION" means that it
6 consists of all officers and employees of the County of Riverside, its agencies, and
7 of the cities and districts of Riverside County, together with all volunteers and all
8 groups, organizations and persons commandeered under the provisions of the Act
9 and this ordinance, with all equipment and material publicly owned, volunteered,
10 commandeered or in any way under the control of the aforementioned personnel, for
11 the support of the aforementioned personnel in the conduct of emergency operations.

12 l. "EMERGENCY MANAGEMENT PROGRAM" means a comprehensive
13 system of planning, preparedness and mitigation activities, designed to prepare the
14 County and Operational Area for coordinated emergency and disaster response and
15 recovery as outlined in the EOP.

16 m. "EMERGENCY OPERATIONS CENTER (EOC)" means a location from
17 which centralized emergency management can be performed.

18 n. "ESSENTIAL PROGRAM FUNCTION(S)" means any activities that enable
19 an agency, department, organization or individual to carry out emergency response
20 actions, provide vital services, protect the safety and well-being of the citizens of the
21 Program's jurisdiction, and maintain the economic base of the Program.

22 o. "HAZARD" means something that has the potential to be the primary cause
23 of an incident.

24 p. "LOCAL EMERGENCY" means the duly proclaimed existence of
25 conditions of disaster or of extreme peril to the safety of persons and property within
26 the territorial limits of a county, city and county, or city, caused by conditions such
27 as air pollution, fire, flood, storm, epidemic, riot, drought, cyberterrorism, sudden
28 and severe energy shortage, plant or animal infestation or disease, the Governor's

1 warning of an earthquake or volcanic prediction, or an earthquake or other
2 conditions, other than conditions resulting from a labor controversy, which
3 conditions are or are likely to be, beyond the control of the services, personnel,
4 equipment, and facilities of that political subdivision and require the combined forces
5 of other political subdivisions to combat.

6 q. "LOCAL EMERGENCY MEDICAL SERVICES AGENCY" means the
7 County agency as defined in Health and Safety Code Section 1797.200 having
8 primary responsibility for the administration of emergency medical services within
9 the county.

10 r. "LOCAL GOVERNMENT" means any local agencies is a city, city and
11 county, county, county office of education, community college district, school
12 district, or special district as defined in Government Code Section 8680.2.

13 s. "MITIGATION" means any activities designed to reduce or eliminate risks
14 to persons or property or to lessen the actual or potential effects or consequences of
15 a disaster. Mitigation involves ongoing actions to reduce exposure to, probability of,
16 or potential loss due to hazards.

17 t. "MULTI-AGENCY or INTER-AGENCY COORDINATION" means the
18 participation of agencies and disciplines involved at any level of the SEMS
19 organization working together in a coordinated effort to facilitate decisions for
20 overall emergency response activities, including the sharing of critical resources and
21 the prioritization of incidents.

22 u. "NATIONAL INCIDENT MANAGEMENT SYSTEM (NIMS)" means a
23 comprehensive, national approach to incident management that is applicable at all
24 jurisdictional levels and across functional disciplines. It is intended to be applicable
25 across a full spectrum of potential incidents, hazards, and impacts, regardless of size,
26 location or complexity.

27 v. "OPERATIONAL AREA LEVEL" means an intermediate level of the state
28 emergency services organization, consisting of a county and all political subdivisions

1 within the county area. Each county is designated as an operational area under the
2 Act. An operational area is used by the county and the political subdivisions
3 comprising the operational area for the coordination of emergency activities and to
4 serve as a link in the system of communications and coordination between the state's
5 emergency operation centers and the operation centers of the political subdivisions
6 comprising the operational area, as defined in Government Code Sections 8559(b)
7 and 8605.

8 w. "OPERATIONAL AREA PLANNING COMMITTEE (OAPC)" means the
9 organization established to provide technical and subject matter input from
10 stakeholders to the Disaster Council and Emergency Management Department
11 concerning Operational Area emergency and disaster mitigation, planning and
12 preparedness activities. Membership in the committee shall include members of the
13 Emergency Management Organization who have signed an Operational Area
14 Agreement.

15 x. "PREPAREDNESS" means the range of deliberate, critical tasks and
16 activities necessary to build, sustain, and improve the operational capability to
17 prevent, protect against, mitigate against, respond to, and recover from disasters.
18 Preparedness is a continuous process.

19 y. "POLICY GROUP" means a specific ad-hoc group assembled as a part of the
20 EOC management structure that is comprised of decision makers including, but not
21 limited to; elected officials, officials with specific statutory authority (e.g., Public
22 Health Officer, Sheriff, EMS Medical Director, Agricultural Commissioner) and
23 City Managers that can advise the Director of Emergency Services on specific policy
24 level decisions during an emergency or disaster.

25 z. "PUBLIC HEALTH EMERGENCY" means an occurrence or imminent
26 threat of an illness or health condition that is believed, by the Health Officer, to
27 endanger public health and safety.

28 aa. "RECOVERY" means the development, coordination, and execution of plans

1 or strategies for the restoration of impacted communities and government operations
2 and services through individual, private sector, non-governmental and public
3 assistance.

4 bb. "RESPONSE" means the efforts to minimize the short-term direct effects of
5 an incident threatening life, property, environment or critical systems.

6 cc. "STAKEHOLDER" means, at a minimum, public, private, and non-
7 governmental agencies, departments, organizations, and individuals that have
8 functional roles in the Emergency Management Program.

9 dd. "STANDARDIZED EMERGENCY MANAGEMENT SYSTEM (SEMS)"
10 means a standardized response to emergencies involving multiple jurisdictions or
11 multiple agencies. It is based upon the principles and components of emergency
12 management including ICS, multi-agency coordination, operational area concept,
13 and established mutual aid systems.

14 ee. "STANDBY SUCCESSORS" means those standby officers as defined by
15 Government Code Sections 8638 - 8641 which have been appointed by the Board of
16 Supervisors to fill the positions of the Board of Supervisors should one or more of
17 its members become unavailable during a State of War Emergency, State of
18 Emergency, or local emergency. The Board of Supervisors shall appoint three
19 standby successors for each member of the Board of Supervisors. The duties of the
20 standby successors are listed in Government Code Section 8641.

21 ff. "STATE OF EMERGENCY" means the duly proclaimed existence of
22 conditions of disaster or of extreme peril to the safety of persons and property within
23 the state caused by such conditions as air pollution, fire, flood, storm, epidemic, riot,
24 drought, sudden and severe energy shortage, plant or animal infestation or disease,
25 the Governor's warning of an earthquake or volcanic prediction, or an earthquake,
26 or other conditions, other than conditions resulting from a labor controversy or
27 conditions causing a "state of war emergency," which, by reason of their magnitude,
28 are or are likely to be beyond the control of the services, personnel, equipment, and

1 facilities of any single county, city and county, or city and require the combined
2 forces of a mutual aid region or regions to combat, or with respect to regulated energy
3 utilities, a sudden and severe energy shortage requiring extraordinary measures
4 beyond the authority vested in the California Public Utilities Commission.

5 gg. "STATE OF WAR EMERGENCY" means the condition which exists
6 immediately, with or without a proclamation thereof by the Governor, whenever this
7 state or nation is attacked by an enemy of the United States, or upon receipt by the
8 state of a warning from the federal government indicating that such an enemy attack
9 is probable or imminent.

10 hh. "UNAVAILABLE" means, as used in Section 8636 of the California
11 Government Code and this ordinance, "unavailable" means that an officer is either
12 killed, missing, or so seriously injured as to be unable to attend meetings and
13 otherwise perform his duties. Any question as to whether a particular officer is
14 unavailable shall be settled by the governing body of the political subdivision or any
15 remaining available members of said body (including standby officers who are
16 serving on such governing body).

17 Section 5. EMERGENCY MANAGEMENT ORGANIZATION. The Riverside
18 County Emergency Management Organization consists of all officers and employees of the County
19 of Riverside, its agencies, cities, tribal governments and special districts of Riverside County,
20 together with all volunteers and all groups, organizations and persons commandeered under the
21 provisions of the Act and this ordinance, with all equipment and material publicly owned,
22 volunteered, commandeered or in any way under the control of the aforementioned personnel, for
23 the support of the aforementioned personnel in the conduct of emergency operations.

24 a. The Riverside County Emergency Management Organization shall be
25 activated, and function only:

- 26 (1) Upon the existence of a State of War Emergency;
27 (2) Upon the Proclamation by the Governor of the State of California, or
28 of persons authorized to act in his/her stead, of a State of Emergency affecting

1 and including Riverside County; or

2 (3) Upon the Proclamation of a Local Emergency by the Board of
3 Supervisors of Riverside County, or by persons herein authorized to act in its
4 stead.

5 (4) Upon the Proclamation of a Public Health Emergency by the Board
6 of Supervisors of Riverside County, or by persons herein authorized to act in
7 its stead.

8 (5) Two or more local government jurisdictions within the Operational
9 Area have activated their emergency operations center or upon a request from
10 a local government jurisdiction.

11 (6) The Operational Area is requesting resources from outside its
12 boundaries, except those resources used in normal day-to-day operations
13 which are obtained through existing agreements providing for the exchange
14 or furnishing of certain types of facilities and services on a reimbursable,
15 exchange, or other basis as provided for under the Master Mutual Aid
16 Agreement;

17 (7) The Operational Area has received resource requests from outside its
18 boundaries, except those resources used in normal day-to-day operations
19 which are obtained through existing agreements for the exchange or
20 furnishing of certain types of facilities and services on a reimbursable,
21 exchange, or other basis as provided for under the Master Mutual Aid
22 Agreement.

23 (8) It is deemed necessary by the Director of Emergency Services in order
24 to support emergency or extreme peril conditions beyond normal day-to-day
25 operations.

26 b. The Emergency Management Organization shall be composed of such
27 elements as are provided for in the County of Riverside EOP. The EOP shall provide
28 for the organization of the Emergency Management Organization, utilizing the

1 concepts of the SEMS and the NIMS. The Officers of the County of Riverside shall
2 have the duty and authority to plan for the mobilization, operation and support of that
3 segment of the Emergency Management Organization for which each is responsible
4 as provided for in the EOP.

5 Section 6. DISASTER COUNCIL.

6 a. The Riverside County Disaster Council is hereby created and shall consist of
7 the following:

- 8 (1) Chairperson. The Chairperson of the Board of Supervisors, Vice
9 Chairperson or if unavailable, their replacement as specified in the Continuity
10 of Government line of succession outlined in Section 13 of this ordinance.
- 11 (2) Director of Emergency Services (County Executive Officer)
- 12 (3) Secretary. Director of the Emergency Management Department
- 13 (4) County Chief Operating Officer
- 14 (5) County Chief Financial Officer
- 15 (6) Sheriff/Coroner
- 16 (7) District Attorney
- 17 (8) County Fire Chief
- 18 (9) Assistant County CEO – Public Safety
- 19 (10) County Counsel
- 20 (11) The Director of Emergency Services from each incorporated City
21 within Riverside County as appointed by the City Council
- 22 (12) The Director of Emergency Services from each Tribe within
23 Riverside County as appointed by the Tribal Council
- 24 (13) Such representatives of government, military, public safety, civic,
25 business, labor, veterans, professional, educational, faith based, access and
26 functional needs or other organizations having an official emergency
27 responsibility, as may be recommended by the disaster council and approved
28 by the Board of Supervisors.

1 b. The Disaster Council is hereby empowered to review and recommend for
2 adoption by the Board of Supervisors, disaster plans and agreements and such
3 ordinances and resolutions as are necessary to implement such plans and agreements.

4 c. Additional duties of the Disaster Council include:

5 (1) Approve the OAPC membership;

6 (2) Receive reports from the Emergency Management Department
7 related to the Emergency Management Program;

8 (3) Receive subject matter reports from the OAPC related to emergency
9 and disaster mitigation, planning, response and recovery activities;

10 (4) Review and make recommendations for plan development to meet
11 any condition constituting a local emergency or state of emergency,
12 including, but not limited to, earthquakes, natural, or manmade disasters;

13 (5) Annually review Hazard Identification Risk Assessment (HIRA) and
14 consequence analysis documents or plans in order to maintain situational
15 awareness of hazards that may affect the County.

16 d. The Disaster Council shall meet semi-annually or upon the call of the
17 Chairperson, or in his/her absence or inability to call such a meeting, upon the call
18 of the Vice-Chairperson of the Board of Supervisors.

19 e. During a Local Emergency, State of Emergency, or State of War Emergency,
20 the Director of Emergency Services may call upon the Disaster Council to advise the
21 EOC Policy Group or function in part or whole as a Multi-Agency Coordination
22 (MAC) Group to advise the EOC Policy Group on issues related to the protection of
23 persons and property within the County of Riverside.

24 Section 7. DIRECTOR OF EMERGENCY SERVICES. There is hereby created the
25 office of Director of Emergency Services. The Director of Emergency Services shall be the County
26 Chief Executive Officer. The Director of Emergency Services is responsible for providing direction
27 and control of the Riverside County Emergency Management Organization during times of
28 emergency or disaster.

1 a. If the Director of Emergency Services is unavailable, the County Executive
2 Officer shall automatically be succeeded by the following officials in the order
3 named:

- 4 (1) Chief Operating Officer
- 5 (2) Assistant County Executive Officer – Public Safety
- 6 (3) Assistant County Executive Officer – Human Services
- 7 (4) Assistant County Executive Officer – Economy and Community
8 Development
- 9 (5) Assistant County Executive Officer – Public Works, Land Use &
10 Environment
- 11 (6) Assistant County Executive Officer – Riverside University Health
12 System
- 13 (7) Emergency Management Department Director

14 b. The Director of Emergency Services shall have the following powers and
15 duties:

- 16 (1) To make key appointments, subject to the approval of the Board of
17 Supervisors, within the Emergency Management Organization;
- 18 (2) Request the Board of Supervisors to proclaim the existence of a Local
19 Emergency if said Board is in session, or to issue such proclamation if said
20 Board is not in session. Whenever a Local Emergency is proclaimed by the
21 Director of Emergency Services, the Board of Supervisors shall take action
22 to ratify the proclamation within seven days thereafter or the proclamation
23 shall have no further force or effect;
- 24 (3) During the existence of State of War Emergency, or the proclaimed
25 existence of a State of Emergency or a Local Emergency affecting
26 Riverside County or the Riverside County Operational Area, to:
 - 27 i. Control and direct the activities of the Riverside County
28 Emergency Management Organization;

- 1 ii. Use all County resources for the preservation of life and
- 2 property and to reduce the effects of the emergency;
- 3 iii. Resolve questions of authority and responsibility that may
- 4 arise in emergency operations;
- 5 iv. Obtain vital supplies, equipment and other resources needed
- 6 for the preservation of life and property by either binding the County
- 7 for the fair value thereof or by commandeering same;
- 8 v. To delegate to elected and appointed officials of the County
- 9 of Riverside such duties and authorities as he/she deems necessary;
- 10 vi. To make and issue rules and regulations on matters
- 11 reasonably related to the protection of life and property as affected
- 12 by any conditions proclaimed as provided herein;
- 13 vii. To require emergency services of any county officer or
- 14 employee, and to command the aid of as many citizens of the
- 15 County of Riverside as the Director deems necessary in the
- 16 execution of his/her duties;
- 17 viii. To exercise complete authority over the County and to
- 18 exercise all police power vested in the County by the Constitution and
- 19 general laws;
- 20 ix. To recommend to the Board of Supervisors any urgency
- 21 ordinance that may be necessary for the protection of the health,
- 22 safety, and welfare of the community during the pendency of the
- 23 emergency.
- 24 x. In addition to the powers and authorities granted herein, the
- 25 Director of Emergency Services shall have such powers and
- 26 authorities incidental to the performance of said duties as shall be
- 27 necessary to allow for the carrying out of the Emergency Plan of the
- 28 County of Riverside, it being the intent that the enumerated powers

1 and authorities herein are not intended to be limitations upon the
2 Director's powers and authorities.

3 Section 8. COUNTY EMERGENCY MANAGEMENT DEPARTMENT. The Riverside
4 County Emergency Management Department is hereby established as the lead County department
5 to ensure coordinated Operational Area level activities and administer the Emergency Management
6 Program on behalf of the County of Riverside, Operational Area (OA) and the Director of
7 Emergency Services.

8 a. The Riverside County EMD shall be responsible for the development,
9 submission, implementation, and updating of the County and OA Emergency
10 Operations Plan (EOP) and all necessary supporting plans and documents.

11 b. The Riverside County EMD shall be responsible for the establishment,
12 development and functional management of the County and OA Emergency
13 Operations Center and back-up EOC.

14 c. The Riverside County EMD shall establish the Riverside County Emergency
15 Medical Services Agency (REMSA). REMSA is designated as the Local Emergency
16 Medical Services Agency as defined by the California Health and Safety Code
17 Section 1797.200.

18 Section 9. DIRECTOR OF THE EMERGENCY MANAGEMENT DEPARTMENT.
19 The position of Emergency Management Department Director is hereby established and shall
20 function as the County and Operational Area Emergency Manager.

21 a. Prior to the existence of a Local Emergency or Disaster, the Emergency
22 Management Department Director (or designee) shall:

23 (1) Oversee activities of EMD in support of the Emergency Management
24 Program;

25 (2) Represent the County of Riverside with local, State and federal
26 partners;

27 (3) Function as the Local Emergency Medical Services Agency
28 (LEMSA) administrator;

- 1 (4) Function as the Public Health Emergency Preparedness (PHEP)
2 Program Coordinator;
- 3 (5) Ensure emergency management duties under the California
4 Governor's Office of Emergency Services (Cal OES) and Federal Emergency
5 Management Agency (FEMA) guidelines are followed as required;
- 6 (6) Act as applicant agent along with the County Executive Officer to Cal
7 OES or FEMA;
- 8 (7) Serve as a technical advisor to the Director of Emergency Services
9 and any multi-agency coordination or policy group meetings;
- 10 (8) Support and coordinate the activities of the Disaster Council and its
11 subcommittees;
- 12 (9) Recommend to the Riverside County Disaster Council matters for
13 consideration within the purview of said Council's responsibilities;
- 14 (10) Chair the Operational Area Planning Committee;
- 15 (11) Develop written agreements, ordinances, rules and regulations as may
16 be necessary to support the Emergency Management Program and bring said
17 instruments to the Board of Supervisors, to recommend their enactment;
- 18 (12) Recommend to the Board of Supervisors matters of policy for
19 consideration insofar as they relate to emergency and disaster planning,
20 mitigation, preparedness, response and recovery;
- 21 (13) Assign duties and authorities to personnel of the Emergency
22 Management Department;
- 23 (14) Ensure that the County's EOP and all associated plans, ordinances,
24 annexes, policies, protocols and procedures are kept up to date, and that
25 current emergency management concepts are applied;
- 26 (15) Ensure that guidelines specified in the SEMS and NIMS are
27 implemented as the method of organization and best practice in all plans and
28 activities.

1 b. During a Local Emergency, State of Emergency, and/or State of War
2 Emergency, or a disaster affecting Riverside County, the EMD Director, or his/her
3 designee, shall:

4 (1) Oversee the activities of EMD and ensure emergency management
5 duties under the California Governor's Office of Emergency Services (Cal
6 OES) and Federal Emergency Management Agency (FEMA) guidelines are
7 followed as required.

8 (2) Be responsible for the operation of the County and OA Emergency
9 Operations Center and the back-up EOC as required;

10 (3) Serve as staff advisor to the Director of Emergency Services and any
11 multi-agency coordination or policy group meetings;

12 (4) Recommend operating decisions and policies to Director of
13 Emergency Services in the operation of the County Emergency Management
14 Organization;

15 (5) Provide for the coordination and facilitation of personnel and material
16 resources as directed by the Director of Emergency Services;

17 (6) Perform such duties, in the scope of disaster management, as may be
18 assigned by the Director of Emergency Services.

19 Section 10. RIVERSIDE COUNTY OPERATIONAL AREA. The Riverside County
20 Operational Area is an intermediate level of the state emergency services organization consisting of
21 the County of Riverside, all political subdivisions, and those special districts that have signed an
22 agreement and become part of the Operational Area within the geographic boundaries of Riverside
23 County. The Riverside County Operational Area is used for the coordination of emergency activities
24 and to serve as the link in the system of communications and coordination between the state's
25 emergency operation centers and the emergency operation centers of the county and all political
26 subdivisions comprising the Riverside County Operational Area.

27 a. The Riverside County Board of Supervisors has designated EMD as the lead
28 agency for coordination of emergency and disaster planning, mitigation,

1 preparedness, response and recovery for the Riverside County Operational Area.

2 b. The operational area authority and responsibility under the SEMS or the
3 NIMS shall not be affected by non-participation of any local government(s) within
4 the operational area.

5 c. As the lead agency for the operational area, EMD shall perform those duties
6 as provided for in this ordinance and any associated laws, regulations, policies and
7 procedures promulgated to effect those duties including but not limited to:

8 (1) Develop and administer operational area agreements.

9 (2) Coordinate information, resources and priorities among local
10 governments within the operational area.

11 (3) Coordinate information, resources and priorities between the regional
12 level and the local government level. Coordination of fire and law
13 enforcement resources shall be accomplished through their respective mutual
14 aid systems.

15 (4) Use multi-agency coordination to facilitate decisions for overall
16 operational level emergency response activities.

17 (5) Coordinate resources within the county not covered by normal law
18 enforcement or fire mutual aid.

19 d. The Emergency Management Department shall establish policies and
20 procedures for the activation, staffing and management of the County and
21 Operational Area EOC.

22 e. The Operational Area Planning Committee is established to provide technical
23 and subject matter input from stakeholders to the Disaster Council and EMD
24 concerning Operational Area emergency and disaster mitigation, planning and
25 preparedness activities. Membership in the committee shall be approved by the
26 Disaster Council and shall include members of the Emergency Management
27 Organization who have signed an Operational Area Agreement.

28 Section 11. POWERS OF SUCCESSION. Each person who shall succeed to each

1 position of office as provided herein, and as provided in the EOP of the County of Riverside, shall
2 assume all of the powers and duties of the office succeeded to immediately upon such succession.

3 Section 12. ORDERS OF MEMBERS. During a Local Emergency, State of Emergency,
4 and/or State of War Emergency, or a proclaimed emergency, each member of the County
5 Emergency Management Organization shall have authority to require that all persons shall follow
6 reasonable orders given within the scope of functions in order to execute the EOP of the County of
7 Riverside. The willful failure of any person to follow such reasonable order or orders shall be a
8 misdemeanor punishable by a fine of not more than \$1,000.00 or by imprisonment for not more than
9 six (6) months or both.

10 Section 13. CONTINUITY OF GOVERNMENT. The line of succession for key
11 personnel of the government of the County of Riverside shall be:

12 a. If the Chairperson of the Board of Supervisors is unavailable, the Chairperson
13 of the Board shall automatically be succeeded by the following officials in the order
14 named:

15 (1) Vice-Chairperson of the Board of Supervisors

16 (2) The remaining County Supervisors followed consecutively in the
17 sequence of the numbers of their respective Supervisorial Districts

18 b. Standby Officers are excluded from the line of succession for the Chairperson
19 of the Board of Supervisors.

20 c. For other elected officials, in order of descending authority among existing
21 subordinates, and thereafter as provided by the Board of Supervisors.

22 d. Standby Officers:

23 (1) Each member of the Board of Supervisors, pursuant to Section 8638
24 of the Government Code, has the authority to appoint one to three standby
25 officers to act as a successor for that member of the Board.

26 (2) Standby Officers shall be appointed yearly.

27 (3) If more than one Standby Officer is appointed by a Board member,
28 the Standby Officers shall be designated as successor 1, 2, and 3.

1 (4) Standby Officers shall succeed their Board member based on their
2 designation.

3 (5) In accordance with Section 8640 of the Government Code, each
4 Standby Officer shall take an oath of office required for the position
5 they have been selected for as a successor. Persons appointed as standby
6 officers shall serve in their posts as standby officers at the pleasure of the
7 Board of Supervisors appointing them and may be removed and replaced at
8 any time with or without cause.

9 e. The City of Indio is hereby designated as the alternate seat of government for
10 the County of Riverside. The alternate seat shall be used at the determination of the
11 Board of Supervisors or the Director of Emergency Services when there is no ability
12 to continue with County business from a location within the general jurisdiction of
13 the City of Riverside due to war or peacetime emergencies. If the alternate seat for
14 the County of Riverside is activated, all business of the County transacted there shall
15 be legal and binding as if transacted at the county seat.

16 f. Two emergency operating centers shall be maintained to meet emergency
17 contingencies, and shall be maintained in accordance with Board Policy H-14. One
18 of these is to be located in the county seat and the other in the alternate seat of
19 government.

20 Section 14. EMERGENCY PROCLAMATIONS. By resolution adopted pursuant to this
21 Article, the Board of Supervisors hereby designate the County Chief Executive Officer as the
22 Director of Emergency Services. The Director of Emergency Services shall have the power to
23 proclaim a Local Emergency.

24 a. If the Board of Supervisors is in session, the Director of Emergency Services
25 shall request that the Board of Supervisors proclaim the existence or threatened
26 existence of a local emergency, and recommend that the Board of Supervisors request
27 that the Governor proclaim a State of Emergency only when, in the opinion of the
28 Director of Emergency Services, the locally available resources are inadequate to

1 cope with the emergency.

2 b. In the event the Board of Supervisors is not in session, the Director of
3 Emergency Services shall have the authority to initiate a Local Emergency.

4 c. Whenever the Director of Emergency Services proclaims a Local Emergency,
5 the Board of Supervisors shall take action to ratify the proclamation within seven
6 days thereafter or the proclamation shall have no further force or effect.

7 d. The Board of Supervisors must review, at least every 30 days, the continuing
8 existence of the emergency. They must also terminate the Local Emergency at the
9 earliest possible date that conditions warrant.

10 Section 15. POWERS AND AUTHORITY OF THE COUNTY HEALTH OFFICER.

11 When there has been an event as described in Section 4 (z) of this ordinance and as defined in
12 Section 101080 of the California Health and Safety Code, the County Health Officer may declare a
13 Public Health Emergency in the County or any area thereof that may be affected, if it is reasonably
14 determined that the event is an immediate threat to public health.

15 a. The Public Health Emergency declaration shall not remain in effect for a
16 period in excess of seven days unless the Board of Supervisors has ratified it.

17 b. The Board of Supervisors shall review, at least every 30 days until the local
18 health emergency is terminated, the need for continuing the local health emergency
19 and shall proclaim the termination of the local health emergency at the earliest
20 possible date that conditions warrant the termination.

21 c. Section 101040 of the California Health and Safety Code states that the
22 County Health Officer may take any preventive measure that may be necessary to
23 protect and preserve the public from any public health hazard during any State of
24 War Emergency, State of Emergency, or Local Emergency within his or her
25 jurisdiction. "Preventive measure" means abatement, correction, removal, or any
26 other protective step that may be taken against any public health hazard that is caused
27 by a disaster and affects the public health. Funds for these measures may be allowed
28 pursuant to Sections 29127 to 29130, inclusive, and 53021 to 53023, inclusive, of

1 the Government Code, and from any other money appropriated by a County Board
2 of Supervisors or a City governing body to carry out the purposes of Section 101040.
3 The County Health Officer, upon consent of the County Board of Supervisors or a
4 City governing body, may certify any public health hazard resulting from any
5 disaster condition if certification is required for any federal or state disaster relief
6 program.

7 d. The County Health Officer shall manage the event in accordance with the
8 SEMS, which is the official statewide method for disaster response management.
9 According to the Government Code Section 8607 (e) (1), "each local agency, in order
10 to be eligible for any funding of response- related costs under disaster assistance
11 programs, shall use the standardized emergency management system as adopted
12 pursuant to subdivision (a) to coordinate multiple jurisdiction or multiple agency
13 operations."

14 e. The County Health Officer shall establish a line of succession for the position
15 of County Health Officer.

16 f. In the absence of a County Health Officer or designee, the County Director
17 of Emergency Services shall act as and have the authority of the County Health
18 Officer.

19 Section 16. PENALTIES. It shall be a misdemeanor and shall be punishable by a fine of
20 not more than \$1,000 or by imprisonment for not more than 6 months, or both, for any person during
21 an emergency:

22 a. Willfully to obstruct, hinder or delay any member of the Riverside County
23 Emergency Management Organization in the enforcement of any lawful rule,
24 regulation or order issued pursuant to this ordinance, or in the performance of any
25 duty imposed upon by virtue of this ordinance;

26 b. To do any act forbidden by any lawful rule, regulation or order issued
27 pursuant to this ordinance; if such act is of such a nature as to give, or be likely to
28 give, assistance to the enemy, or to imperil life or property, or to prevent, hinder, or

1 delay the defense or protection of person or property;

2 c. To wear, carry or display, without authority, any means of identification
3 specified by the County of Riverside and/or disaster agencies of the Federal or State
4 Governments.

5 Section 17. SEVERABILITY. If any provision of this chapter or application thereof to
6 any person or circumstances is held invalid, such invalidity shall not affect other provisions or
7 applications, and to this end the provisions of this chapter are declared to be severable.”
8

9 Section 2. This ordinance shall take effect thirty (30) days after its adoption.
10
11
12

13 BOARD OF SUPERVISORS OF THE COUNTY
14 OF RIVERSIDE, STATE OF CALIFORNIA

15 ATTEST:
16 KECIA HARPER-IHEM
17 CLERK OF THE BOARD

By: _____
Chairman, Board of Supervisors

18 By: _____
19 Deputy

20 (SEAL)

21 APPROVED AS TO FORM:
22 October 18, 2018

23 By: _____
24 Synthia M. Gunzel
25 Chief Deputy County Counsel
26
27
28