

ORDINANCE NO. 158

AN ORDINANCE PROVIDING FOR AN ORGANIZATION FOR THE CIVIL DEFENSE OF PERSONS AND PROPERTY WITHIN THE TOWN OF MILLS, WYOMING, IN THE EVENT OF DISASTER, PROVIDING FOR COORDINATION WITH OTHER PUBLIC AGENCIES AND PRIVATE PERSONS AND CORPORATIONS, DEFINING THE WORD "DISASTER", PROVIDING FOR A CIVIL DEFENSE COUNCIL AND DIRECTOR OF CIVIL DEFENSE, AND ENROLMENT OF ASSISTANTS AND DEFINING THEIR POWERS AND DUTIES, REQUIRING PUBLIC COOPERATION WITH, AND OBEDIENCE TO THE ORDERS OF SUCH CIVIL DEFENSE ORGANIZATION AND PROVIDING A PENALTY FOR VIOLATION OF THIS ORDINANCE:

BE IT ORDAINED BY THE GOVERNING BODY OF THE TOWN OF MILLS:

SECTION 1. There is hereby created within the Town of Mills, Wyoming, with jurisdiction throughout said Town, an organization to provide for the coordination of the civil defense and disaster functions of said Town and all other public agencies and affected private persons, corporations and organizations. Any expenditures made in connection with such civil defense and disaster activities, including mutual aid activities, and mock or practice drills, shall be deemed conclusively to be for the direct protection and benefit of the inhabitants and property of the Town of Mills, Wyoming.

SECTION 2. Definitions.

A. Civil Defense. As used in this ordinance the term "civil defense" shall mean the preparation for and the carrying out of all emergency functions, other than functions for which military forces are primarily responsible; to prevent, minimize, and repair injury and damage resulting from disasters. It shall not include, nor does any provision of this ordinance apply to any condition relating to a labor controversy.

B. Disasters. As used in this ordinance, the term "disaster" shall mean actual or threatened enemy attack, sabotage, extraordinary fire, flood, storm, epidemic, riot, earthquake or other similar public calamity.

SECTION 3. Civil Defense Council, Membership. The Mills Civil Defense Council is hereby created and shall consist of the Town Council and Mayor, who shall be the chairman. The Council shall elect one of its members Vice chairman.

SECTION 4. Civil Defense Council, Powers and Duties. It shall be the duty of the Mills Civil Defense Council and it is hereby empowered, to review and recommend for adoption, civil defense and mutual aid plans and agreements and such resolutions and rules and regulations as are necessary to implement such plans and agreements. The Civil Defense Council shall meet upon call of the Chairman or in his absence the Vice chairman.

SECTION 5. Director of Civil Defense. Powers and Duties. There is hereby created the office of Director of Civil Defense. The Civil Defense Council shall recommend a person for such office, to be appointed by the Governor.

The Director is hereby empowered and directed:

A. To prepare a civil defense operating plan for the town, conforming to the state civil defense plan and program, and integration with the civil defense organization of Natrona County, Wyoming, and enrolment of persons to assist therein.

B. To control and direct the effort of the civil defense organization of this town for the accomplishment of the purposes of this ordinance.

C. To direct coordination and cooperation between divisions, services and staff of the civil defense organization of this town, and to resolve questions of authority and responsibility that may arise between them.

D. To represent the civil defense organization of this town in all dealings with public or private agencies pertaining to civil defense and disaster.

SECTION 6. In the event of disaster as herein provided, the Director is hereby empowered.

A. To make and issue rules and regulations on matters reasonably related to the protection of life and property as affected by such disaster; provided, however, such rules and regulations must be confirmed at the earliest practicable time by the Civil Defense Council.

B. To obtain vital supplies, equipment and such other properties found lacking and needed for the protection of the life and property of the people, and bind the town for the fair value thereof, and if required immediately to commandeer the same for public use.

C. To require emergency services of any town officer or employee, in the event of a proclamation by the Governor of the existence of a disaster, to command aid of as many citizens of this community as he considers necessary in the execution of his duties; such persons shall be entitled to all privileges, benefits and immunities as are provided by state law for registered civil defense workers.

D. To execute all of the special powers conferred upon him by this ordinance or by resolution adopted pursuant thereto, all powers conferred upon him by statute, agreement approved by the Civil Defense Council, or by other lawful authority.

E. To requisition necessary personnel or material of

any town department or agency.

SECTION 7. Civil Defense organization. All town officers and employees of this town, together with those volunteer forces enrolled to aid them during a disaster, and all groups, organizations and persons who may by agreement or operation of law, including persons pressed into service under the provisions of Section 6 (c) of this ordinance, charged with duties incident to the protection of life and property in this town during disaster, shall constitute the civil defense organization of the Town of Mills.

SECTION 8. Divisions, Services and Staff of the Civil Defense Organization. The functions and duties of Mills civil defense organization shall be distributed among such divisions, services, and special staff as the Civil Defense Council shall prescribe.

The Civil Defense Council shall concurrently with the adoption of this ordinance, prescribe the form of organization, establishment and designation of divisions and services, the assignment of functions, duties and powers, the designation of officers and employees. Insofar as possible, the form of organization, titles and terminology shall conform to the recommendations of the Office of Civil Defense and the Wyoming Civil Defense Agency.

SECTION 9. Punishment of Violations. During any disaster as herein defined and declared in the Town of Mills, no person shall:

A. Willfully obstruct, hinder, or delay any member of the civil defense 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 rules or regulations issued pursuant to this ordinance, if such act is of such nature as to give, or be likely to give assistance to the enemy, or to imperil the lives or property of inhabitants of this town, 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 Office of Civil Defense or the Wyoming Civil Defense Agency.

D. Any person found guilty of violating this act shall be deemed guilty of a misdemeanor and punished by a fine of not exceeding \$100.00, to which may be added imprisonment of not more than 30 days or both.

SECTION 10. This ordinance is hereby declared to be an emergency measure necessary to provide coordination with Federal, State and County Civil Defense organizations and for the immediate preservation of the public peace, health, and safety,

and shall take effect and be in force from and after passage.

SECTION 11. Severability. If any provision of this ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the ordinance which can be given effect without the invalid provision or application, and to this end the provision of this ordinance is declared to be severable.

APPROVED AND PASSED this 6 day of May, 1966.

(SEAL)

(SIGN) George Swad
Mayor

(ATTEST) Norene Reed
Town Clerk

I, Norene Reed, Town Clerk of the Town of Mills, Wyoming, do hereby certify that the foregoing is a true and correct copy of Ordinance No. 158, "AN ORDINANCE PROVIDING FOR AN ORGANIZATION FOR THE CIVIL DEFENSE OF PERSONS AND PROPERTY WITHIN THE TOWN OF MILLS, WYOMING, IN THE EVENT OF DISASTER, PROVIDING FOR COORDINATION WITH OTHER PUBLIC AGENCIES AND PRIVATE PERSONS AND CORPORATIONS, DEFINING THE WORD 'DISASTER'; PROVIDING FOR A CIVIL DEFENSE COUNCIL AND DIRECTOR OF CIVIL DEFENSE, AND ENROLMENT OF ASSISTANTS AND DEFINING THEIR POWERS AND DUTIES, REQUIRING PUBLIC COOPERATION WITH AND OBEDIENCE TO THE ORDERS OF SUCH CIVIL DEFENSE ORGANIZATION AND PROVIDING A PENALTY FOR VIOLATION OF THIS ORDINANCE:" Passed by the Town Council of the Town of Mills, Wyoming at a Regular meeting held at the Council Chamber of the Town Hall, on the 6 day of May 1966.

(SIGN) Norene Reed
Town Clerk

I regularly appointed, duly qualified and acting Town Clerk of the Town of Mills, Wyoming, do hereby certify that signed, attested, sealed and certified copies of this ordinance (No. 158) approved and passed, as certified above, were, following its passage by the Town Council, posted up in three public places within the Town of Mills, Wyoming, for a period of ten days, as required by law; that it took effect and became in force as a legal ordinance of the Town of Mills, Wyoming on the 23 day of May, 1966.

(SIGN) Norene Reed
Town Clerk

PASSED FIRST READING: MAR 4 - 1966

PASSED SECOND READING: APR 8 - 1966

PASSED THIRD READING: MAY - 6 1966