

Chapter 6

CIVIL DEFENSE

Section 6-1. Civil Defense Organization — Created; Purpose; Composition. [Ord. No. 181, §1]

There is hereby created the city organization for the preparation and the carrying out of all the emergency functions, other than functions for which the military forces are primarily responsible, to minimize and repair injury and damage resulting from disasters caused by enemy attack in accordance with section 44.020 et seq., of the Revised Statutes of Missouri.

This organization shall consist of a director and other additional members to be selected by the director in order to conform to the state organization and procedures for the conduct of emergency operations as outlined in the state survival plan.

Section 6-2. Same — Functions. [Ord. No. 181, §3]

The city civil defense organization shall perform such civil defense functions within the city as shall be prescribed in and by the state civil defense plan and program prepared by the governor, and such orders, rules and regulations as may be promulgated by the governor, and in addition shall perform such duties outside the corporate limits as may be required pursuant to any mutual aid agreement with any other governmental subdivision, municipality or quasi-municipality entered into as provided by section 44.010 et seq., of the Revised Statutes of Missouri or the state survival plan.

Section 6-3. Same — Director — Appointment; Responsibilities Generally. [Ord. No. 181, §2; Ord. No. 321, §1]

A director of the city civil defense organization for the conduct of emergency operations shall be appointed during May of each year by the mayor, with the approval of the board of aldermen, and shall serve for a period of one year.

The director shall have such responsibilities for the organization, administration and operation of this organization as is delegated by the mayor, with the approval of the board of aldermen.

Section 6-4. Same — Same — Power of Director to Appoint, Etc., Personnel. [Ord. No. 181, §4; Ord. No. 321, §2]

The director, with the approval of the mayor and board of aldermen, shall appoint or remove any personnel needed by the organization for the proper function of its duties. The director shall be entitled to compensation from the city for his services as such at the

rate of ten dollars per month. Such other personnel as may be appointed hereunder shall serve without compensation.

Section 6-5. Same — Oath of Office of Members. [Ord. No. 181, §7]

Every person appointed to serve in any capacity in the city civil defense organization shall, before entering upon his duties, subscribe to the following oath, which shall be filed with the director:

"I, _____, do solemnly swear (or affirm) that I will support and defend and bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of Missouri, and the territory, institutions and facilities thereof, both public and private, against all enemies, foreign and domestic; that I take this obligation freely, without any mental reservations or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter. And I do further swear (or affirm) that I do not advocate, nor am I, nor have I been, a member of any political party or organization that advocates the overthrow of the government of the United States or this state by force or violence; and that during such time as I am affiliated with the municipal civil defense organization, I will not advocate nor become a member of any political party or organization that advocates the overthrow of the government of the United States or of this state by force or violence."

Section 6-6. Same — Office Space. [Ord. No. 181, §8]

The mayor, with the approval of the board of aldermen, is authorized to designate space in any city owned or leased building for the city civil defense organization as its office.

Section 6-7. Emergency Procurement of Services, Supplies, Etc. [Ord. No. 181, §5]

In the event of an emergency, as defined in section 44.010 et seq., of the Revised Statutes of Missouri, the city director of civil defense is authorized on behalf of the city, to procure such services, supplies, equipment or material as may be necessary for such purposes, in view of the exigency, without regard to the statutory procedures or formalities normally prescribed by law pertaining to city contracts or obligations, as authorized by section 44.010 et seq., of the Revised Statutes of Missouri; provided, that if the board of aldermen meets at such time, he shall act subject to the directions and restrictions imposed by that body.

Section 6-8. Waiver of Formal Requirement in Case of Enemy Attack. [Ord. No. 181, §6]

In the event of enemy attack, the mayor, with the approval of the board of aldermen, may waive any time consuming procedures and formalities otherwise required by statute pertaining to the advertisement for bids for the performance of public work or entering into contracts.

Section 6-9. Records Pertaining to Operational Guidelines, Policies and Specific Response Plans. [Ord. No. 2269 §1, 8-6-2013]

Because disclosure would impair the City's ability to protect the security or safety of persons or real property, and because the public interest in nondisclosure outweighs the public interest in disclosure under the circumstances, it is hereby determined that all operational guidelines, policies and specific response plans developed, adopted, or maintained by any department, board or commission of the City responsible for law enforcement, public safety, first response or public health for use in responding to or preventing any critical incident which is or appears to be terrorist in nature and which has the potential to endanger individual or public safety or health shall be closed records; except that financial records related to the procurement of or expenditures relating to operational guidelines, policies or plans purchased with public funds shall be open records.