

**Disaster
Preparedness/
Emergency
Actions
Ordinance**

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\$33⁰⁰

Robert Harding
72 Horseshoe Dr
Joplin, MO
64804

STATE OF MISSOURI }
COUNTY OF NEWTON } SS 008566
LENORA HYDER
IN THE RECORDER'S OFFICE

I, LENORA HYDER, RECORDER, WITHIN AND FOR THE COUNTY AFORESAID, DO CERTIFY THE INSTRUMENT ATTACHED, WAS FILED FOR RECORD ON THE 30th DAY OF July, 2004; AT 1:10p M, RECORDED IN **BOOK 353 AT PAGE 8572** WHEREOF, I HAVE HEREUNTO SET MY HAND & AFFIXED THE SEAL OF SAID OFFICE. DONE IN NEOSHO, MISSOURI.

LENORA HYDER
RECORDER OF DEEDS

Marti Milliken
DEPUTY



1841 \$63⁰⁰

DISASTER PREPAREDNESS/EMERGENCY ACTIONS ORDINANCE

ORDINANCE NO. 04-2

BILL NO. _____

AN ORDINANCE ADOPTING A NEW DISASTER PREPAREDNESS/EMERGENCY ACTIONS ORDINANCE FOR THE VILLAGE OF LEAWOOD, MISSOURI, IN ACCORDANCE WITH CHAPTER 89 OF THE REVISED STATUTES OF MISSOURI.

WHEREAS, on or about the 18th day of MAY 2004, after at least fifteen days notice of the time and place had been published in an official paper of general circulation in the Village of Leawood, Missouri, and in accordance with Section 89.050 of the Revised Statutes of Missouri, the Board of Trustees of the Village of Leawood, Missouri held a public hearing at which parties in interest and citizens had an opportunity to be heard in relation to this Ordinance to adopt a new Disaster Preparedness/Emergency Actions Ordinance for the Village of Leawood, Missouri in accordance with Chapter 89 of the Revised Statutes of Missouri; and,

WHEREAS, on or about the 18th day of MAY 2004, after the aforesaid public hearing, the Board of Trustees of the Village of Leawood, Missouri approved, recommended and submitted as its final report, Pursuant to Section 89.070 of the Revised Statutes of Missouri, the adoption of this Ordinance as herein above Described; and,

WHEREAS, on or about the 18th day of MAY, 2004, after a public hearing duly advertised in accordance with Section 89.050 of the Revised Statutes of Missouri, the Board of Trustees of the Village of Leawood, Missouri received and considered the aforesaid final report and recommendation of the Public Works Director of the Village of Leawood, Missouri.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF LEAWOOD, MISSOURI, AS FOLLOWS:

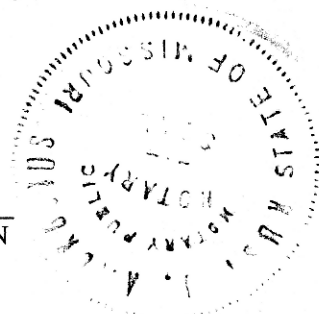
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SECTION 1. That a new Disaster Preparedness/Emergency Actions Ordinance for the Village of Leawood, Missouri be, and the same hereby is, adopted in accordance with Chapter 89 of the Revised Statutes of Missouri, a true and accurate copy of the new Disaster Preparedness/Emergency Actions Ordinance being attached hereto and incorporated herein as Exhibit "A".

SECTION 2. This Ordinance having been available for public inspection prior to its consideration by the Board of Trustees, and having been read by title twice prior to passage, shall become effective immediately upon its Passage by the Board of Trustees.

APPROVED after final passage, this 18th day of MAY 2004.

Robert N Harding
ROBERT HARDING, CHAIRMAN



ATTEST:

L. W. Nichols
NICK NICHOLS, VILLAGE CLERK

State of Missouri
County of Jasper

Signed and sworn to me on this 28th day of July, 2004.

Ruby J. Ambrosius
Notary Public

RUBY J. AMBROSIOUS
Notary Public - Notary Seal
State of Missouri, Jasper County
My Commission Expires Oct. 24, 2006

The legislative body of all cities, towns, and villages is empowered to zone... for the purpose of prompting health, safety, morals or the general welfare of the community..." Missouri Revised Statutes 89.020.

"Such regulations shall be...designed to lessen congestion in the streets; to secure safety from fire, panic and other dangers; to promote health and general welfare; to provide adequate light and air; to prevent the overcrowding of land; to avoid undue concentration of population; to preserve features of historical significance; to facilitate the adequate provision of transportation, water, sewerage, schools, parks and other public requirements. Such regulations shall be made with...a view to conserving the values of buildings and encouraging the most appropriate use of land throughout such municipality." Missouri Revised Statutes 89.040.

SECTION I

General

- A. TITLE - This Ordinance shall be known and may be cited as "The Village of Leawood, Missouri, Disaster Preparedness/Emergency Actions Ordinance."
- B. PURPOSE:
1. The primary purpose of a Disaster Preparedness/Emergency Actions Ordinance is to prepare and implement emergency functions required to prevent, minimize and repair injury and damage due to disasters, to include emergency management of resources and administration of such economic controls as may be needed to provide for the welfare of the people, and emergency activities, (excluding functions for which County, State and Federal Agencies to include military forces are primarily responsible) in accordance with Missouri Civil Defense Act, Chapter 44, Revised Statutes of Missouri, 1969, and the Missouri Disaster Operations Plan adopted thereunder.
- C. COORDINATOR:
1. This office shall consist of a Coordinator and other members appointed by the Chairman, Board of Trustees, to conform to the State organization and procedures for the conduct of emergency operations as outlined in the Missouri Disaster Operations Plan.
 2. The organization shall perform Civil Defense functions within the territorial limits of the Village of Leawood, and may conduct these functions outside the territorial limits as directed by the Governor during the time of emergency pursuant to the provisions of the Missouri Civil Defense Act, Chapter 44, Revised Statutes of Missouri, 1969.
 3. The Coordinator will be appointed by the Chairman, Board of Trustees who may also appoint a Deputy Coordinator who will serve as the Coordinator when the Coordinator is absent or unable to act as hereinafter set forth. The Coordinator shall have direct responsibility for the operation, administration and operation of local planning and operations.
- D. CHAIRMAN, BOARD OF TRUSTEES:
1. The Chairman and the Coordinator, in accordance with the Missouri Civil Defense Act, Chapter 44, Revised Statutes of Missouri, 1969, may:
 - a. Expend funds, make contracts, obtain and distribute equipment, materials, and supplies for Civil Defense purposes, provide for the health and safety of property, and direct and coordinate the development of disaster plans and programs in accordance with the policies and plans of the Federal and State disaster and emergency planning agencies;
 - b. Appoint, provide, or remove rescue teams, auxiliary fire and police personnel and other emergency operations teams, units or personnel who may serve without compensation. In the event of an enemy attack, waive the provisions of statutes requiring advertisements for bids for the performance of public work or entering into contracts;
 - c. With the approval of the Governor and consistent with the Missouri Disaster Operations Plan, enter into mutual-aid agreements with other public and private agencies within and without the State for reciprocal emergency aid. Accept services, materials, equipment, supplies or funds granted or loaned by the Federal Government for disaster planning and operations purposes.

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E. LEGAL PROVISIONS:

1. This ordinance shall be in force from and after its passage and approval, as provided by law. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

CITY RESOLUTION NO. 04-2(A)

A RESOLUTION OF THE CITY OF LEAWOOD, MISSOURI, ADOPTING AND APPROVING ALL ASPECTS PERTAINING TO THE CITY OF LEAWOOD, IN THE MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN OF THE COUNTY OF NEWTON, AND THE EFFORT TO BECOME A DISASTER RESISTANT COMMUNITY.

WHEREAS, the City of LEAWOOD recognizes that no community is immune to disaster, and that we, the City, being located in a state that is vulnerable to disaster hazards, do desire to become more resistant to such disasters; and,

WHEREAS, the City of LEAWOOD has in the past, and will in the future continue to undertake measures to reduce the adverse impact of disasters in our community, to include (but not exclusively) participating in programs and activities with SEMA, FEMA, other state and federal agencies, other county governments, and other local jurisdictions within this County:

NOW, THEREFORE, BE IT RESOLVED BY THE CITY MAYOR, CITY MANAGER, AND THE CITY COUNCIL OF LEAWOOD, MISSOURI that the effort to become more disaster resistant is deemed worthy of support and that all aspects pertaining to the City of LEAWOOD, in the County NEWTON Multi-Jurisdictional Hazard Mitigation Plan, attached hereto and incorporated by reference herein be approved; and,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY MAYOR, CITY MANAGER, AND THE CITY COUNCIL OF LEAWOOD, MISSOURI that all aspects pertaining to the City of LEAWOOD, in the NEWTON County Multi-Jurisdictional Hazard Mitigation Plan attached hereto, and incorporated by reference herein, shall be monitored, evaluated, updated and resubmitted to this governing body for re-adoption periodically (at least) every five years from the date of the last adoption, by the PUBLIC WORKS DIRECTOR (Please state the Title of the responsible local official, local EMD, or responsible local governmental department here).

This resolution shall be in full force and effect upon adoption.

ADOPTED this 18th day of MAY, 2004. → (04-2) LEAWOOD
26th OCTOBER 2004 → 04-2(A) HSTCC

Robert N. Harding

Mayor

, City Manager

[Signature]

, Councilmember

2 Fran Oulen

, Councilmember

L W United

, Councilmember

, Councilmember