



**BYLAW NO. 2023-02
OF THE
VILLAGE OF MYRNAM**

**A BYLAW OF THE VILLAGE OF MYRNAM, IN THE PROVINCE OF ALBERTA, TO
ESTABLISH A REGIONAL EMERGENCY MANAGEMENT AGENCY**

WHEREAS, the Council of the Village of Myrnam is responsible for the direction and control of emergency response and is required under the *Emergency Management Act*, Revised Statutes of Alberta 2000, Chapter E-6.8, as amended, to appoint an Emergency Advisory Committee and to establish and maintain a Municipal Emergency Management Agency; and,

AND WHEREAS, it is desirable in the regional public interest, and in the interest of regional public safety, that such a committee be appointed, and such an agency be established and maintained to carry out Councils' statutory powers and obligations under the said *Emergency Management Act*; and,

AND WHEREAS, the County of Two Hills No. 21, Town of Two Hills and the Village of Myrnam have agreed to work together through a Regional Emergency Management Agency to carry out emergency preparedness activities.

NOW THEREFORE, the municipal Council of the Village of Myrnam, in the Province of Alberta, duly assembled, enacts as follows:

1.0 TITLE

1.1 This Bylaw may be cited as the "Regional Emergency Management Agency Bylaw."

2.0 DEFINITIONS

2.1 In this Bylaw, unless the context otherwise requires:

- (a) "Act" means the *Emergency Management Act*, Revised Statutes of Alberta 2000, Chapter, E-6.8, as amended.
- (b) "Council" means the Council of the partner municipalities.
- (c) "Disaster" means an event that has resulted or may result in serious harm to the safety, health or welfare of people, or widespread damage to property.
- (d) "Regional Emergency Advisory Committee" means the committee of appointed elected officials from the partner municipalities.
- (e) "Emergency" means a present or imminent event that requires prompt coordination of action or special regulation of persons or property to protect the health, safety or welfare of people or to limit damage to property.

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- (f) “Minister” means the Minister responsible for the Act.
- (g) “Regional Emergency Management Agency” means the agency established under this Bylaw.
- (h) “Regional Emergency Response Plan” means the emergency plan accepted by the Regional Emergency Advisory Committee to co-ordinate response to an emergency or disaster.
- (i) “Regional Emergency Co-ordinator” means the County Director of Emergency Management who is responsible to the Regional Emergency Management Agency.
- (j) “Parties” means the local authorities of the Village of Myrnam, the Town of Two Hills and the Village of Myrnam.

3.0 PARTICIPATING MUNICIPAL COUNCILS

3.1 Each participating municipal Council shall:

- a) By resolution appoint the Mayor/Reeve or Deputy to serve on the Regional Emergency Advisory Committee.
- b) By resolution appoint a local Director of Emergency Management.
- c) Ensure that Regional Emergency Response Plan and programs are prepared to address potential emergencies or disasters in the Two Hills region.
- d) Approve the Regional Emergency Response Plan and programs.
- e) Review the status of the Regional Emergency Response Plan and related plans and programs at least once each year.
- f) Ensure at least 3 years participation in the Regional Emergency Advisory Agency. On expiry of the 3rd year, municipalities wishing to terminate their partnership must provide at least one (1) year written notice of their intention to withdraw from the Regional Emergency Management Agency.

3.2 Each participating municipal Council may:

- a) By law, borrow, levy, appropriate and expend, without the consent of the electors, all sums required for the operation of the Regional Emergency Management Agency; and,
- b) Enter into agreements with and make payments or grants, or both, to persons or organizations for the provision of services in the development or implementation of emergency plans or programs, including mutual aid plans and programs.

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4.0 REGIONAL EMERGENCY MANAGEMENT ADVISORY COMMITTEE

4.1 The Regional Emergency Management Advisory Committee shall:

- a) Review the Regional Emergency Response Plan and programs in conjunction with the Regional Emergency Management Agency on an annual basis.
- b) Report back to their respective Councils and advise on the developments of the emergency plan and programs annually.
- c) Provide guidance and direction to the Regional Emergency Management Agency on behalf of councils.
- d) Consist of one member of Council of each of the Parties.
- e) The chair of the committee shall be appointed by the members of the committee.

5.0 LOCAL DIRECTORS OF EMERGENCY MANAGEMENT

5.1 The Local Director of Emergency Management on behalf of their respective municipality shall:

- a) Prepare and co-ordinate the Regional Emergency Program and related plans for each respected municipality;
- b) Act as Director of Emergency Operations, or ensure that someone is designated under the Municipal Emergency Plan to so act, on behalf of the Regional Emergency Management Agency; or,
- c) Authorize and co-ordinate all emergency services and other resources required during an emergency; or,
- d) Delegate duties and tasks as necessary to ensure conformance with paragraphs (a), (b), and (c).

6.0 REGIONAL EMERGENCY CO-ORDINATOR

6.1 The Regional Emergency Co-ordinator shall on behalf of the Regional Emergency Management Agency:

- a) Co-ordinate regional training, manage the finances and meeting preparations as required; and,

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- b) Be responsible for the Regional Emergency Response Plan and will review same annually.

7.0 REGIONAL EMERGENCY MANAGEMENT AGENCY

- 7.1 The parties agree to establish and maintain a Regional Emergency Management Agency to act as the agent of the parties in exercising their powers and duties under the Act.
- 7.2 The Agency shall be responsible for the preparation of emergency plans and programs for the Parties.
- 7.3 The Agency shall meet a minimum of once per year to discuss the Regional Emergency Response Plan and programs and share with the Regional Emergency Advisory Committee.
- 7.4 The Agency shall utilize the command, control and coordination system prescribed by the managing Director of the Alberta Emergency Management Agency during response operations.
- 7.5 The Regional Emergency Management Agency shall be comprised of one or more of the following:
 - a) The local Directors of Emergency Management,
 - b) The CAO's of the region's municipalities,
 - c) The Police Chief or designate or N.C.O. in charge, R.C.M. Police or designate,
 - d) The Fire Chief's and/or designate,
 - e) Emergency Medical Services or designate
 - f) Emergency Social Services or designate,
 - g) Local Public Works foreman's or designates of the region municipalities,
 - h) Command and general staff as per ICS, or
 - i) Anybody else who might serve a useful purpose in the preparation or implementation of the Regional Emergency Plan.

8.0 DECLARATION OF A STATE OF LOCAL EMERGENCY

- 8.1 The power to declare or renew a state of local emergency under the Act, the powers specified in Section 8.3 of this Bylaw, and the requirements specified in Section 8.2 of this Bylaw, are hereby delegated to a committee of the local authority from the municipality suffering the emergency or disaster, comprised of the Chief Elected

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Official or Deputy Chief Elected Official alone, or in their absence, any two members of the involved Council.

8.2 When a state of local emergency is declared, the person or persons making the declaration shall:

- a) Ensure that the declaration identifies the nature of the emergency and the geographic area in which it exists.
- b) Cause the details of the declaration to be published immediately by such means of communications considered most likely to notify the population of the area affected.
- c) Forward a copy of the declaration to the Minister forthwith.

8.3 Subject to Section 8.1, when a state of local emergency is declared, the person or persons making the declaration may do all acts and take all necessary proceedings including the following:

- a) ~~Cause the Regional Emergency Response Plan and any related plans or programs to be put into operation.~~ Put into operation an emergency plan or programs.
- b) Acquire or utilize any real or personal property considered necessary to prevent, combat or alleviate the effects of an emergency or disaster.
- c) Authorize or require any qualified person to render aid of a type he or she is qualified to provide.
- d) Control or prohibit travel to or from any area of the municipality.
- e) Provide for the restoration of essential facilities and the distribution of essential supplies and provide, maintain and co-ordinate emergency medical, welfare and other essential services in any part of the municipality.
- f) Cause the evacuation of persons and the removal of livestock and personal property from any area of the municipality that is or may be affected by the disaster and make arrangements for the adequate care and protection of those persons or livestock and of the personal property.
- g) Authorize the entry into any building or on any land, without warrant, by any person in the course of implementing an emergency plan or program.
- h) Cause the demolition or removal of any trees, structure or crops if the demolition or removal is necessary or appropriate in order to reach the scene of a disaster, or to attempt to forestall its occurrence or to combat its progress.
- i) Procure or fix prices for food, clothing, fuel, equipment, medical supplies or other essential supplies and the use of any property, services, resources or equipment within the municipality for the duration of the state of local emergency.

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- j) Authorize the conscription of persons needed to meet an emergency.
- k) Authorize any persons at any time to exercise, in the operation of the Regional Emergency Response Plan and related plans or programs, any power specified in Paragraphs 8.3(b) through 8.3(j) in relation to any part of the municipality affected by the declaration of a state of local emergency.

8.4 When a state of local emergency is declared:

- a) Neither Council nor any member of Council, and no person appointed by Council to carry out measures, relating to emergencies or disasters, are liable for anything or omitted to be done in good faith while carrying out a power or duty under this Bylaw, nor are they subject to any proceedings by prohibition, certiorari, mandamus or injunction.

8.5 When, in the opinion of the persons declaring the state of local emergency, an emergency no longer exists in relation to which the declaration was made, they shall, by resolution, terminate the declaration.

8.6 A declaration of a state of local emergency is considered terminated and ceases to be of any force or effect when:

- a) A resolution is passed under Section 8.5;
- b) A period of seven days has lapsed since it was declared, unless it is renewed by resolution. In the case the state of local emergency is declared for reason of a pandemic, a period of 90 days; or
- c) The Minister cancels the state of local emergency.

8.7 When a declaration of a state of local emergency has been terminated, the person or persons who made the declaration shall cause the details of the termination to be published immediately by such means of communications considered most likely to notify the population of the area affected.

9.0 SEVERABILITY

9.1 Every provision of this Bylaw is independent of all other provisions and if any provision of this Bylaw is declared invalid for any reason by a Court of competent jurisdiction, all other provisions of this Bylaw shall remain valid and enforceable.

10.0 REPEALS

10.1 Bylaw No. 2022-05 be hereby repealed.

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11.0 EFFECTIVE DATE

11.1 This Bylaw shall come into force and take effect upon third and final reading.

That Bylaw No. 2023-02 be given a first reading this 19th day of January 2023.

That Bylaw No. 2023-02 be given a second reading this 19th day of January 2023.

That Bylaw No. 2023-02 be given third and final reading and passed this 19th day of January 2023.

VILLAGE OF MYRNAM

DONNA RUDOLF, MAYOR

ELSIE KIZIAK, CAO