

ORDINANCE NO. 430

AN ORDINANCE OF THE CITY OF MOORPARK, CALIFORNIA, REVISING SECTION 2.48.040, DISASTER COUNCIL – CREATION – MEMBERSHIP AND SECTION 2.48.050, DISASTER COUNCIL – POWERS AND DUTIES, OF CHAPTER 2.48, EMERGENCY PREPAREDNESS, OF TITLE 2 OF THE MOORPARK MUNICIPAL CODE

WHEREAS, Government Code Section 8610 provides the authority for a legislative body to create disaster councils; and

WHEREAS, on March 1, 1989, the City Council adopted Ordinance 106 adding the Emergency Preparedness chapter to the Moorpark Municipal Code, including establishing the Moorpark disaster council; and

WHEREAS, on December 7, 1994, the City Council adopted Ordinance 201 amending Section 2.48.040, Disaster Council-Creation-Membership and Section 2.48.050, Disaster Council-Powers and Duties; and

WHEREAS, there is a comprehensive regional emergency planning and preparedness coalition in Ventura County, which includes, but is not limited to a Ventura County Emergency Planning Council and Emergency Coordinators Council; and

WHEREAS, the membership and powers and duties of the disaster council need clarification.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MOORPARK DOES ORDAIN AS FOLLOWS:

SECTION 1. That Moorpark Municipal Code Section 2.48.040, Disaster Council- Creation-Membership, of Chapter 2.48, Emergency Preparedness, is hereby revised and replaced in its entirety, as follows:

2.48.040 Disaster council – Membership

The Moorpark disaster council shall consist of members of the City Council. The Mayor shall serve as chair and the Mayor Pro Tempore shall serve as the vice chair.

SECTION 2. That Moorpark Municipal Code Section 2.48.050, Disaster Council- Powers and duties, of Chapter 2.48, Emergency Preparedness, is hereby revised and replaced in its entirety, as follows:

2.48.050 Disaster council – Powers and duties

It shall be the duty of the disaster council to develop and recommend for adoption by the City Council emergency and mutual aid plans and agreements and such ordinances and resolutions and rules and regulations as are necessary to implement such plans and agreements. The disaster council shall meet upon call of the chair or, in such person's absence from the city or inability to call such meeting, upon call of the vice chair. The disaster council shall have such other powers, duties, and responsibilities of a local disaster council pursuant to state law.

SECTION 3. If any section, subsection, sentence, clause, phrase, part or portion of this ordinance is for any reason held to be invalid or unconstitutional by any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance. The City Council declares that it would have adopted this ordinance and each section, subsection, sentence, clause, phrase, part or portion thereof, irrespective of the fact that any one or more section, subsections, sentences, clauses, phrases, parts or portions be declared invalid or unconstitutional.

SECTION 4. This ordinance shall become effective thirty (30) days after its passage and adoption.

SECTION 5. The City Clerk shall certify to the passage and adoption of this ordinance; shall enter the same in the book of original ordinances of said City; shall make a minute of the passage and adoption thereof in the records of the proceedings of the City Council at which the same is passed and adopted; and shall publish notice of adoption in the manner required by law.

PASSED AND ADOPTED this 4th day of June, 2014.

Janice S. Parvin, Mayor

ATTEST:

Maureen Benson, City Clerk