



City of Grand Island

Tuesday, February 13, 2007

Council Session

Item G10

**#2007-34 - Approving Memorandum of Understanding with the
State of Nebraska Relative to Hazmat Team**

Staff Contact: Jim Rowell

Council Agenda Memo

From: Jim Rowell, Fire Chief
Meeting: February 13, 2007
Subject: Memorandum of Understanding
Item #'s: G-10
Presenter(s): Jim Rowell, Fire Chief

Background

The City entered into an agreement with Nebraska Emergency Management Agency (NEMA) via a memorandum of understanding (MOU) in June of 2002. The MOU provided a means for the city to receive funds for specialized training and equipment in exchange for agreeing to participate in a hazardous materials response group.

Discussion

The state has updated their MOU and asked that the Grand Island Fire Department sign a new document. The primary benefits are consistent with the previous MOU which includes training and equipment in exchange for assistance in a hazardous materials emergency anywhere in the state. This MOU provides for the reimbursement of costs and the replacement of equipment and supplies used during any deployment ordered by NEMA.

Alternatives

It appears that the Council has the following alternatives concerning the issue at hand. The Council may:

1. Move to approve
2. Refer the issue to committee
3. Postpone the issue to future date
4. Take no action on the issue

Recommendation

City Administration recommends that the Council approve.

Sample Motion

Motion to approve entering into the agreement with the Nebraska Emergency Management Agency and signing the Memorandum of Understanding.

Memorandum between the Nebraska Emergency Management Agency and
City of Grand Island, Nebraska

Whereas: the State of Nebraska is susceptible to large, damaging hazardous material's incidents due to transportation routes both rail road and highway, across the State and at fixed facilities that manufacture, store or use highly hazardous substances;

Whereas: few local political jurisdictions have the personnel trained or equipped to respond to incidents involving these substances with an offensive capability;

Whereas: the State of Nebraska's ability to respond to these incidents with an offensive capability is limited;

Whereas: the Nebraska Emergency Management Act sections 81-829.52 through 81-829.55 gives the Adjutant General the authority to establish state emergency response teams upon orders from the Governor to reinforce emergency management organizations in stricken areas;

City of
Whereas Grand Island has personnel trained and equipped to respond in an offensive posture to hazardous materials incidents;

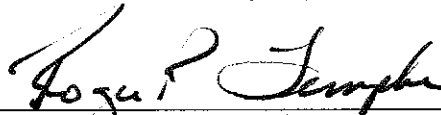
City of
Now, Therefore the Nebraska Adjutant General names Grand Island as a state emergency response team to support the Nebraska Emergency Management Agency (NEMA) when requested by NEMA following a Proclamation of Disaster by the Governor. In consideration of mutual premises and conditions made, it is agreed as follows:

1. The State agrees to reimburse ____ (the political jurisdiction) ____ for the compensation paid while serving as members of a state emergency response team.
2. The State will pay actual, necessary and reasonable expenses including travel, subsistence and maintenance according to State policies and regulations.
3. The State shall reimburse payments for all payments for death, disability or injury incurred in the course of such duty as provided in the Nebraska Worker's Compensation Act as stated in 81-829.54 (b) of the Nebraska Emergency Management Act.
4. The State shall reimburse losses or damage to supplies and equipment of such political subdivision resulting from the operations of such state emergency response team.
5. The Adjutant General shall appoint a team leader for the team who shall have primary responsibility for the organization, administration and operations of such team.
6. The team leader shall keep and maintain a roster of members of the team, and only such persons whose names appear on the roster shall be deemed members of such team and entitled to benefits provided in paragraphs one through four above. No political subdivision shall be entitled to reimbursement unless the individual on whose behalf reimbursements is sought was duly enrolled on the roster.

Memorandum between the Nebraska Emergency Management Agency and
City of Grand Island, Nebraska

7. Reimbursement for the State Emergency Response Team will be made available only when the team is deployed at the request of the Nebraska Emergency Management Agency. Any deployment at the request of any entity other than NEMA is the responsibility of the requesting entity as agreed to by the responding entity.
8. The City of Grand Island will maintain the training of team members to the level necessary to respond efficiently and professionally.
9. City of Grand Island - will participate in the Nebraska Homeland Security Planning, Exercise and Training (PET) program as defined by NEMA.
10. All deployments will be accomplished using the National Incident Management System (NIMS) of Incident Command.

For
The Nebraska Emergency Management Agency



MG Roger P Lempke

Dated 17 Jan '07

For
Grand Island Fire Department

Dated _____

Signature

JMS 2-8-07

RESOLUTION 2007-34

WHEREAS, on June 11, 2002, City Council approved a Memorandum of Understanding between the City of Grand Island and the Nebraska Emergency Management Agency, which provided the means for the City to receive funds for specialized training and equipment; and

WHEREAS, under the Memorandum of Understanding city fire personnel participate in a hazardous materials response group and would assist in a hazardous materials emergency statewide; and

WHEREAS, the revised Memorandum of Understanding also provides for reimbursement costs to the City of Grand Island for the replacement of equipment and supplies used during deployment of a hazardous materials emergency.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the revised Memorandum of Understanding between the City of Grand Island and the Nebraska Emergency Management Agency for handling hazardous materials from the Nebraska Emergency Management Agency is hereby approved.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized and directed to execute such Memorandum of Understanding on behalf of the City of Grand Island.

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Adopted by the City Council of the City of Grand Island, Nebraska on February 13, 2007.

Margaret Hornady, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form ? _____ February 9, 2007 ? City Attorney
