

BY-LAW NO. 2181

A BY-LAW to authorize the Corporation of the City of North Bay to establish and maintain an Emergency Measures Organization in and for the Municipality of the City of North Bay and to include those municipalities in the territorial Districts of Nipissing and Parry Sound desirous of becoming participating members of the organization.

WHEREAS the Government of Canada has deemed it necessary to create an Emergency Measures Organization to co-ordinate duties and functions of governments and agencies having responsibilities in a national emergency in the event of enemy action;

AND WHEREAS the Government of the Province of Ontario accordingly has deemed it desirable to co-operate with the Government of Canada in carrying out, in respect of the Province of Ontario, its responsibility for the security, defence, peace, order and welfare of Canada in the event of a real or apprehended war, invasion or insurrection and, as a consequence, has established a branch of government to be known as the Emergency Measures Organization of Ontario, and is making provision for the continued functioning of civil government and government services in the Province of Ontario in the event of an emergency caused by a real or apprehended war, invasion or insurrection or by natural causes;

AND WHEREAS the Emergency Measures Act of Ontario 1962/63 requires that every municipality in a territorial district shall formulate a plan to provide for the continued function of municipal government and the necessary services of the municipality or municipalities in the event of an emergency;

AND WHEREAS Section 378 of the Municipal Act (R.S.O. 1960), Chapter 249, provides that by-laws may be passed by the Councils of all municipalities for the establishment and maintenance of Emergency Measures Civil Defence Organizations, and for providing monies for Emergency Measures Civil Defence Organizations and for the cost of the operation of such organizations and for similar work within the municipalities.

AND WHEREAS the cost of establishing and maintaining such emergency measures civil defence organization is to be paid for as follows:

Government of Canada	-	75%	of the cost
Government of the Province of Ontario		15%	of the cost
the Municipalities	-	10%	of the cost

AND WHEREAS it is deemed expedient to establish and maintain an Emergency Measures Organization for the Corporation of the City of North Bay and such other municipalities in the territorial Districts of Nipissing and Parry Sound who are desirous of participating with the North Bay Area Emergency Measures Organization.

AND WHEREAS the Corporations of the Township of West Ferris and the Township of Widdifield, all for the time being, have agreed to enact a By-law authorizing participation in a North Bay Area Emergency Measures Organization.

THEREFORE, THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY ENACTS AS FOLLOWS:

1. An Emergency Measures Organization is hereby established to be known as The North Bay Area Emergency Measures Organization.
2. The Corporation of the City of North Bay will join with the other participating municipalities in the functions and operations of the North Bay Area Emergency Measures Organization.
3. The purposes and objects of the North Bay Area Emergency Measures organization shall be:
 - (a) to plan for the continuity of the physical operation of the government of the participating municipalities and to establish plans for co-operation between such municipal governments in the event of a national emergency or a natural emergency;
 - (b) to co-ordinate the emergency plans of the Municipal Departments and Services having an immediate responsibility in the event of a national emergency and natural emergency and to prepare plans for public survival;
 - (c) to work closely with authorities of participating municipalities and Province of Ontario authorities who may be assigned to comparable duties;
 - (d) to maintain effective liaison with the appropriate Canadian Army authorities in the area;
 - (e) to conduct emergency measures orientation courses for the training of personnel who have an emergency role;

- 3-

- (f) to conduct a public self-help educational programme related to nuclear and other types of warfare;
 - (g) to carry out other similar work within the geographical area encompassed by the participating municipalities.
4. The North Bay Area Emergency Measures Organization shall consist of two branches - namely, Policy and Plans.
 5. There shall be a committee of Municipal councils to be known as "The North Bay Area Emergency Measures Executive Committee" which shall consist of the Mayor of the City of North Bay, who shall be chairman; three members of the Council of the City of North Bay; two members of the Council of the Township of Widdifield; one member of the Council of the Township of West Ferris; all for the time being, and one member of the Council of each Municipality which subsequently agrees to participate in the North Bay Area Emergency Measures Organization; all to be appointed from time to time by resolution of the respective councils. Councils of the participating municipalities shall nominate, by resolution from time to time two alternates for each of its representatives.
 6. The North Bay Area Emergency Measures Executive Committee shall have the following duties:
 - (a) to establish policy for the North Bay Area Emergency Measures Organization;
 - (b) to appoint, from time to time, by resolution of the Executive Committee, a Co-ordinator of the North Bay Area Emergency Measures Organization and such other employees as may be required to assist the Co-ordinator;
 - (c) to submit to the Councils of the participating municipalities, estimates of expenditures for the operation and maintenance of the North Bay Area Emergency Measures Organization;
 - (d) to prepare the annual emergency measures financial assistance project to indicate to the Government of the Province of Ontario and to the Government of Canada, the amount of public funds required for the cost of the North Bay Area Emergency Measures Organization;
 - (e) to submit such emergency measures financial assistance project to the Emergency Measures Organization of Ontario not later than the 31st day of March in each year, or upon some other date of which due notice shall be given by the Emergency Measures Organization of Ontario;

- (f) to submit to the Emergency Measures Organization of Ontario amendments to such projects and claims against such projects to recover appropriate amounts of public funds from the Government of the Province of Ontario and the Government of Canada in accordance with the terms of the financial assistance agreement between these governments.
7. The Clerk of the City of North Bay shall be secretary to the North Bay Area Emergency Measures Executive Committee and will be responsible to the said Executive Committee for the co-ordination of all matters related to the continuity of the municipal governments in time of emergency. The Manager of the Township of Widdifield and the Deputy Clerk of the Township of West Ferris shall be the first and second alternate respectively to the Clerk of the City of North Bay.
8. The Co-ordinator shall be responsible for the implementation of the policy as formulated by the North Bay Area Emergency Measures Executive Committee. His duties shall include the following:
- (a) be responsible for the fulfillment of the "Purposes and Objects" of the North Bay Area Emergency Measures Organization as more particularly set out in section 3 of this by-law;
 - (b) to perform other related duties as directed by the Executive Committee.
9. There shall be a committee of appointed personnel to be known as "The North Bay Area Emergency Measures Planning Committee" which shall consist of the persons holding from time to time the following offices or appointments:
- The Clerk, City of North Bay, who shall be Chairman;
 - The Co-ordinator, North Bay Area Emergency Measures Organization, who shall be Secretary;
 - The Fire Chief, City of North Bay;
 - The Chief Constable, City of North Bay;
 - The Municipal Engineer, City of North Bay;
 - The Welfare Administrator, City of North Bay;
 - The Assessment Commissioner, City of North Bay;
 - The Treasurer, City of North Bay;
 - The Director, North Bay Area Health Unit;
 - The Manager, North Bay Hydro Electric Commission;
- all for the time being. When any such appointed member is the employee of a statutory Board or Commission, the consent of such Board, or Commission shall be requested to make effective the appointment. The North Bay Area Emergency Measures

Executive Committee may name or assign, subject to appropriate approval, such persons as it may deem advisable to provide key personnel to develop emergency planning related to continuity of municipal governments and public survival;

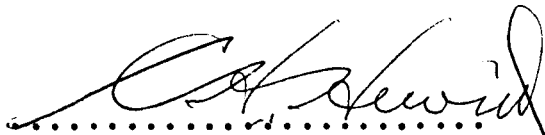
- 10. The North Bay Area Emergency Measures Planning Committee shall be responsible for the production of departmental plans for the continuing functioning of municipal services which would be required in the event of an emergency.
- 11. The North Bay Area Emergency Measures Planning Committee shall, when policy decisions are required, submit the subject matter to the North Bay Area Emergency Measures Executive Committee in the form of a recommendation.
- 12. The annual cost of operating the North Bay Area Emergency Measures Organization shall be included in the annual estimates of the participating municipalities.
- 13. The ten percent municipal cost of establishing, maintaining and operating the North Bay Area Emergency Measures Organization shall be borne jointly and severally by participating municipalities per rata on a per capita basis using the record of population in the Ontario Municipal Directory for the year to which the estimates are related.
- 14. In the event of a natural emergency, the Chairman of the North Bay Area Emergency Measures Executive Committee may submit a request to the Honourable the Attorney General of Ontario for authority to call out regularly enrolled emergency measures volunteers to assist municipal authorities to control the emergency and to alleviate distress when it has been determined that the man-power resources under the direct control of the Municipalities have been committed to emergency operations and it is found that these are insufficient or inadequate to control the emergency effectively.
- 15. By-law No. 1988 and all other by-laws inconsistent with this by-law are hereby repealed.

16. This by-law shall come into force and take effect on the final passing thereof.

READ A FIRST TIME IN OPEN COUNCIL THIS 2ND DAY OF JUNE 1964.

READ A SECOND TIME IN OPEN COUNCIL THIS 2ND DAY OF NOVEMBER 1964.

BY-LAW READ A THIRD TIME IN OPEN COUNCIL AND PASSED THIS 2ND DAY OF NOVEMBER 1964.


.....
MAYOR


.....
CITY CLERK.

SCHEDULE "A"
TO
BY-LAW NO. 2181

AGREEMENT

This Agreement made in quadruplicate, this day of
1964.

BETWEEN:

The Corporation of the City of
North Bay, hereinafter called "the "
the "Party"
OF THE FIRST PART

AND

The Corporation of the Township
of West Ferris, hereinafter called
the "Party"
OF THE SECOND PART

WHEREAS the "Party" of the first part and the "Party" of
the second part, have each passed similar by-laws to provide
for joint participation in the North Bay Area Emergency Measures
Organization;

AND WHEREAS the "Party" of the first part and the "Party"
of the second part deem that it would be in their mutual interests
if each co-operated with the other in carrying out the terms and
obligations created by the said By-laws;

AND WHEREAS it is desirable that terms and conditions re-
specting the joint operation be established with respect to
administration and finance:

NOW THEREFORE THE SAID "PARTIES" HERETO AGREE AS FOLLOWS:

1. The "Party" of the second part will join with the "Party"
of the first part in the establishment, maintenance and
operation of the North Bay Area Emergency Measures
Organization as more particularly set out in By-law No.
of the Corporation of the City of North Bay;
2. That the said parties hereto covenanted, each for itself,
agrees with the other, to appoint council representation
on the North Bay Area Emergency Measures Executive Committee
and to instruct their council representatives so appointed,
to co-operate with the said Executive Committee in carrying
out the terms of this Agreement and of their respective
Municipal Emergency Measures By-laws;

3. That subject to decisions on policy by the North Bay Area Emergency Measures Executive Committee the administration of the North Bay Area Emergency Measures Organization will be undertaken by the Corporation of the City of North Bay as more particularly set out in by-law Number _____ of this said municipality;
4. That the "Party" of the second part will pay its pro-rated share of the cost of the North Bay Area Emergency Measures Organization upon being billed therefor by the Corporation of the City of North Bay. It is understood that no expenses will be incurred which are not included in the annual emergency measures budget, without consent having first been obtained from the North Bay Area Emergency Measures Executive Committee and without receipt of the prior approval of the Provincial and Federal Governments to such a project before such an item of expense is incurred.
5. This Agreement shall take effect on 1 January 1964 and shall continue in effect from year to year thereafter until terminated by either party giving notice in writing to the other party at least three months before the end of the year in which the said party desires to terminate.

IN WITNESS WHEREOF the parties hereto have hereunto set their Corporation Seals, attested by the hands of the proper officers in that behalf.

MUNICIPAL CORPORATION OF THE CITY
OF NORTH BAY

SEAL

MAYOR

CITY CLERK

MUNICIPAL CORPORATION OF THE TOWNSHIP
OF WEST FERRIS

SEAL

REEVE

CLERK

- 3. That subject to decisions on policy by the North Bay Area Emergency Measures Executive Committee the administration of the North Bay Area Emergency Measures Organization will be undertaken by the Corporation of the City of North Bay as more particularly set out in By-law No. _____ of this said municipality;
- 4. That the "Party" of the second part will pay its pro-rated share of the cost of the North Bay Area Emergency Measures Organization upon being billed therefor by the Corporation of the City of North Bay. It is understood that no expenses will be incurred which are not included in the annual emergency measures budget, without consent having first been obtained from the North Bay Area Emergency Measures Executive Committee and without receipt of the prior approval of the Provincial and Federal Governments to such a project before such an item of expense is incurred.
- 5. This Agreement shall take effect on 1 January 1964 and shall continue in effect from year to year thereafter until terminated by either party giving notice in writing to the other party at least three months before the end of the year in which the said party desires to terminate.

IN WITNESS WHEREOF the parties hereto have hereunto set their Corporation Seals, attested by the hands of the proper officers in that behalf.

MUNICIPAL CORPORATION OF THE CITY OF
NORTH BAY

SEAL

MAYOR

CITY CLERK

MUNICIPAL CORPORATION OF THE TOWNSHIP
OF WIDDIFIELD

SEAL

REEVE

CLERK