

**JOINT RESOLUTION ESTABLISHING AN  
INTER-JURISDICTIONAL EMERGENCY MANAGEMENT PROGRAM**

WHEREAS, the City of Pineland, TX, by City Ordinance No. Sec 10-6 #131 , and Sabine County by Commissioners Court Order dated 12 October 2021 have established similar programs of comprehensive emergency management which includes the mitigation, preparedness, response and recovery phases of emergency management; and

WHEREAS, the City and County find that vulnerability to many potential hazards is shared by residents of Pineland, TX and the unincorporated portions of Sabine County; and

WHEREAS, the City and County further finds that the common goal of emergency management can best be achieved through an organization which shares the combined resources of the City and the County; and

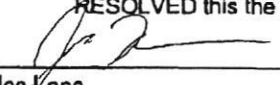
WHEREAS, the contemplated action is specifically authorized by the aforementioned Ordinance and Court Order;

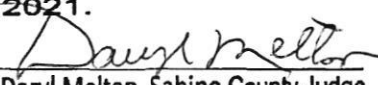
THEREFORE, BE IT RESOLVED that there is hereby established the Sabine County Emergency Management program which shall consist of the officers and employees of the City and of the County as designated in an inter-jurisdictional emergency management plan, together with such organized volunteer groups as that plan may specify; and

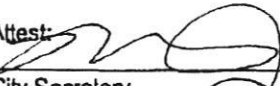
BE IT FURTHER RESOLVED that the Mayor of Pineland, TX and the Sabine County Judge shall mutually appoint an Emergency Management Coordinator to coordinate all aspects of the Sabine County Emergency Management program of comprehensive emergency management, including the preparation and maintenance of an inter-jurisdictional emergency management plan for Pineland, TX and Sabine County in accordance with this resolution.

BE IT FURTHER RESOLVED that any party to this agreement may withdraw from the combined organization created by this resolution and its related inter-jurisdictional emergency management plan by giving sixty days advance notice in writing to each of the signatories to this resolution and to the Texas Division of Emergency Management.

RESOLVED this the 13 day of October, 2021.

  
\_\_\_\_\_  
Joe Lane,  
Mayor, City of  
Pineland, TX

  
\_\_\_\_\_  
Daryl Melton, Sabine County Judge

Attest:   
\_\_\_\_\_  
City Secretary

  
\_\_\_\_\_  
Jamie Clark, County Clerk

**JOINT RESOLUTION ESTABLISHING AN  
INTER-JURISDICTIONAL EMERGENCY MANAGEMENT PROGRAM**

WHEREAS, the City of Hemphill, TX, by City Ordinance No. Sec 10-6 #131, and Sabine County by Commissioners Court Order dated 12 October 2021 have established similar programs of comprehensive emergency management which includes the mitigation, preparedness, response and recovery phases of emergency management; and

WHEREAS, the City and County find that vulnerability to many potential hazards is shared by residents of Hemphill, TX and the unincorporated portions of Sabine County; and

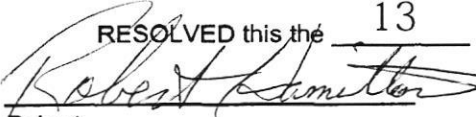
WHEREAS, the City and County further finds that the common goal of emergency management can best be achieved through an organization which shares the combined resources of the City and the County; and

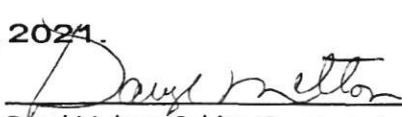
WHEREAS, the contemplated action is specifically authorized by the aforementioned Ordinance and Court Order;


THEREFORE, BE IT RESOLVED that there is hereby established the Sabine County Emergency Management program which shall consist of the officers and employees of the City and of the County as designated in an inter-jurisdictional emergency management plan, together with such organized volunteer groups as that plan may specify; and

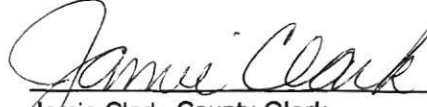
BE IT FURTHER RESOLVED that the Mayor of Hemphill, TX and the Sabine County Judge shall mutually appoint an Emergency Management Coordinator to coordinate all aspects of the Sabine County Emergency Management program of comprehensive emergency management, including the preparation and maintenance of an inter-jurisdictional emergency management plan for Hemphill, TX and Sabine County in accordance with this resolution.

BE IT FURTHER RESOLVED that any party to this agreement may withdraw from the combined organization created by this resolution and its related inter-jurisdictional emergency management plan by giving sixty days advance notice in writing to each of the signatories to this resolution and to the Texas Division of Emergency Management.

RESOLVED this the 13 day of October, 2021.  
  
Robert Hamilton  
Mayor  
Hemphill, TX

  
Daryl Melton, Sabine County Judge

Attest:  
  
Kelli Beall  
City Secretary

  
Jamie Clark, County Clerk

**COMMISSIONERS COURT ORDER ESTABLISHING A COUNTY  
EMERGENCY MANAGEMENT PROGRAM**

ORDER NO. \_\_\_\_\_

BY THE COMMISSIONERS COURT OF SABINE COUNTY, TEXAS,  
ESTABLISHING A PROGRAM OF COMPREHENSIVE EMERGENCY  
MANAGEMENT; ACKNOWLEDGING THE OFFICE OF EMERGENCY MANAGEMENT  
DIRECTOR; AUTHORIZING THE APPOINTMENT OF AN EMERGENCY MANAGEMENT  
COORDINATOR; AND PROVIDING FOR THE DUTIES AND  
RESPONSIBILITIES OF THOSE OFFICES; IDENTIFYING AN OPERATIONAL  
ORGANIZATION; GRANTING NECESSARY POWERS TO COPE WITH ALL  
PHASES OF EMERGENCY MANAGEMENT WHICH THREATEN LIFE AND  
PROPERTY IN THE COUNTY OF SABINE; AUTHORIZING COOPERATIVE  
AND MUTUAL AID AGREEMENTS FOR RELIEF WORK BETWEEN THIS AND OTHER CITIES  
OR COUNTIES AND FOR RELATED PURPOSES; AND MAKING VIOLATIONS A  
MISDEMEANOR PUNISHABLE BY FINE NOT TO EXCEED\$ \_\_\_\_\_

WHEREAS, the Commissioners Court of the County of Sabine finds that the identification of potential hazards and the prevention or mitigation of their effects must be an on-going concern of the County if the lives and property of the populace are to be protected; and

WHEREAS, the Commissioners Court declares that the preparation of a Comprehensive Emergency Management plan, and the means for its implementation, for the protection of lives and property in the County of Sabine from natural or man-caused disasters or threat thereof is immediately essential; and

WHEREAS, the Commissioners Court further finds that in times of disasters which may imperil the safety of the inhabitants of the County, or their property, it becomes necessary to effectuate and place into operation the preconceived plans and preparations with a minimum of delay; and

WHEREAS, the Commissioners Court finds, therefore that the preparation, and implementation of such plans are now imperative; BE IT ORDERED, ADJUDGED AND DECREED BY THE COMMISSIONERS COURT OF SABINE COUNTY, TEXAS:

## **Section 1. ORGANIZATION**

There exists the office of Emergency Management Director of the County of Sabine, which shall be held by the County Judge in accordance with state law.

- (a) An Emergency Management Coordinator may be appointed by and serve at the pleasure of the Director;
- (b) The Director shall be responsible for a program of comprehensive emergency management within the county and for carrying out the duties and responsibilities set forth in this court order. He/she may delegate authority for execution of these duties to the Coordinator, but ultimate responsibility for such execution shall remain with the Director.
- (c) The operational Emergency Management organization of the County of Sabine shall consist of the officers and employees of the County so designated by the Director in the emergency management plan, as well as organized volunteer groups. The functions and duties of this organization shall be distributed among such officers and employees in accordance with the terms of the emergency management plan.

## **Section 2. EMERGENCY MANAGEMENT DIRECTOR-POWERS AND DUTIES**

The duties and responsibilities of the Emergency Management Director shall include the following:

- (a) Surveying actual or potential hazards which threaten life and property within the county and identifying and requiring or recommending the implementation of measures which would tend to prevent the occurrence or reduce the impact of such hazards if a disaster did occur.
- (b) Supervision of the development and approval of an emergency management plan for the County of Sabine, and shall recommend for adoption by the Commissioners Court all mutual aid arrangements deemed necessary for the implementation of such plan.
- (c) Authority to declare a local state of disaster. The declaration may not be continued or renewed for a period in excess of 7 days except by or with the consent of the Commissioners Court. Any order or proclamation declaring, continuing, or terminating a local state of disaster shall be given prompt and general publicity and shall be filed promptly with the County Clerk.
- (d) Issuance of necessary proclamations, regulations or directives which are necessary for carrying out the purposes of this Court Order. Such proclamations, regulations, or directives shall be disseminated promptly by means calculated to bring its contents to the attention of the general public and, unless circumstances attendant on the disaster prevent or impede, promptly filed with the County Clerk.
- (e) Direction and control of the operations of the Sabine County Emergency Management organization as well as the training of Emergency Management personnel.
- (f) Determination of all questions of authority and responsibility that may arise within the Emergency Management organization of the County.
- (g) Maintenance of the liaison with other municipal, county, district, state, regional or federal, Emergency Management organizations.

- (h) Marshaling of all necessary personnel, equipment or supplies from any department of the County to aid in the carrying out of the provisions of the emergency management plan.
- (i) Supervision of the drafting and execution of mutual aid agreements, in cooperation with the representatives of the state and of other local political subdivisions of the state, and the drafting and execution, if deemed desirable, of an agreement with the cities located in **Sabine County** for the county-wide coordination of Emergency Management efforts.
- (j) Supervision of, and final authorization for the procurement of all necessary supplies and equipment, including acceptance of private contributions which may be offered for the purpose of improving Emergency Management within the County.
- (k) Authorizing of agreements, after approval by the County Attorney, for use of private property for public shelter and other purposes.
- (l) Surveying the availability of existing personnel, equipment, supplies and services which could be used during a disaster, as provided for herein.
- (m) Other requirements as specified in the Texas Disaster Act, (Chapter 418, Government Code).

### **Section 3. EMERGENCY MANAGEMENT PLAN**

A comprehensive Emergency Management Plan shall be developed and maintained in a current state. The plan shall set forth the form of the organization, establish and designate divisions and functions, assign responsibilities, tasks, duties, and powers, and designate officers and employees to carry out the provisions of this order. As provided by state law, the plan shall follow the standards and criteria established by the Texas Division of Emergency Management of the State of Texas. Insofar as possible, the form of organization, titles and terminology shall conform to the recommendations of the Texas Division of Emergency Management. When approved, it shall be the duty of all departments and agencies to perform the functions assigned by the plan and to maintain their portion of the plan in a current state of readiness at all times. The emergency management plan shall be considered supplementary to this order and have the effect of law during the time of a disaster.

**Section 4. INTER-JURISDICTIONAL PROGRAM**

The County Judge is hereby authorized to join with the Mayors of the cities in Sabine County in the formation of an inter-jurisdictional emergency management program for the City of Pineland and City of Hemphill and shall have the authority to cooperate in the preparation of an inter-jurisdictional emergency management plan and in the appointment of a joint Emergency Management Coordinator, as well as all powers necessary to participate in a county-wide program of emergency management insofar as said program may affect the County of Sabine.

**Section 5. OVERRIDE**

At all times when the orders, rules and regulations made and promulgated pursuant to this order shall be in effect, they shall supersede and override all existing ordinances, orders, rules and regulations insofar as the latter may be inconsistent therewith.

**Section 6. LIABILITY**

This order is an exercise by the County of its governmental functions for the protection of the public peace, health, and safety and neither the County of Sabine, the agents and representatives of said County, nor any individual, receiver, firm, partnership, corporation, association, or trustee, nor any of the agents thereof, in good faith carrying out, complying with or attempting to comply with, any order, rule, or regulation promulgated pursuant to the provisions of this order shall be liable for any damage sustained to persons as the result of said activity. Any person owning or controlling real estate or other premises who voluntarily and without compensation grants to the County of Sabine a license of privilege, or otherwise permits the County to inspect, designate and use the whole or any part or parts of such real estate or premises for the purpose of sheltering persons during an actual, impending or practice enemy attack or natural or man-made disaster shall, together with his successors in interest, if any, not be civilly liable for the death of, or injury to, any person on or about such real estate or premises under such license, privilege or other permission or for loss of, or damage to, the property of such person.

**Section 7. COMMITMENT OF FUNDS**

No person shall have the right to expend any public funds of the County in carrying out any Emergency Management activity authorized by this order without prior approval by the Commissioners Court, nor shall any person have any right to bind the County by contract, agreement, or otherwise without prior and specific approval of the Commissioners Court unless during a declared disaster. During a declared disaster, the County Judge may expend and/or commit public funds of the County when deemed prudent and necessary for the protection of health, life, or property.

**Section 8. OFFENSES: PENALTIES**

- (a) It shall be unlawful for any person willfully to obstruct, hinder, or delay any member of the Emergency Management organization in the enforcement of any rule or regulation issued pursuant to this order.
- (b) It shall likewise be unlawful for any person to wear, carry or display any emblem, insignia, or any other means of identification as a member, of the Emergency Management organization of the County of Sabine, unless authority to do so has been granted to such person by the proper officials.
- (c) Convictions for violations of the provisions of this order shall be punishable by fine not to exceed \_\_\_\_\_dollars(\$ \_\_\_\_\_).

**Section 9. SEVERABILITY**

If any portion of this order shall, for any reason, be declared invalid such, invalidity shall not affect the remaining provisions thereof.

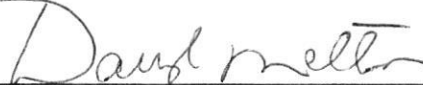
**Section 10. LIMITATIONS**

This order shall not be construed so as to conflict with any State or Federal statute or with any military or naval order, rule, or regulation.

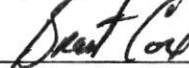
**Section 11. Repealer**

All orders, parts of orders, or resolutions in conflict herewith are expressly repealed.

READ AND APPROVED on this the 12<sup>th</sup> day of October, 2021.

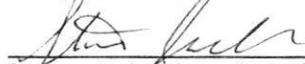


Daryl Melton, Sabine County Judge

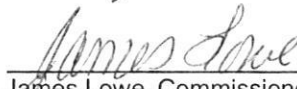


Brent Cox, Commissioner, Precinct 1

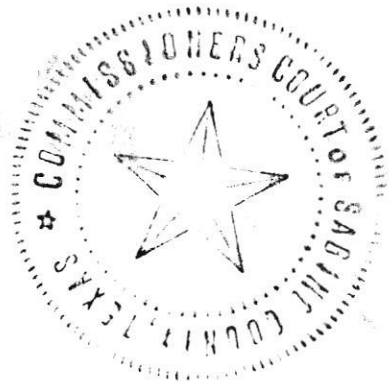
Jimmy McDaniel, Commissioner, Precinct 2



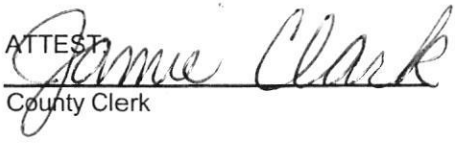
Stanley Jacks, Commissioner, Precinct 3



James Lowe, Commissioner, Precinct 4



ATTEST

  
County Clerk