

ORDINANCE NO. 2012-051

**TOWN ORDINANCE ADOPTING
THE NATIONAL INCIDENT MANAGEMENT SYSTEM (NIMS)**

AN ORDINANCE ADOPTING THE NATIONAL INCIDENT MANAGEMENT SYSTEM (NIMS) AS THE STANDARD FOR INCIDENT MANAGEMENT BY THE TOWN OF PROVIDENCE VILLAGE, TEXAS AND PROVIDING FOR SEVERABILITY, LIMITATIONS AND REPEALER.

WHEREAS, on February 28, 2003, the President issued Homeland Security Presidential Directive (HSPD) – 5 that directed that the Department of Homeland Security, in cooperation with representatives of federal, state, and local government, to develop a National Incident Management System (NIMS) to provide a consistent approach to the effective management of situations involving natural disasters, man-made disasters, or terrorism; and

WHEREAS, the final NIMS was released on March 1, 2004; and

WHEREAS, the NIMS contains a practice model for the accomplishment of the significant responsibilities associated with prevention, preparedness, response, recovery, and mitigation of all major and national hazards situations; and

WHEREAS, the HSPD-5 requires that state and local governments adopt the NIMS by fiscal year 2005 as a pre-condition to the receipt of federal grants, contract and activities related to the management and preparedness for certain disaster and hazard situations; and

WHEREAS, the Town Council for the Town of Providence Village desires to adopt the NIMS As required by HSPD-5.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF PROVIDENCE VILLAGE:

Section 1. ADOPTION OF NIMS

The Town of Providence Village hereby adopts the National Incident Management System dated March 1, 2004 as its standard for incident management.

Section 2. SEVERABILITY

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

Section 3. LIMITATIONS

This ordinance 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 4. REPEALER

All ordinances, parts of ordinances, or resolutions in conflict herewith are expressly repealed.

READ, APPROVED AND ADOPTED on this the 10th day of December, 2012.

Brian D. Roberson
Mayor, Town of Providence Village, Texas

ATTEST:

Connie S. Hansen, Town Secretary



APPROVED AS TO FORM:

Philip Mack Furlow, Town Attorney