

AN ORDINANCE            **9 8 9 5 0**

**APPROVING THE TERMS AND CONDITIONS AND  
AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT  
BETWEEN THE CITY OF SAN ANTONIO AND  
MUNICIPALITIES THROUGHOUT THE ALAMO AREA  
COUNCIL OF GOVERNMENTS REGION FOR MUTUAL AID  
WHEN REQUESTED IN RESPONSE TO AN EVENT WHERE  
ASSISTANCE IS REQUIRED.**

\*            \*            \*            \*            \*

**WHEREAS**, the Alamo Area Council of Governments (AACOG) provides and facilitates intergovernmental cooperation through planning and coordination of activities that include technical assistance, dissemination of information and administration of area-wide programs among its membership, which consists of the 12 counties of Atascosa, Bandera, Bexar, Comal, Frio, Gillespie, Guadalupe, Karnes, Kendall, Kerr, Medina, Wilson, and 56 cities and 1 town within said counties (the "Region"); and

**WHEREAS**, the governing officials representing these various political subdivisions recognize the vulnerability of the people and communities located within the Region to damage, injury, and loss of life and property resulting from a disaster event, and recognize that these events may present equipment and manpower requirements beyond the capacity of each individual city or county; and

**WHEREAS**, in the past, mutual aid has been provided between or among the political subdivisions within the Region in the form of personnel, supplies and equipment during disasters and/or civil emergencies and during cleanup periods; and

**WHEREAS**, the governing officials of the political subdivisions within the Region desire to secure for each other the benefits of mutual aid and protection of life and property in the event of a disaster and/or civil emergency; and

**WHEREAS**, the Parties wish to make suitable arrangements for furnishing mutual aid in coping with disasters and/or civil emergencies through a Regional Mutual Aid Agreement (the "Agreement") and are so authorized to enter into such an agreement pursuant to various state statutes including Chapter 791, Texas Government Code (Interlocal Cooperation Act), Chapter 418, Texas Government Code (Texas Disaster Act of 1975), Chapter 421, Texas Government Code (Homeland Security), Chapter 362, Texas Government Code and Executive Order No. RP-12 signed by the Governor of the State of Texas on April 3, 2002; and

**WHEREAS**, pursuant to the Agreement, AACOG members may request the provision of personnel, equipment, materials, and other forms of assistance, or any combination of assistance in the event of: a) a declaration of a local state of disaster; b) the finding of a state of civil

emergency by the Emergency Management Director of the governing body of a party; or c) a Homeland Security Activity; and

**WHEREAS**, the entity whose assistance is requested shall have the discretion to determine their ability to honor the request for mutual aid, and in the event it agrees to respond to the request, a Mutual Aid Event Agreement will first be developed and executed which shall specify manpower and equipment resources to be provided as well as the terms and conditions of the assistance, including the responsibility of the requesting party to pay for expenses incurred by the responding party, which are not otherwise eligible for reimbursement when the emergency event has been designated a federal disaster; **NOW THEREFORE:**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**SECTION 1.** The terms and conditions of a Regional Management Agreement which sets out the conditions under which member cities and counties within the Region of the Alamo Area Council of Governments will provide mutual aid and assistance to each other in the event of a disaster and/or civil emergency, are hereby approved.

**SECTION 2.** The Mayor of the City of San Antonio, as the Chief Elected Officer, is hereby authorized to execute such Regional Management Agreement, a copy of which is attached hereto and incorporated herein for all purposes as Exhibit 1.

**SECTION 3.** This Ordinance shall be effective immediately upon the passage by eight (8) affirmative votes.

**PASSED AND APPROVED** this 11<sup>th</sup> day of March 2004.



**M A Y O R**  
**EDWARD D. GARZA**

**ATTEST:** *Gelanda L. Helton*  
City Clerk

**APPROVED AS TO FORM:** *Im Zertuche*  
for City Attorney