RESOLUTION - ACTION REQUESTED 2017-44

MEETING: February 7, 2017

TO: The Board of Supervisors

FROM: Dallin Kimble, Interim CAO

RE: Adopt Resolution Ratifying Proclamation of the Existence of a Local Emergency Due to Flooding

RECOMMENDATION AND JUSTIFICATION:

 Adopt a Resolution ratifying the Proclamation of the Existence of a Local Emergency and requesting; (1) the Governor to proclaim a State of Emergency; and (2) requesting a Presidential Declaration of a State of Emergency proclaiming existence of a Local Emergency and requesting the Governor of the State of California and the President of the United States to proclaim a State of Emergency for the County of Mariposa.

 On February 3, 2017, a winter storm struck Mariposa County and deposited significant amounts of rain in a short time. The excessive amounts of water, combined with ground that was already saturated due to previous storms, caused significant amounts of runoff leading to flash flooding and damage within the area.

 On February 3, 2017, Board of Supervisors Chairman Marshall Long, acting in his capacity as the Director of Emergency Services pursuant to Mariposa County Code Section 2.80.040, issued the attached Proclamation declaring a local emergency as a result of the February 3, 2017 event. Pursuant to Government Code Section 8630, whenever a local emergency is proclaimed by an official designated by ordinance, the local emergency shall not remain in effect for a period in excess of seven days unless it has been ratified by the governing Board.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

Your Board has ratified similar proclamations in the past during other emergencies.

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

If your Board does not ratify the Chairman's Proclamation, the County will not be eligible for possible State or Federal disaster assistance.

FINANCIAL IMPACT:
ATTACHMENTS:
Resolution Proclaiming Local Emergency due to Feb. 3, 2017 Flooding (DOC)
February 7, 2017 Proclamation of Local Emergency Due to Flooding (PDF)

CAO RECOMMENDATION

Rene LaRoche
Rene LaRoche, Clerk of the Board 2/4/2017

RESULT: ADOPTED AS AMENDED BY CONSENT VOTE [UNANIMOUS]
MOVER: Rosemarie Smallcombe, District I Supervisor
SECONDER: Kevin Cann, District IV Supervisor
AYES: Menetrey, Smallcombe, Jones, Long, Cann
TO: Dallin Kimble, Interim County Administrative Officer  
FROM: RENÉ LaROCHE, Clerk of the Board  
SUBJECT: Adopt Resolution Ratifying Proclamation of the Existence of a Local Emergency Due to Flooding  
Resolution: 17-44

The following action was taken by the Mariposa County Board of Supervisors on February 7, 2017:

CORRECTIONS:  
CA4, An Amended Local Emergency Proclamation and Resolution were supplied.  
No public input.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Rosemarie Smallcombe, District I Supervisor

SECONDER: Kevin Cann, District IV Supervisor

AYES: Menetrey, Smallcombe, Jones, Long, Cann
RESOLUTION NO. 17-44

RESOLUTION RATIFYING PROCLAMATION OF A LOCAL EMERGENCY AND REQUESTING DECLARATION PROCLAIMING EXISTENCE OF A LOCAL EMERGENCY AND REQUESTING THE GOVERNOR TO PROCLAIM A STATE OF EMERGENCY FOR THE COUNTY OF MARIPosa AND MAKE CALIFORNIA DISASTER ASSISTANCE ACT (CDAA) FUNDS AVAILABLE FOR MARIPosa COUNTY

WHEREAS, Section 8630 of the Government Code mandates that a local emergency may be proclaimed by the governing body of a local agency, or, if it has been previously declared by an official designated by the governing body, such local emergency must be ratified within 7 days by the governing body of the local agency; and

WHEREAS, the Board of Supervisors does hereby find that conditions of extreme peril to the safety of persons and property have arisen within Mariposa County caused by a major winter storm and flooding on February 3, 2017; and

WHEREAS, the Chairman of the Board of Supervisors serving in his capacity as Director of Emergency Services of Mariposa County on February 3, 2017 proclaimed the existence of a local emergency and requested the Governor of the State of California to Proclaim a State of Emergency in the County of Mariposa and make California Disaster Assistance Act (CDAA) funds available for Mariposa County; and

WHEREAS, flooding from the February 3, 2017 storm is causing ongoing damage to County and other public and district facilities, including but not limited to roads and bridges, with the initial estimates of damage still being compiled; and

WHEREAS, the storm flooding is posing an immediate threat to numerous private homes and other structures; and

WHEREAS, local resources have been deployed to various scenes within Mariposa County, thereby depleting response resources; and

WHEREAS, it has now been found that local resources are unable to cope with the effects of this emergency; and

WHEREAS, the aforesaid conditions of extreme peril warrant and necessitate the proclamation of a local emergency;

NOW, THEREFORE, BE IT HEREBY PROCLAIMED that a local emergency now exists throughout Mariposa County and the prior Proclamation of Emergency issued by the Emergency Services Director is hereby ratified; and
IT IS FURTHER PROCLAIMED AND ORDERED that during the existence of the local emergency the powers, functions, and duties of the Director of Emergency Services and the emergency services organization of the County shall be those prescribed by state law, by ordinances, and by resolutions of Mariposa County approved by the Board of Supervisors; and

IT IS FURTHER ORDERED that a copy of this Resolution be forwarded to the Governor of the State of California with the request that he proclaim that the County of Mariposa to be in a state of emergency and that CDAA funds be made available for recovery from the effects of this emergency; and

IT IS FURTHER ORDERED that a copy of this Resolution be forwarded to the State Director of the Office of Emergency Services; and

IT IS FURTHER ORDERED that the County Administrative Officer and Emergency Services Officer, or his designee, is hereby designated as the local Hazard Mitigation Coordinator of the County of Mariposa for the purpose of assessing damage within Mariposa County and consulting with federal/state survey teams about hazard mitigation actions; and

IT IS FURTHER ORDERED that the County Administrative Office, or his designee, is hereby designated as the authorized representative for public assistance, and the County Administrative Office, or his designee, is hereby designated as the authorized representative for individual assistance of the County of Mariposa for purpose of receipt, processing and coordination of all inquiries and requirements necessary to obtain available state and federal assistance.

PASSED AND ADOPTED by the Board of Supervisors of the County of Mariposa, a political subdivision of the State of California, this 7th day of February, 2017 by the following vote:

AYES: SMALLCOMBE, JONES, LONG, CANN, MENETREY
NOES: NONE
ABSENT: NONE
ABSTAINED: NONE

[Signature]
MARSHALL LONG, Chairman
Mariposa County Board of Supervisors

ATTEST:

[Signature]
RÉNÉ LAROCHE
Clerk of the Board

APPROVED AS TO FORM:

[Signature]
STEVEN W. DAHLEM
County Counsel
PROCLAMATION BY THE BOARD OF SUPERVISORS OF THE COUNTY OF MARIPOSA, STATE OF CALIFORNIA, PROCLAIMING THE EXISTENCE OF A LOCAL EMERGENCY AND REQUESTING THAT THE GOVERNOR (1) PROCLAIM A STATE OF EMERGENCY AND (2) MAKE STATE FUNDING AVAILABLE FOR RECOVERY EFFORTS

WHEREAS, Section 8630 of the Government Code and Chapter 2.80 of the Mariposa County Code empower the Board of Supervisors to proclaim the existence of a local emergency within the County when said County is affected or is likely to be affected by the existence or threatened existence of conditions of emergency or of extreme peril to the safety of persons and property within the territorial limits of Mariposa County; and

WHEREAS, on February 3, 2017, a storm system caused dangerous flash flooding, erosion, and substantial debris flows in Mariposa County; and

WHEREAS, the Board of Supervisors does hereby find that conditions of extreme peril to the safety of persons and property have arisen within Mariposa County, including damage to critical infrastructure such as roads and bridges, as a result of the storm; and

WHEREAS, the Board of Supervisors does find that the aforesaid conditions of extreme peril warrant and necessitate the proclamation of a local emergency and that local resources are unable to cope with the effects of this extreme peril; and

WHEREAS, the full scope of the damage caused by this storm is estimated to be greater than $250,000 with evaluation still ongoing; and

WHEREAS, the Board of Supervisors requests that California Disaster Assistance Act (CDAA) funds be made available for efforts related to recovery from this storm;

NOW, THEREFORE, BE IT HEREBY PROCLAIMED by the Board of Supervisors that a local emergency exists throughout Mariposa County and that said Local Emergency shall be deemed to continue to exist until its termination is proclaimed by the Board of Supervisors; and

IT IS FURTHER PROCLAIMED AND ORDERED that during the existence of the local emergency the powers, functions, and duties of the Director of Emergency Services and the emergency services organization of the County shall be those prescribed by state law, by ordinances and by resolutions of Mariposa County approved by the Board of Supervisors; and

IT IS FURTHER PROCLAIMED AND REQUESTED that the Governor of the State of California find and proclaim Mariposa County to be in a state of emergency and make CDAA funding available for Mariposa County; and

IT IS FURTHER ORDERED that a copy of this Proclamation be forwarded to the State Director of the Office of Emergency Services; and

IT IS FURTHER ORDERED that the County Administrative Officer and Emergency Services Officer, or his/her designee, is hereby designated as the local Hazard Mitigation Coordinator and authorized representative of the County of Mariposa for the purpose of assessing damage, consulting with federal/state survey teams regarding hazard mitigation actions, processing and coordination of all
inquiries necessary to obtain available state and federal assistance.

**PROCLAIMED** this 7th day of February, 2017.

[Signature]

MARSHALL LONG, Chair
Mariposa County Board of Supervisors

**ATTEST:**

[Signature]

RENE LaROCHE,
Deputy Clerk of the Board

**APPROVED AS TO FORM:**

[Signature]

STEVEN W. DAHLEM,
County Counsel