RESOLUTION - ACTION REQUESTED 2017-74

MEETING: February 21, 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 February 16, 2017, Proclamation by the Director of Emergency Services of the County of Mariposa, State of California, Proclaiming the existence of a local emergency and requesting state and/or federal funds to assist with recovery efforts.

Beginning on February 7, 2017, a winter storm struck Mariposa County and deposited significant amounts of rain over a period of several days. 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 16, 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 events that began on February 7, 2017, and continued for several days. 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:

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

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

If the Board does not ratify the proclamation, the County will not be eligible for possible State or Federal disaster assistance.
FINANCIAL IMPACT:

ATTACHMENTS:
Emergency Resolution  (DOC)

CAO RECOMMENDATION
Requested Action Recommended

Dallin Kimble
Dallin Kimble, Interim CAO  2/16/2017

RESULT:  ADOPTED BY CONSENT VOTE [UNANIMOUS]
MOVER:  Kevin Cann, District IV Supervisor
SECONDER:  Rosemarie Smallcombe, District I Supervisor
AYES:  Menetrey, Smallcombe, Jones, Long, Cann
RESOLUTION NO. 17-74

RESOLUTION RATIFYING THE FEBRUARY 16, 2017, PROCLAMATION BY THE DIRECTOR OF EMERGENCY SERVICES OF THE COUNTY OF MARIPOSA, STATE OF CALIFORNIA, PROCLAMING THE EXISTENCE OF A LOCAL EMERGENCY AND REQUESTING STATE AND/OR FEDERAL FUNDS TO ASSIST WITH RECOVERY EFFORTS

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 beginning on February 7, 2017, and continuing for several days; and

WHEREAS, the Chairman of the Board of Supervisors, serving in his capacity as Director of Emergency Services of Mariposa County, proclaimed the existence of a local emergency on February 16, 2017; and

WHEREAS, the County of Mariposa is seeking financial assistance from the Governor of the State of California or the California Office of Emergency Services Director under the California Disaster Assistance Act (CDAAA) program or the Federal Emergency Management Agency’s Public Assistance (PA) program; and

WHEREAS, the storm that began on February 7, 2017, has caused 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 and 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 Officer, or his designee, is hereby designated as the authorized representative for public assistance, and the County Administrative Officer, 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 21st day of February, 2017 by the following vote:

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

MARSHALL LONG, Chairman
Mariposa County Board of Supervisors

ATTEST:

APPROVED AS TO FORM:

RENE LaROCHE
Clerk of the Board

STEVEN W. DAHELEN
County Counsel
PROCLAMATION BY THE DIRECTOR OF EMERGENCY SERVICES OF THE COUNTY OF MARIPOSA, STATE OF CALIFORNIA, PROCLAIMING THE EXISTENCE OF A LOCAL EMERGENCY AND REQUESTING STATE AND/OR FEDERAL FUNDS TO ASSIST WITH RECOVERY EFFORTS

WHEREAS, Section 8630 of the Government Code and Chapter 2.80 of the Mariposa County Code empower the Director of Emergency Services to proclaim the existence or threatened existence of a local emergency when said County is affected or likely to be affected by a public calamity and the County Board of Supervisors is not in session, and;

WHEREAS, a prior local state of emergency resulting from torrential rains and flooding that occurred on February 3, 2017, was ratified by the Board of Supervisors on February 7, 2017; and

WHEREAS, the Director of Emergency Services of the County of Mariposa does hereby find that conditions of extreme peril to the safety of persons and property have again arisen within said county, caused by an atmospheric river event that resulted in torrential rain, flooding and mudslides; which began on the 7th day of February, 2017, and continued for several days, and;

WHEREAS, these conditions are or are likely to be beyond the control of the services, personnel, equipment, and facilities of said County, and;

WHEREAS, the County Board of Supervisors of the County of Mariposa is not in session and cannot immediately be called into session; and

WHEREAS, the County of Mariposa has already deployed available resources in response to flooding, mudslides and damage to infrastructure caused by torrential rains, flooding and/or mudslides; and

WHEREAS, the County is seeking financial assistance from the California Office of Emergency Services Director or the Office of the Governor of the State of California under the California Disaster Assistance Act (CDAA) program or the President’s declaration under the Federal Emergency Management Agency’s Public Assistance (PA) program;

NOW, THEREFORE, IT IS HEREBY PROCLAIMED that a local emergency now exists throughout said County, and;

IT IS FURTHER PROCLAIMED AND ORDERED that during the existence of said local emergency the powers, functions, and duties of the emergency organization of this County shall be those prescribed by state law, and by ordinances and resolutions of this County; and that this emergency proclamation shall expire 7 days after issuance unless confirmed and ratified by the Board of Supervisors of the County of Mariposa.

Dated: 2/16/17

By: Marshall Long
Marshall Long, Director of Emergency Services
5100 Bullion Street, P.O. Box 784
Mariposa, CA 95338

ATTEST:

RENE LaROCHE,
Deputy Clerk of the Board

APPROVED AS TO FORM:

STEVEN W. DAHLEM,
County Counsel