RESOLUTION - ACTION REQUESTED 2020-575

MEETING: September 22, 2020

TO: The Board of Supervisors

FROM: Doug Binnewies, Sheriff-Coroner-Public Administrator

RE: Ratifying Proclamation of a Local Emergency Due to Creek Fire

RECOMMENDATION AND JUSTIFICATION:

Adopt a Resolution Ratifying the September 15, 2020 Proclamation by the Director of Emergency Services of the County of Mariposa, State of California, Proclaiming the Existence of a Local Emergency.

On September 4, 2020, the Creek Fire ignited in the Shaver Lake area of Fresno County. The fire has burned over 175,000 acres and continues to motivate evacuations in Fresno and Madera Counties. Also within Mariposa County are townships that are under fire evacuation warning. The American Red Cross is currently staffing a temporary evacuation point at the Mariposa County Fairgrounds. Mariposa County Sheriff’s Office employees have been deployed to and have been working in Madera County under a mutual aid request.

On September 15, 2020, Sheriff Doug Binnewies, acting as the Director of Emergency Services pursuant to Mariposa County Code Section 2.80.040, issued the attached Proclamation declaring a local emergency.

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.
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FINANCIAL IMPACT:
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ATTACHMENTS:
Proclamation by County OES Director Creek Fire (PDF)
2020 Creek Fire Proclamation Ratification (DOCX)

RESULT:  ADOPTED [UNANIMOUS]
MOVER:  Marshall Long, District III Supervisor
SECONDER:  Miles Menetrey, District V Supervisor
AYES:  Smallcombe, Jones, Long, Cann, Menetrey
MARIPOSA COUNTY RESOLUTION NO. 2020-575

A RESOLUTION RATIFYING PROCLAMATION OF LOCAL EMERGENCY AND REQUESTING STATE AND/OR FEDERAL RESOURCES 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 Creek Fire ignited on Friday, September 4, 2020, has burned more than 175,000 acres in Fresno and Madera Counties and continues to burn; and

WHEREAS, Mariposa County has provided and continues to provide direct fire response as well as evacuation support, mass non-congregate shelter for evacuees amid an ongoing pandemic, animal evacuation services and other supportive services; and

WHEREAS, the County of Mariposa has already deployed available resources in response to the fire and associated evacuations, security, and so forth; and

WHEREAS, these conditions are beyond the control of the services, personnel, equipment, and facilities of Mariposa County; and

WHEREAS, Governor Gavin Newsom proclaimed a state of emergency in Fresno, Madera and Mariposa Counties on September 6, 2020; and

WHEREAS, Sheriff Doug Binniewies, acting as the director of emergency services, proclaimed the existence of a local emergency on September 15, 2020; and

WHEREAS, the County is seeking financial assistance from the California Office of Emergency Services Director and/or the Office of the Governor of the State of California under the California Disaster Assistance Act (CDAA) program.

NOW, THEREFORE, BE IT HEREBY PROCLAIMED that a local emergency now exists throughout Mariposa County and the prior Proclamation of Emergency issued by the Director of Emergency Services 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 the Director of Emergency Services, 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 Director of Emergency Services, or his designee, is hereby designated as the authorized representative for public assistance, and the Director of Emergency
Services, 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 22nd day of September, 2020, by the following vote:

**AYES:** SMALLCOMBE, JONES, LONG, CANN, MENETREY

**NOES:** NONE

**ABSENT:** NONE

**ABSTAINED:** NONE

[Signature]
Kevin Cann, Chair
Mariposa County Board of Supervisors

**ATTEST:**

[Signature]
RENE LaROCHE
Clerk of the Board

**APPROVED AS TO FORM:**

[Signature]
STEVEN W. DAHLEM
County Counsel