



A Tradition of Stewardship  
A Commitment to Service

Agenda Date: 12/15/2015

Agenda Placement: 6R

## NAPA COUNTY BOARD OF SUPERVISORS Board Agenda Letter

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**TO:** Board of Supervisors

**FROM:** Minh Tran - County Counsel  
County Counsel

**REPORT BY:** Helene Franchi, PRINCIPAL MANAGEMENT ANALYST - 253-4820

**SUBJECT:** Resolutions related to Local Emergency for South Napa County Earthquake

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### **RECOMMENDATION**

County Counsel and County Executive Officer/Director of Emergency Services request the affirmation of Resolution No. 2015-36 extending the Proclamation of Local Emergency due to the South Napa County Earthquake ratified by the Board of Supervisors by Resolution No. 2014-100 on August 24, 2014.

### **EXECUTIVE SUMMARY**

Government Code section 8630 and Napa County 2.80.060 (A)(2) empower the designated Director of Emergency Services to proclaim the existence or threatened existence of a local emergency when the County or a portion of the County is affected or likely to be affected by a public calamity and the Board is not in session, subject to confirmation by the Board of Supervisors within seven days. Further, California Health and Safety Code confers upon the Local Health Officer emergency powers necessary to protect public health and safety. The Board of Supervisors must ratify the proclamation and declaration and, if conditions warrant, continue to proclaim and declare until such time that the emergency conditions no longer exist.

At 3:20 a.m on Sunday, August 24, 2014, the County of Napa experienced a magnitude 6.0 earthquake that caused extensive damaged throughout the southern and central parts of the County. At an emergency meeting of the Board of Supervisors on August 24, 2014, the Board adopted a proclamation of a local emergency, allowing for additional resources to be made available to assist in emergency response and recovery. From time to time, the Board has extended its proclamation and issued orders to deal with the exigencies of this emergency and ensuing recovery.

Efforts continue to assess damage and perform recovery activities. It is recommended that the Board of Supervisors affirm the need to extend the proclamation of local emergency for an additional 30 days to update emergency orders that are warranted as the recovery continues and progresses.

**FISCAL IMPACT**

Is there a Fiscal Impact?	Yes
Is it currently budgeted?	No
What is the revenue source?	Due to the declaration of local emergency, the County and other local agencies may be eligible for funding to mitigate emergency activities.
Is it Mandatory or Discretionary?	Mandatory
Is the general fund affected?	No
Future fiscal impact:	The emergency declarations are assumed to be for a one-time event. With the ongoing assessment of damage and need for reconstruction of damaged public and private facilities and structures, the fiscal impact of the current situation is now expected to extend past the current fiscal year. The County is working on an assessment of future fiscal impact.
Consequences if not approved:	If the resolution is not affirmed, the County may not be able to obtain Federal and/or State funds to provide public and individual assistance possibly made available.
Additional Information:	

**ENVIRONMENTAL IMPACT**

ENVIRONMENTAL DETERMINATION: The proposed actions are not projects as defined by 14 California Code of Regulations 15378 (State CEQA Guidelines) and therefore CEQA is not applicable.

**BACKGROUND AND DISCUSSION**

Government Code section 8630 and Napa County 2.80.060 (A)(2) empower the designated Director of Emergency Services to proclaim the existence or threatened existence of a local emergency when the County or a portion of the County is affected or likely to be affected by a public calamity and the Board is not in session, subject to confirmation by the Board of Supervisors within seven days. Further, California Health and Safety Code confers upon the Local Health Officer emergency powers necessary to protect public health and safety. The Board of Supervisors must ratify the proclamation and declaration and, if conditions warrant, continue to proclaim and declare until such time that the emergency conditions no longer exist.

At 3:20 a.m on Sunday, August 24, 2014, the County of Napa experienced a magnitude 6.0 earthquake that caused extensive damaged throughout the southern and central parts of the County. At an emergency meeting of the Board of Supervisors on August 24, 2014, the Board adopted a proclamation of a local emergency, allowing for additional resources to be made available to assist in emergency response and recovery. Subsequently, the Board has extended its proclamation and issued orders to deal with the exigencies of this emergency as instituted in Board Resolution Nos. 2014-100, 2014-101, 2014-102 and 2014-107. The Board of Supervisors has further extended this proclamation of local emergency by affirmation of Resolution No. 2014-107 beginning on October 7, 2014 and each month thereafter.

Efforts continue to assess damage and perform recovery activities. It is recommended that the Board of Supervisors affirm the need to extend the proclamation of local emergency for an additional 30 days to update emergency orders which are warranted as the recovery continues and progresses.

**SUPPORTING DOCUMENTS**

None

CEO Recommendation: Approve

Reviewed By: Helene Franchi