

# AGENDA TRANSMITTAL FORM

To: Board of Supervisors

Date: January 26, 2017

From: JC Wegner

(Department Head (please type))

Phone Ext. \_\_\_\_\_

- Regular Agenda
- Consent Agenda
- Blue Slip
- Closed Session

Meeting Date Requested:

1-31-2017

Department Head Signature \_\_\_\_\_

Agenda Title: Ratification of Proclamation of Local State of Emergency

Summary: (Provide detailed summary of the purpose of this item; attach additional page if necessary)

Recent storms caused substantial damage to local roadways and infrastructure in unincorporated county and incorporated city jurisdictions within Amador County. Governor Brown issued a proclamation and enacted the provisions of the California Disaster Assistance Act (CDAA). As Amador County was omitted from the governor's proclamation, to afford Amador County the benefits of the CDAA, it is necessary for the Director of the Office of Emergency Services to proclaim a local state of emergency which must be ratified by the Amador County Board of Supervisors.

Recommendation/Requested Action:

Ratify Local State of Emergency Proclamation and approve resolution

Fiscal Impacts (attach budget transfer form if appropriate)

Staffing Impacts None

75% recovery costs of storm damages

Is a 4/5ths vote required?

Yes

No

Contract Attached:

Yes

No

N/A

Resolution Attached:

Yes

No

N/A

Ordinance Attached:

Yes

No

N/A

Comments: \_\_\_\_\_

Committee Review?

N/A

Name \_\_\_\_\_

Committee Recommendation: \_\_\_\_\_

Request Reviewed by:

Chairman \_\_\_\_\_

Counsel \_\_\_\_\_

Auditor \_\_\_\_\_

GSA Director \_\_\_\_\_

CAO \_\_\_\_\_

Risk Management \_\_\_\_\_

Distribution Instructions: (Inter-Departmental Only, the requesting Department is responsible for distribution outside County Departments)

### FOR CLERK USE ONLY

Meeting Date \_\_\_\_\_

Time \_\_\_\_\_

Item # \_\_\_\_\_

Board Action: Approved Yes \_\_\_ No \_\_\_

Unanimous Vote: Yes \_\_\_ No \_\_\_

Ayes: \_\_\_\_\_

Resolution \_\_\_\_\_

Ordinance \_\_\_\_\_

Other: \_\_\_\_\_

Noes \_\_\_\_\_

Resolution \_\_\_\_\_

Ordinance \_\_\_\_\_

Absent: \_\_\_\_\_

Comments: \_\_\_\_\_

Distributed on \_\_\_\_\_

A new ATF is required from \_\_\_\_\_

I hereby certify this is a true and correct copy of action(s) taken and entered into the official records of the Amador County Board of Supervisors.

Completed by \_\_\_\_\_

Department \_\_\_\_\_  
For meeting \_\_\_\_\_  
of \_\_\_\_\_

ATTEST: \_\_\_\_\_

Clerk or Deputy Board Clerk

Save ....



**Proclamation of a Local Emergency by Director of Emergency Services and Request of the Governor to Proclaim a State of Emergency and to Request a Presidential Declaration**

WHEREAS, Chapter 2.64 of the County Code of Amador empowers 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, subject to ratification by the Board of Supervisors within seven days and reaffirmation every 14 days thereafter until such local emergency is terminated; and

WHEREAS, the Director of Emergency Services of the County of Amador does hereby find:

That conditions of extreme peril to the safety of persons and property have arisen within this county, caused by flood and storm; which began on the 7th day of January, 2017, and;

That these conditions are beyond the control of the services, personnel, equipment, and facilities of said County, and;

That the Board of Supervisors of the County of Amador is not in session and cannot immediately be called into session;

That the aforesaid conditions of extreme peril warrant and necessitate the proclamation of the existence of a local emergency;

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

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

IT IS FURTHER PROCLAIMED AND ORDERED that during the existence of said local emergency, the powers, functions, and duties of the Director of Emergency Services and the emergency organization of the county shall be those prescribed by state law, and by ordinance and resolutions of this county approved by the Board of Supervisors.

IT IS FURTHER ORDERED that a copy of this declaration be forwarded to the Governor of California with the request that he proclaim the County of Amador to be in a state of emergency to include all eligible financial programs, including CDAA; and further that the Governor request a Presidential Declaration.

IT IS FURTHER ORDERED that a copy of this proclamation be forwarded to the Director of the Governor's Office of Emergency Services.

  
Martin A. Ryan  
Director of Emergency Services

*January 26, 2017*  
Date

**SERVICE • INTEGRITY • TEAMWORK • EXCELLENCE**

**BEFORE THE BOARD OF SUPERVISORS OF THE  
COUNTY OF AMADOR, STATE OF CALIFORNIA**

IN THE MATTER OF:

|                                       |                   |
|---------------------------------------|-------------------|
| RESOLUTION PROCLAIMING EXISTENCE OF ) |                   |
| A LOCAL EMERGENCY AND REQUESTING )    |                   |
| GOVERNOR TO (1) PROCLAIM A STATE OF ) | RESOLUTION 17-xxx |
| EMERGENCY AND (2) REQUEST A )         |                   |
| PRESIDENTIAL DECLARATION )            |                   |

WHEREAS, Ordinance No. 1396 of the County Code of Amador empowers the Board of Supervisors to proclaim the existence of a local emergency when this county is affected or likely to be affected by a public calamity; and

WHEREAS, The Board of Supervisors of the County of Amador does hereby find:

That the Director of Emergency Services for Amador County issued a Proclamation of a Local Emergency for conditions of extreme peril to the safety of persons and property within this county; and

That the county sustained considerable damages caused by the Storms of January 2017 commencing on or about January 7, 2017 and recovery efforts and damage assessments are still underway; and

That although current weather conditions have improved, there is a great likelihood that further damage is yet to be discovered which will be make part of an official damage assessment, and the full recovery process from these storms is likely to take months.

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

IT IS FURTHER PROCLAIMED AND ORDERED that during the existence of said local emergency the powers, functions, and duties of the Director of Emergency Services and the emergency organization of the county shall be those prescribed by state law, and by ordinance and resolutions of this county approved by the Board of Supervisors.

IT IS FURTHER ORDERED that a copy of this declaration be forwarded through the Director of the California Governor's Office of Emergency Services to the Governor of California with the request that he proclaim the County of Amador to be in a state of emergency, enacting the provisions of the California Disaster Assistance Act, and further that the Governor request a Presidential Declaration.

IT IS FURTHER ORDERED that said local emergency shall be deemed to continue to exist until its termination is proclaimed by the Board of Supervisors of the County of Amador,

State of California.

AYES:

NOES:

ABSENT:

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Richard Forster, Chairman  
Amador County Board of Supervisor

# AGENDA TRANSMITTAL FORM

To: **Board of Supervisors**

Date: January 27, 2017

From: Greg Gillott  
(Department Head - please type)

Phone Ext. 366

- Regular Agenda
- Consent Agenda
- Blue Slip
- Closed Session

Meeting Date Requested:  
01/31/17

Department Head Signature 

Agenda Title: Foothill Conservancy v County of Amador; In the Superior Court of California, Amador County, Case No. 16CV9876

Summary: (Provide detailed summary of the purpose of this item; attach additional page if necessary)  
Discussion and possible action relative to Existing litigation. {Government Code 54956.9 (d) (1)}

Recommendation/Requested Action:

Fiscal Impacts (attach budget transfer form if appropriate) \_\_\_\_\_ Staffing Impacts \_\_\_\_\_

Is a 4/5ths vote required? Yes  No

Committee Review? Name \_\_\_\_\_ N/A

Committee Recommendation: \_\_\_\_\_

Contract Attached: Yes  No  N/A   
Resolution Attached: Yes  No  N/A   
Ordinance Attached: Yes  No  N/A

Comments: \_\_\_\_\_

Request Reviewed by:

Chairman \_\_\_\_\_ Counsel \_\_\_\_\_  
Auditor \_\_\_\_\_ GSA Director \_\_\_\_\_  
CAO \_\_\_\_\_ Risk Management \_\_\_\_\_

Distribution Instructions: (Inter-Departmental Only, the requesting Department is responsible for distribution outside County Departments)

BOS \_\_\_\_\_

### FOR CLERK USE ONLY

Meeting Date \_\_\_\_\_ Time \_\_\_\_\_ Item # \_\_\_\_\_

Board Action: Approved Yes \_\_\_ No \_\_\_ Unanimous Vote: Yes \_\_\_ No \_\_\_

Ayes: \_\_\_\_\_ Resolution \_\_\_\_\_ Ordinance \_\_\_\_\_ Other: \_\_\_\_\_

Noes \_\_\_\_\_ Resolution \_\_\_\_\_ Ordinance \_\_\_\_\_

Absent: \_\_\_\_\_ Comments: \_\_\_\_\_

Distributed on \_\_\_\_\_  
Completed by \_\_\_\_\_  
A new ATF is required from \_\_\_\_\_ Department For meeting of \_\_\_\_\_

I hereby certify this is a true and correct copy of action(s) taken and entered into the official records of the Amador County Board of Supervisors.  
ATTEST: \_\_\_\_\_  
Clerk or Deputy Board Clerk