



A Tradition of Stewardship
A Commitment to Service

Agenda Date: 8/14/2018

Agenda Placement: 10E

NAPA COUNTY BOARD OF SUPERVISORS Board Agenda Letter

TO: Board of Supervisors

FROM: Mary Booher for Minh Tran - County Executive Officer
County Executive Office

REPORT BY: Mary Booher, Assistant County Executive Officer - 707-253-4153

SUBJECT: Ratification and Continuation of Local Emergency related to the 2018 Steele Fire

RECOMMENDATION

County Executive Officer acting as the Director of Emergency Services requests the following related to the 2018 Steele Fire that began July 28, 2018:

1. Adoption of a resolution ratifying and continuing a Proclamation of Local Emergency; and
2. Adoption of a resolution ratifying and continuing a Proclamation of a Local Health Emergency.

EXECUTIVE SUMMARY

Government Code section 8630 and Napa County 2.80.060 (A)(2) empower the designated Napa County Executive Officer/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. The Assistant County CEO/Assistant Director of Emergency Services issued such a proclamation on August 7, 2018. The proposed resolution will ratify and continue the proclamation of local emergency pursuant to Government Code section 8630.

California Health and Safety Code 101080 confers upon the local health officer emergency powers necessary to protect public health and safety. By proclamation and declaration on August 9, 2018, Dr. Karen Relucio, the Napa County Public Health Officer, proclaimed the existence of a local health emergency due to the hazardous waste and materials created by the 2018 Steele Fire. 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.

PROCEDURAL REQUIREMENTS Staff reports. Public comments. Motion, second, discussion and vote on the

item.

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 may be eligible for funding to mitigate emergency activities.
Is it Mandatory or Discretionary?	Mandatory
Is the general fund affected?	No
Future fiscal impact:	None Expected
Consequences if not approved:	If the resolution is not approved, 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 action is not a project 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 Napa County Executive Officer/Director of Emergency Services and the Assistant County CEO/Assistant 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. The Assistant County CEO/Assistant Director of Emergency Services issued such a proclamation on August 7, 2018 for the Steele Fire in the Berryessa Highlands area.

The proposed resolution will ratify and continue the proclamation of local emergency pursuant to Government Code section 8630. The Board of Supervisors shall review, at its regularly scheduled meetings until the local emergency is terminated, the need for continuing the local emergency. This review will occur at least every 30 days (see Government Code section 8630).

Conditions of the 2018 Steele Fire have also created and are continuing to create debris which may be or which may become hazardous waste and threat to public health. CalOES requested that in addition to the declaration of local emergency that the County also declare a local health emergency in order to trigger state assistance with clean-up of hazardous materials on private property. This assistance to private property owners within Napa County is needed for timely implementation of necessary preventive measures.

California Health and Safety Code 101080 confers upon the local health officer emergency powers necessary to protect public health and safety. By proclamation and declaration on August 9, 2018, Dr. Karen Relucio, the Napa

County Public Health Officer, proclaimed the existence of a local health emergency due to the hazardous waste and materials created by the 2018 Steele Fire. The Board of Supervisors must ratify the proclamation and declaration within seven (7) days and, if conditions warrant, continue to proclaim and declare until such time that the emergency conditions no longer exist.

The potential for the upcoming rainy season offers little time to mitigate further environmental contamination, including contamination of the watershed, and, therefore time is of the essence in removing hazardous waste and materials from various property sites.

The Board of Supervisors shall review this emergency proclamation at least once every 14 days to affirm its continuation. Termination of the local emergency shall be proclaimed by the Board at the earliest possible date that conditions warrant.

SUPPORTING DOCUMENTS

- A . Resolution ratifying local emergency
- B . Exhibit A Declaration of local emergency
- C . Resolution ratifying health emergency
- D . Exhibit A declaration of local health emergency

CEO Recommendation: Approve

Reviewed By: Molly Rattigan