



A Tradition of Stewardship
A Commitment to Service

Agenda Date: 9/9/2014
Agenda Placement: 10B

NAPA COUNTY BOARD OF SUPERVISORS Board Agenda Letter

TO: Board of Supervisors

FROM: Nancy Watt - County Executive Officer
County Executive Office

REPORT BY: Leanne Link, Assistant County Exec Officer - 707-253-4406

SUBJECT: Adoption of Resolutions related to Local Emergencies for Napa County and Lake Berryessa Estates

RECOMMENDATION

County Executive Officer/Director of Emergency Services requests adoption of the following resolutions:

1. Resolution extending the Proclamation of Local Emergency and a Declaration of Local Emergency at Berryessa Estates ratified by the Board of Supervisors on August 12, 2014; and
2. Resolution extending the Proclamation of Local Emergency due to the South Napa County Earthquake ratified by the Board of Supervisors by Resoluton 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.

By proclamation and declaration on Thursday, August 7, 2014, the Director of Emergency Services, in the absence of the Napa County Executive Officer, and the Public Health Officer proclaimed the existence of a local emergency due to a shortage of potable water for residents in Unit 2 of Berryessa Estates. Lake Berryessa Resort Improvement District (LBRID) provides water for approximately 165 residences/businesses in Unit 2 in the Berryessa Estates development. The declaration of a local emergency and the declaration of a local health emergency were ratified by the Board of Supervisors on August 12, 2014. Because a permanent solution to the

water shortage has not been implemented, a shortage of potable water continues, it is necessary to require mandatory water conservation. Therefore, it is recommended that the Board of Supervisors extend the proclamation of local emergency and the proclamation of a local health emergency for an additional 30 days.

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 assistant in emergency response and recovery.

State and federal agencies have performed damage assessments, and the Governor has requested a Presidential Disaster Declaration. Efforts continue to assess damage and perform recovery activities. It is recommended that the Board of Supervisors extend the proclamation of local emergency for an additional 30 days.

PROCEDURAL REQUIREMENTS

1. Staff report.
2. Public comments.
3. 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 and the District 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 one-time event and the fiscal impact of the current situation is not expected to extend past the current fiscal year.
Consequences if not approved:	If the resolution is not approved, the County and the District 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 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.

By proclamation and declaration on Thursday, August 7, 2014, the Director of Emergency Services, in the absence of the Napa County Executive Officer, and the Public Health Officer proclaimed the existence of a local emergency due to a shortage of potable water for residents in Unit 2 of Berryessa Estates. Lake Berryessa Resort Improvement District (LBRID) provides water for approximately 165 residences/businesses in Unit 2 in the Berryessa Estates development. The declaration of a local emergency and the declaration of a local health emergency were ratified by the Board of Supervisors on August 12, 2014. There are currently 165 active connections served by this water system. Due to the exceptionally low water levels, the raw water supply for the District dropped below the level of the intake pump, and there is an accumulation of gravel at the intake point. Potable water is necessary for hygiene and cooking, and, if water had run out, conditions would be unsafe for residents. Proclaiming a local emergency allows the County to immediately implement extraordinary measures to conserve water and to access outside resources to mitigate the emergency conditions, which may include transporting potable water to the area. Because a permanent solution to the water shortage has not been implemented, a shortage of potable water continues, it is necessary to require mandatory water conservation. Therefore, it is recommended that the Board of Supervisors extend the proclamation of local emergency and the proclamation of a local health emergency for an additional 30 days.

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SUPPORTING DOCUMENTS

- A . Resolution - Local Emergency Berryessa Estates
- B . Attachment Berryessa Estates Resolution
- C . Resolution - South Napa County Earthquake
- D . Attachment South Napa County Earthquake No. 2014-100
- E . Attachment South Napa County Earthquake No. 2014-101
- F . Attachment South Napa County Earthquake No. 2014-102

CEO Recommendation: Approve

Reviewed By: Helene Franchi