

RICHARDSON'S BAY REGIONAL AGENCY

STAFF REPORT

For the special meeting of: November 4, 2019

To: RBRA Board
From: Beth Pollard, Executive Director
Subject: Resolution No. 09-19 declaring a local emergency for Richardson's Bay, related to wind events commencing October 27, 2019.

STAFF RECOMMENDATION:

Adopt Resolution No. 09-19.

BACKGROUND/DISCUSSION:

The Assistant Director of Emergency Services for the County of Marin issued a Proclamation of Local Emergency for the County of Marin at 6:11 PM on October 26, 2019, due to significant wind events and red flag warnings that resulted in Pacific Gas & Electric de-energizing the majority of Marin County's electrical system. The Proclamation of Local Emergency was ratified by the Marin County Board of Supervisors on October 29, 2019.

The Richardson's Bay jurisdiction of the Richardson's Bay Regional Agency in Marin County experienced significant wind events commencing at approximately 8:00 AM on October 27, 2019. Conditions of extreme peril to the safety of persons and property arose from the wind events, with more than a dozen vessels on Richardson's Bay breaking loose, sinking, and/or running aground, necessitating emergency response from the Agency. The scope and scale of necessary emergency response has been found to exceed the capacity or control of the services personnel, equipment, facilities, and other resources of the Agency.

As a joint powers agency, RBRA is authorized to exercise powers common to all of its members. Since all of the RBRA members under California Government Code section 8630 may proclaim an emergency, RBRA similarly has the power to proclaim an emergency.

Adoption of the attached Resolution will fulfill the State requirements to declare a Local Emergency and allow further State and Federal processes related to providing financial assistance to the Richardson's Bay Regional Agency for the local emergency.

FINANCIAL IMPACT:

Approval of the resolution will allow the Agency to submit a request to the State for reimbursement of costs to respond to the emergency. Rough estimates to date of the costs are in the range of \$75,000 or more.

NEXT STEPS:

Upon approval, the Resolution of Declaration will be forwarded to the California Director of Emergency Services, the Governor of the State of California, and the Director of Emergency Services for the County of Marin.

State law also requires that the governing body review the need for continuing the local emergency at its regularly scheduled meetings at least once every 30 days. The first review, in accordance with State requirements, will be scheduled for the November 14, 2019 Board of Directors meeting.

Furthermore, staff will bring to the Board of Directors a proposed resolution to authorize the Executive Director of the Agency to declare a local emergency in the future, as allowed under state law, subject to ratification by the Board within seven days of such declaration.

Attached:

Draft Resolution No 09-19

RESOLUTION NO. 09-19
RESOLUTION OF THE BOARD OF DIRECTORS OF THE RICHARDSON'S BAY REGIONAL
AGENCY DECLARING A LOCAL EMERGENCY FOR RICHARDSON'S BAY IN
MARIN COUNTY, CALIFORNIA

WHEREAS, the Richardson Bay Regional Agency ("Agency") is a joint powers agency that pursuant to California Government Code sections 6502, 6508 and 8630 is authorized to proclaim a local emergency, as defined by Government Code section 8558, when Richardson's Bay is affected or likely to be affected by a public calamity; and

WHEREAS, the Board of Directors of the Agency does hereby find that conditions of extreme peril to the safety of persons and property have arisen within Richardson's Bay caused by significant wind events commencing on the 27th day of October 2019, and lasting more than 48 hours; and

WHEREAS, these conditions are beyond the control of the services, personnel, equipment, and facilities of the Agency; and that the aforesaid conditions of extreme peril to the safety of persons and property warrant and necessitate the proclamation of the existence of a local emergency,

NOW, THEREFORE, BE IT RESOLVED the Board of Directors of the Richardson's Bay Regional Agency declares a Local Emergency, directs that this Declaration of Local Emergency be forwarded through the State Director of the Office of Emergency Services to the Governor of California with the request that he proclaim Richardson's Bay to be in a state of emergency; and that the Richardson's Bay Regional Agency formally requests assistance through a Governor's Proclamation of a state of Emergency, Executive Order, California Disaster Assistance Act (CDAA) funding, and a Presidential Declaration of an Emergency or Major Disaster.

BE IT FURTHER RESOLVED that said local emergency shall be deemed to continue to exist until its termination is proclaimed by the Board of Directors of the Richardson's Bay Regional Agency, County of Marin, State of California. Pursuant to California Government Code Section 8630(c), the Board of Directors of the Richardson's Bay Regional Agency shall review the need for continuing the local emergency at least once every 30 days until the Board of Directors terminates the local emergency.

PASSED AND ADOPTED at a special meeting of the Board of Directors of the Richardson's Bay Regional Agency held on this 4th day of November, 2019, by the following vote:

AYES: BOARD MEMBERS

NOES:

ABSENT:

CHAIR, BOARD OF DIRECTORS

ATTEST:

CLERK