

FEATHER RIVER AIR QUALITY MANAGEMENT DISTRICT
MEMORANDUM
06/01/2020

TO: FRAQMD BOARD OF DIRECTORS
FROM: Christopher D. Brown, AICP, APCO
SUBJECT: Approve Resolution #2020-05 declaring state of Emergency in the District due to COVID-19

RECOMMENDATION:

Approve Resolution #2020-05 Declaring a local state of Emergency in the Feather River Air Quality Management District due to COVID-19

ALTERNATIVES:

Do not Approve the Resolution #2020-05 and provide direction to staff

DISCUSSION:

A Local Emergency Declaration is required to secure State and Federal disaster funding if it becomes available to the District. While no such funding is currently available it is possible that such funding may become available in the near future.

FISCAL IMPACT:

No Fiscal Impact at this time. Any future unbudgeted costs resulting from this Declaration will be brought to the Board for consideration.

ATTACHMENTS:

A – Resolution #2020-05

Attachment A – Resolution #2020-05

**RESOLUTION #2020-05 OF THE BOARD OF DIRECTORS
OF THE FEATHER RIVER AIR QUALITY MANAGEMENT DISTRICT
PROCLAIMING A LOCAL EMERGENCY**

WHEREAS, California Government Code Section 3100 states that all public employees are declared to be disaster service workers subject to such disaster service activities as may be assigned to them by their superiors or by law, and the Feather River Air Quality Management District to adopt and enforce Rules and Regulations to achieve and maintain ambient air quality standards within the District; and

WHEREAS, any actions that the Feather River Air Quality Management District may take to ensure the continuation of critical services to protect the safety of customers and to provide for immunities that will protect the Feather River Air Quality District for actions taken, as covered under the California Safety Act; and

WHEREAS, working with the County of Yuba and Sutter, this proclamation authorizes the undertaking of powers and invoking and disseminating emergency orders (e.g., emergency orders, emergency spending authorities, emergency or pre-established contracting, order necessary Personal Protective Equipment, recovery, etc.) and regulations necessary to provide for the protection of life, property, and the environment; and

WHEREAS, this proclamation establishes that an emergency exists, and that if mutual aid of in-county resources are needed to assist the Feather River Air Quality Management District, as covered under the California Master Mutual Aid Agreement and any local agreements to provide mutual aid should be sufficient to establish, and that the Emergency Services Act applies; and

WHEREAS, this proclamation establishes that an emergency exists, and if out-of-county assistance is needed, requests for mutual aid should follow procedures set forth by the Standardized Emergency Management System (SEMS) and the Governor's Office of Emergency Services (CalOES), including obtaining mission numbers through the Yuba County Office of Emergency Services or Sutter County Emergency Management Department from CalOES for responding agencies. This is particularly important for possible reimbursement of extraordinary expenses in the event of a proclaimed "State of Emergency" or in the event of a presidential declaration of disaster when state or federal disaster relief funds become available; and

WHEREAS, conditions of disaster or of extreme peril to the health and safety of persons and property have arisen both internationally and within the United States as a result of the introduction of the novel coronavirus (COVID-19), a novel communicable disease which led to California Governor Gavin Newsom, to proclaim a State of Emergency for California on March 4, 2020; and

WHEREAS, currently COVID-19 has spread globally to more than 70 countries, infecting more than 180,000 persons and causing more than 7,100 fatalities worldwide. Due to the expanding list of countries with widespread transmission of COVID-19, and increasing travel alerts and warnings for countries experiencing sustained or uncontrolled

community transmission issued by the Centers for Disease Control and Prevention (CDC), COVID-19 has created conditions that are likely to be beyond the control of local resources and require the combined forces of other political subdivisions to combat this virus;

WHEREAS, a Local Health Emergency was proclaimed by the County of Yuba and Sutter Public Health Officer on March 10, 2020.

WHEREAS, a Local Emergency was proclaimed by the County of Yuba Board of Supervisors on March 10, 2020 and a Local Emergency was proclaimed by Sutter County Administrative Officer and approved by the County of Sutter Board of Supervisors on March 10, 2020; and

WHEREAS, the District's ability to mobilize local resources, coordinate interagency response, accelerate procurement of vital supplies, use mutual aid, and seek future reimbursement by State and Federal governments will be critical to successfully responding to COVID-19;

WHEREAS, these conditions warrant and necessitate that the Feather River Air Quality Management District proclaim the existence of a local Emergency; now, therefore,

BE IT RESOLVED that the Governing Board of the Feather River Air Quality Management District hereby proclaims the existence of a local emergency and directs District staff to take the necessary steps for the protection of life, health and safety.

BE IT FURTHER RESOLVED that during the existence of said local emergency, the powers, functions, and duties of the Feather River Air Quality Management District shall be those prescribed by state law and by ordinances and resolutions of the District Board.

BE IT FURTHER RESOLVED that all departments of the District shall review and revise their department emergency and contingency plans to address the risks COVID-19 poses to their critical functions in coordination with the Feather River Air Quality Management District's Emergency Management Department.

BE IT FURTHER RESOLVED that all departments of the District shall track costs for staffing, supplies, and equipment related to COVID-19 preparation and prevention and forward that information to the District's finance department; and complete and Initial Damage Estimate (IDE) Category B, and forward that information to the Yuba and Sutter County EMD.

BE IT FURTHER RESOLVED that the District's internal departments shall coordinate District-wide planning, preparedness and response efforts regarding COVID-19 with the Yuba and Sutter County EMD.

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately and that widespread publicity and notice shall be given said Proclamation through the most feasible and adequate means of disseminating such notice throughout the Feather River Air Quality Management District.

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to the Yuba and Sutter County EMD to be forwarded to the Director of the California Governor's Office of Emergency Services.

PASSED AND ADOPTED by the Feather River Air Quality Management District on month, date, year, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Chairman

ATTEST:

APPROVED FOR LEGAL FORM:
