

RESOLUTION NO. ____-2017

RESOLUTION OF THE FORT BRAGG CITY COUNCIL CONFIRMING THE CONTINUED EXISTENCE OF A LOCAL EMERGENCY IN THE CITY OF FORT BRAGG

WHEREAS, California Government Code section 8630 empowers the Fort Bragg City Council to proclaim the existence of a local emergency when the City is threatened or likely to be threatened by the conditions of extreme peril to the safety of persons and property that are or are likely to be beyond the control of the services, personnel, equipment, and facilities of this City; and

WHEREAS, California Government Code section 8558(c) states that a “local emergency” means the duly proclaimed existence of conditions of extreme peril to the safety of persons and property within the territorial limits of the City; and

WHEREAS, at a special meeting on December 21, 2016, the City Manager reported that following a week of extremely heavy rain, during the night of December 15, 2016, the waters in Pudding Creek deposited debris that blocked the spillway of the Pudding Creek dam, a privately-owned facility located a short distance upstream from the Pudding Creek Bridge on State Route 1 in the City of Fort Bragg; and

WHEREAS, as a result of the blockage, floodwaters overtopped the Pudding Creek dam resulting in severe erosion of the earthen berms on either side of the concrete spillway which damaged the water main, putting it at risk of catastrophic failure; and

WHEREAS, based on the aforementioned circumstances, the Fort Bragg City Council adopted Resolution No. 3968-2016 declaring a local emergency related to damage to the North Fort Bragg water main incurred as a result of a winter storm event; and

WHEREAS, at a regular meeting on February 13, 2017, the City Council of the City of Fort Bragg adopted Resolution No. 3978-2017, by which it continued the local emergency for an additional 30 days in accordance with California Government Code section 8630(c);

NOW, THEREFORE, BE IT RESOLVED AND PROCLAIMED by the City Council of the City of Fort Bragg that for reasons set forth herein, said local emergency shall be deemed to continue to exist until the City Council of the City of Fort Bragg, State of California, proclaims its termination; and

BE IT FURTHER RESOLVED that the City Council of the City of Fort Bragg will review the need for continuing the local drought emergency at least once every 30 days until the City Council terminates the local drought emergency; and

BE IT FURTHER RESOLVED that this resolution confirming the continued existence of a local emergency shall be forwarded to the Director of the Governor’s Office of Emergency Services and the Governor of the State of California, as well as the Mendocino County Office of Emergency Services.

The above and foregoing Resolution was introduced by _____,
seconded by Councilmember _____, and passed and adopted at a regular
meeting of the City Council of the City of Fort Bragg held on the 13th day of March
2017, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:
RECUSED:

LINDY PETERS
Mayor

ATTEST:

June Lemos, CMC
City Clerk