



REPORT TO CITY COUNCIL

DATE: DECEMBER 12, 2018

TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: GREG RAMIREZ, CITY MANAGER 

BY: LOUIS CELAYA, DEPUTY CITY MANAGER 

SUBJECT: ADOPT RESOLUTION NO. 18-1889 – EXTENDING A PROCLAMATION OF LOCAL EMERGENCY

On November 8, 2018, the Woolsey Fire started in the Bell Canyon region of Ventura County. Shortly thereafter, as a result of erratic wind conditions, the fire breached into the Los Angeles County area, which included the City of Agoura Hills.

On November 8, 2018, under the authority of Chapter 6 of Article III of the Agoura Hills Municipal Code, which designated the City Manager as the Director of Emergency Services and empowers such official to proclaim the existence of a local emergency if the City Council is not in session, a proclamation of the existence of a local emergency was declared. On November 14, 2018, the City Council adopted Resolution No. 18-1886, ratifying the Director of Emergency Services proclamation of the existence of a local emergency.

A local emergency proclamation is a prerequisite for requesting a Governor's Proclamation of State of Emergency and/or Presidential Declaration of an Emergency or Major Disaster, as well as, applying for State and Federal financial recovery assistance, where applicable. It also authorizes the undertaking of extraordinary police powers, provides limited immunity for emergency actions of public employees and governing bodies, and authorizes the issuance of orders and regulations to protect life and property.

Pursuant to Government Code Section 8630 (California Emergency Services Act), the City Council is required to review the local emergency at least once every thirty (30) days to determine whether the conditions surrounding the local emergency still exist. As a result of the remaining cleanup and rebuilding operations, coupled with the threat of rain and mudslides, the conditions of a local emergency still existing, Resolution No. 18-1889 extends the local emergency.

RECOMMENDATION

Staff respectfully recommends the City Council Adopt Resolution No. 18-1889, Extending a Proclamation of Local Emergency

Attachment: Resolution No. 18-1889
Resolution No. 18-1886

RESOLUTION NO. 18-1889

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AGOURA HILLS, CALIFORNIA, EXTENDING A PROCLAMATION OF LOCAL EMERGENCY

WHEREAS, Conditions of extreme peril to the safety of persons and property arose within the City of Agoura Hills, caused by the Woolsey Fire, which began on November 8, 2018; and

WHEREAS, Multiple residential dwelling units were destroyed by fire, rendering them uninhabitable, with extensive damage to hillside slopes directly adjacent to residential neighborhoods; and

WHEREAS, Chapter 6 of Article III of the Agoura Hills Municipal Code empowers the City Manager/Director of Emergency Services to proclaim the existence or threatened existence, of a local emergency when the City is affected, or likely to be affected, by a public calamity and the City Council is not in session, subject to ratification by the City Council within seven days; and

WHEREAS, The City Manager/Director of Emergency Services duly and responsibly proclaimed the existence, or threatened existence, of a local emergency on November 8, 2018; and

WHEREAS, The City Council on November 14, 2018, adopted Resolution No. 18-1886 ratifying the proclamation of the local emergency by the City Manager/Director of Emergency Services; and

WHEREAS, Government Code Section 8630 currently requires that the City Council review the need for continuing a local emergency at least once every 30 days until the City Council terminates the local emergency;

WHEREAS, Effective January 1, 2019, Government Code Section 8630 will require that the City Council review the need for continuing a local emergency at least once every 60 days until the City Council terminates the local emergency.

NOW, THEREFORE, IT IS HEREBY PROCLAIMED AND ORDERED, the local emergency is hereby reviewed, and the declaration of a local emergency remains valid and necessary due to the on-going cleanup and rebuilding efforts, coupled with the imminent threat of rain and mudslides. Such conditions result in extreme peril to the safety of persons and property located in the City of Agoura Hills. The local emergency shall be reviewed periodically, in accordance with Government Code Section 8630, until terminated by the City Council.

PASSED, APPROVED, AND ADOPTED this 12th day of December 2018, by the following vote to wit:

AYES: (
NOES: (
ABSENT: (
ABSTAIN: (
)

Linda L Northrup, Mayor

ATTEST:

Kimberly M. Rodrigues, MMC
City Clerk



Office of the City Clerk
30001 Ladyface Court
Agoura Hills, CA 91301

CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) SS
CITY OF AGOURA HILLS)

I, Kimberly M. Rodrigues, City Clerk of the City of Agoura Hills, California, do hereby certify that the attached four (4) pages of **Resolution No. 18-1886**; *A Resolution of the City Council of the City of Agoura Hills, California, Ratifying the Director of Emergency Services' Proclamation of the Existence of a Local Emergency*; are a full, true and correct copy of the Resolution adopted by the City Council at its Regular Meeting held at 6:00 p.m. on Wednesday, November 14, 2018, and is duplicate original of the resolution on file and of record in the Office of the City Clerk.



Kimberly M. Rodrigues, MPPA, MMC
City Clerk

Dated: November 15, 2018

RESOLUTION NO. 18-1886

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AGOURA HILLS, CALIFORNIA, RATIFYING THE DIRECTOR OF EMERGENCY SERVICES' PROCLAMATION OF THE EXISTENCE OF A LOCAL EMERGENCY

The City Council of the City of Agoura Hills hereby resolves as follows:

Section 1. Chapter 6 of Article III of the Agoura Hills Municipal Code designates the City Manager as the Director of Emergency Services and empowers the Director of Emergency Services to proclaim a local emergency if the City Council is not in session and requires that the City Council shall take action to ratify the proclamation.

Section 2. Conditions of disaster or of extreme peril to the safety of persons and property have arisen within the City, caused by a fire commencing on or about the 8th day of November, 2018 at which time the City Council was not in session.

Section 3. The City Council does hereby find that the above described conditions of extreme peril did warrant and necessitate the proclamation of the existence of a local emergency in the City.

Section 4. The Director of Emergency Services did proclaim the existence of a local emergency within the City on the 8th day of November, 2018.

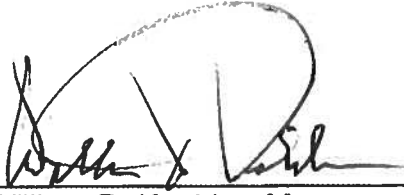
Section 5. The Proclamation of the Existence of a Local Emergency, as issued by the Director of Emergency Services, attached hereto as Exhibit "A", is hereby ratified and confirmed.

Section 6. The local emergency shall be deemed to continue to exist until its termination is proclaimed by the City Council.

PASSED, APPROVED, AND ADOPTED this 14th day of November, 2018, by the following vote to wit:

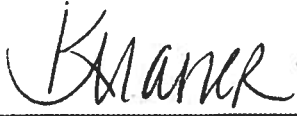
AYES: (5) Koehler, Northrup, Buckley Weber, Schwarz, Weber
NOES: (0)
ABSTAIN: (0)
ABSENT: (0)

BY:



William D. Koehler, Mayor

ATTEST:



Kimberly M. Rodrigues, City Clerk, MMC

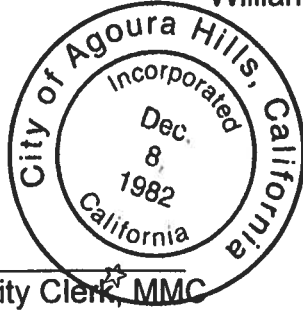


Exhibit "A"

**Proclamation of Existence of a Local Emergency
Issued by Director of Emergency Services**

**PROCLAMATION OF EXISTENCE OF A LOCAL EMERGENCY BY THE
DIRECTOR OF EMERGENCY SERVICES OF THE CITY OF AGOURA
HILLS, CALIFORNIA**

WHEREAS, Chapter 6 of Article III of the Agoura Hills Municipal Code designates the City Manager as the Director of Emergency Services and empowers such official to proclaim the existence of a local emergency if the City Council is not in session; and

WHEREAS, the Woolsey Fire is currently causing conditions of extreme peril to the safety of persons and property within the City of Agoura Hills and has resulted in the mandatory evacuation of the entire City; and

WHEREAS, the City Council is not in session and cannot immediately be called into session.

NOW, THEREFORE, IT IS HEREBY PROCLAIMED that a local emergency now exists throughout the City of Agoura Hills.

IT IS FURTHER PROCLAIMED AND ORDERED that a copy of this Proclamation shall be forwarded to the Director of the Governor's Office of Emergency Services requesting that:

1. This Proclamation be found acceptable in accordance with state law; and
2. The Governor, pursuant to the Emergency Services Act, issue a proclamation declaring an emergency in Los Angeles County; and
3. The Governor waive regulations that may hinder response and recovery efforts; and
4. Recovery assistance be made available under the California Disaster Assistance Act; and
5. The State of California expedite access to state and federal resources and any other appropriate federal disaster relief programs.

IT IS FURTHER PROCLAIMED AND ORDERED that, during the existence of this local emergency the powers, functions, and duties of the emergency organization of the City of Agoura Hills shall be those prescribed by applicable statutes, ordinances, and resolutions, and by the City's Emergency Operations Plan.

Dated: 11/8/18

By: 
Greg Ramirez
City Manager/ Director of Emergency Services
City of Agoura Hills, California