



# Napa County

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## Legislation Text

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**TO:** Board of Supervisors  
**FROM:** David Morrison, Interim County Executive Officer  
**REPORT BY:** Becky Craig, Assistant County Executive Officer  
**SUBJECT:** Ratification of Proclamation of Local Emergency January 2023 Winter Storm

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### **RECOMMENDATION**

Interim County Executive Officer, acting as Director of Emergency Services, requests the following actions regarding the January 2023 Winter Storm:

1. Adoption of a Resolution ratifying a Proclamation of Local Emergency that began on January 8, 2023 and delegating additional authorities to the County Executive Officer/Director of Emergency Services related to the County's response to the emergency;
2. Provide direction to staff to expeditiously pursue repairs to affected areas in light of this emergency while in parallel pursuing reimbursement from State and Federal agencies if available and warranted;
3. Approval of a Budget Amendment for the following (4/5 vote required):
  - a. Increase appropriation by \$8,500,000 in General Fund Non-Departmental budget (Fund 1000, Org 1050000, Object 56120) with the use of General Reserves (Fund 1000, Org 1050000, Object 31120) to transfer to Roads Capital Improvement Projects (CIP) (Fund 2040, Org 2040500, Object 48210) to repair road damages caused by the January 2023 Winter Storm with the initial estimated projects' costs;
  - b. Creation of new Roads CIP for Dry Creek Road mile post marker (MPM) 11.6 (Fund 2040, Org 2040500, Project 23033) and increase its appropriations by \$1,000,000 (Object 52360) offset by a transfer-in;
  - c. Creation of new Roads CIP for Lawley Toll Road MPM 2.50 (Fund 2040, Org 2040500, Project 23034) and increase its appropriations by \$1,000,000 (Object 52360) offset by a transfer-in;
  - d. Creation of new Roads CIP for Mt. Veeder Road MPM 3.75 (Fund 2040, Org 2040500, Project 23035) and

increase its appropriations by \$2,000,000 (Object 52360) offset by a transfer-in;

e. Creation of new Roads CIP for Mt. Veeder Road MPM 6.25 (Fund 2040, Org 2040500, Project 23036) and increase its appropriations by \$1,000,000 (Object 52360) offset by a transfer-in;

f. Creation of new Roads CIP for Mt. Veeder Road MPM 3.99 (Fund 2040, Org 2040500, Project 23037) and increase its appropriations by \$1,000,000 (Object 52360) offset by a transfer-in;

g. Creation of new Roads CIP for Steele Canyon Road MPM 6.4 (Fund 2040, Org 2040500, Project 23038) and increase its appropriations by \$1,500,000 (Object 52360) offset by a transfer-in;

h. Creation of new Roads CIP for Redwood Road MPM 4.5 (Fund 2040, Org 2040500, Project 23039) and increase its appropriations by \$1,000,000 (Object 52360) offset by a transfer-in; and

4. Authorize Assistant County Executive Officer to transfer funds as needed between the listed projects to ensure timely completion. (4/5 vote required)

## **EXECUTIVE SUMMARY**

Government Code Section 8630 and Napa County Code Section 2.80.060(A)(2) empower the Napa County Executive Officer/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. The Napa County Executive Officer/Director of Emergency Services issued such proclamation on January 17, 2023, in response to the weather conditions in Napa County (collectively referred to as the January 2023 Winter Storm). The Board of Supervisors must ratify the proclamation within seven days. The proposed resolution will ratify and continue the proclamation of local emergency in accordance with the Government Code.

## **FISCAL & STRATEGIC PLAN IMPACT**

|                                   |  |
|-----------------------------------|--|
| Is there a Fiscal Impact?         | Yes  |
| Is it currently budgeted?         | No   |
| Where is it budgeted?             | Due to the declaration of local emergency, the County may draw on General Fund Reserves and may be eligible for federal funding to mitigate the costs of emergency activities. Any funds received will be used to reimburse the General Fund Reserves. |
| Is it Mandatory or Discretionary? | Mandatory  |
| Is the general fund affected?     | Yes  |
| Future fiscal impact:             | The emergency declaration is assumed to be a one-time event and the fiscal impact is not expected to be ongoing  |
| Consequences if not approved:     | If the resolution is not approved, the County will not be able to commence road repairs or obtain federal funds.   |

County Strategic Plan pillar addressed:    Healthy, Safe, and Welcoming Place to Live, Work, and Visit

### **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 Code Section 2.80.060(A)(2) empower the Napa County Executive Officer/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. The Napa County Executive Officer/Director of Emergency Services issued such proclamation on January 17, 2023, in response to the weather conditions in Napa County (collectively referred to as the January 2023 Winter Storm). The Board of Supervisors must ratify the proclamation within seven days. The proposed resolution will ratify and continue the proclamation of local emergency in accordance with the Government Code.

The Board shall review at least every thirty days at its regularly scheduled meetings until the local emergency is terminated the need for continuing the local emergency. Termination of the local emergency shall be proclaimed by the Board at the earliest possible date that conditions warrant.