

RESOLUTION NO. 21-173

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS DECLARING THE CONTINUATION OF A LOCAL EMERGENCY RELATED TO THE HOPKINS FIRE AS PROCLAIMED BY THE CHIEF EXECUTIVE OFFICER/DIRECTOR OF EMERGENCY SERVICES AND REAFFIRMING THE EXISTENCE OF A LOCAL HEALTH EMERGENCY AS PROCLAIMED BY THE HEALTH OFFICER

WHEREAS, the Hopkins Fire emerged on September 12, 2021, burned over 275 acres and destroyed multiple structures; and;

WHEREAS, the Hopkins Fire has destroyed structures adjacent to Lake Mendocino and its tributaries while exceptional drought conditions persist which conditions have reduced Lake Mendocino, the primary water supply for the Ukiah Valley Basin and Sonoma County to less than 8,000 acre-feet of water; and

WHEREAS, the potential for toxic exposures and threats to public health and the environment exists in the aftermath of a major wildfire disaster, and debris and ash from residential structure fires contain hazardous substances that can result in adverse health impacts to the public; and

WHEREAS, Government Code section 8630 and Mendocino County Code section 7.04.050 empowers the Mendocino County Director of Emergency Services to proclaim the existence or threatened existence of a local emergency when said county is affected, or likely to be affected, by a public calamity and the Board of Supervisors is not in session, subject to ratification by the Board of Supervisors within seven days thereafter; and

WHEREAS, California Health and Safety Code section 101080 provides authority for the Health Officer to issue a declaration of local health emergency, and Government Code section 8630 and Mendocino County Code section 7.04.050 provides authority for the Director of Emergency Services to issue a proclamation of local emergency if the Board of Supervisors is not in session; and

WHEREAS, on September 16, 2021 the Mendocino County Chief Executive Officer/Director of Emergency Services proclaimed that a local emergency exists throughout Mendocino County as of September 12, 2021; and

WHEREAS, on September 16, 2021, the Mendocino County Health Officer issued a Declaration of Local Health Emergency as of September 12, 2021, and

WHEREAS, on September 21, 2021, the Board of Supervisors of Mendocino County ratified the proclamation of the Mendocino County Chief Executive Officer/Director of Emergency Services of a local emergency and ratified the declaration of the Mendocino County Health Officer of a local health emergency; and

WHEREAS, Mendocino County continues to experience the effects of the Hopkins Fire; and

WHEREAS, Government Code section 8630(c) provides that the Board of Supervisors shall review the need for continuing the local emergency at least once every sixty (60) days until the governing body terminates the local emergency; and

WHEREAS, California Health and Safety Code section 101080 provides that the Board of Supervisors shall review the need for continuing the local health emergency at least once every thirty (30) days until the governing body terminates the local health emergency; and

WHEREAS, Mendocino County Code section 7.04.090 provides that the Board of Supervisors shall review the need for continuing the local emergency, but that in no event shall review take place more than thirty (30) days after the previous review.

NOW, THEREFORE BE IT RESOLVED that the Mendocino County Board of Supervisors hereby:

1. Proclaims that a local emergency continues to exist due to the Hopkins Fire.
2. Finds that a local health emergency continues to exist and therefore reaffirms the Declaration of the Health Officer Declaring a Local Health Emergency.
2. Provides that during this local emergency the powers, functions, and duties of the Mendocino County Chief Executive Officer and the emergency organization of Mendocino County shall be those prescribed by State law, and the ordinances, resolutions and approved emergency services plans of the County of Mendocino.
3. Authorizes that Carmel J. Angelo, having the titles of the Chief Executive Officer and Director of Emergency Services, is hereby designated as the authorized representative of public and individual assistance of the County of Mendocino for the purpose of receipt, processing, and coordination of all inquiries and requirements necessary to obtain available State and Federal Assistance.

The foregoing Resolution introduced by Supervisor Haschak, seconded by Supervisor Williams, and carried this 16th day of November, 2021, by the following vote:

AYES: Supervisors McGourty, Mulheren, Haschak, Gjerde, and Williams
NOES: None
ABSENT: None

WHEREUPON, the Chair declared said Resolution adopted and SO ORDERED.

ATTEST: CARMEL J. ANGELO
Clerk of the Board

DAN GJERDE, Chair
Mendocino County Board of Supervisors

Deputy

I hereby certify that according to the provisions of Government Code Section 25103, delivery of this document has been made.

APPROVED AS TO FORM:
CHRISTIAN M. CURTIS
County Counsel

BY: CARMEL J. ANGELO
Clerk of the Board

Deputy