



TO: Mayor and Councilmembers

FROM: Robert Nisbet, City Manager

SUBJECT: Resolution Ratifying and Extending Proclamation of Local
Emergency Due to March 2023 Storm Event

RECOMMENDATION:

Adopt Resolution No. 23-__ entitled, "A Resolution of the City Council of the City of Goleta, California Ratifying and Extending a Proclamation of the Existence of a Local Emergency."

DISCUSSION:

On March 14, 2023, a significant storm event took place in Santa Barbara County. Rainstorms and high winds throughout the City caused conditions of disaster and extreme peril to the safety of persons and property within the City. Perilous conditions included flooding on public streets, watersheds, creeks, open spaces, wetlands, and on other property in the City. Public rights-of-way were damaged by flooding and downed trees, which caused the closure of sidewalks and streets and disruption of public services. Rainfall intensity and duration of the storm event resulted in rising water levels and rapid water movement, which posed significant health, life, and safety risks in many areas of the City.

Based on these conditions, at 7:30 pm on March 14, 2023, after consultation with the City's Disaster's Council, the City Manager issued a Proclamation of the Existence of a Local Emergency in accordance with Chapter 2.10 of the Goleta Municipal Code (Emergency Organization) and Government Code section 8630. (Exhibit A to Attachment 1) Having a declared local emergency entitles the City to mutual aid from other government agencies during the emergency as well as reimbursement on costs incurred to deal with damage caused by the emergency from the State and Federal government.

Staff recommends that the City Council adopt the attached resolution to ratify and extend the City Manager's proclamation of local emergency. (Attachment 1) An extension is necessary as the damage from the rain event continues to disrupt public services and pose a public health and safety threat. The local emergency will remain in place until its termination by future action of the City Council. The City Manager will place the

Meeting Date: March 21, 2023

resolution on the agenda for review at least once every 60 days, as required by Government Code 8630, until terminated by the City Council.

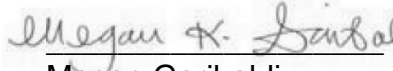
Reviewed By:

Legal Review By:

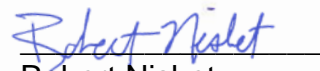
Approved By:



Kristine Schmidt
Assistant City Manager



Megan Garibaldi
City Attorney



Robert Nisbet
City Manager

ATTACHMENTS:

1. Resolution of the City Council of the City of Goleta, California Ratifying a Proclamation Declaring the Existence of a Local Emergency Due to 2023 Storm Event.
2. Exhibit A - Proclamation of the Existence of a Local Emergency.

RESOLUTION NO. 23-__

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
GOLETA, CALIFORNIA, RATIFYING AND EXTENDING A
PROCLAMATION OF THE EXISTENCE OF A LOCAL
EMERGENCY**

WHEREAS, section 2.10.040 (A)(1) of the Goleta Municipal Code and California Government Code section 8630 empowers the City Manager, acting as the Director of Emergency Services, to proclaim a local emergency if the City Council is not in session; and

WHEREAS, on March 14, 2023, conditions of extreme peril to the safety of persons and property arose within the City of Goleta as a result of a significant storm event, at which time the City Council of the City of Goleta was not in session; and

WHEREAS, on March 14, 2023, the City Manager, acting as the Director of Emergency Services, did proclaim the existence of a local emergency within the City.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF
THE CITY OF GOLETA, AS FOLLOWS:**

SECTION 1.

- A. That conditions of a local emergency as proclaimed by the Director of Emergency Services in the Proclamation of the Existence of Local Emergency, attached as Exhibit A, existed on March 14, 2023, and continue to exist and the Proclamation is hereby ratified; and
- B. That the local emergency shall be deemed to continue to exist until its termination is proclaimed by future action of the City Council.

SECTION 2. Effective Date and Certification by the City Clerk

This resolution shall become effective immediately and City Clerk shall certify as to the adoption of this resolution and enter it into the original book of resolutions.

PASSED, APPROVED AND ADOPTED this ____ day of _____ 2023.

PAULA PEROTTE, MAYOR

ATTEST:

APPROVED AS TO FORM:

DEBORAH S. LOPEZ
CITY CLERK

MEGAN GARIBALDI
CITY ATTORNEY

STATE OF CALIFORNIA)
COUNTY OF SANTA BARBARA) ss.
CITY OF GOLETA)

I, DEBORAH S. LOPEZ, City Clerk of the City of Goleta, California, DO
HEREBY CERTIFY that the foregoing Resolution No. 23-__ was duly adopted
by the City Council of the City of Goleta at a regular meeting held on the __ day
of _____, 2023 by the following vote of the Council:

AYES:

NOES:

ABSENT:

(SEAL)

DEBORAH S. LOPEZ
CITY CLERK

PROCLAMATION OF THE EXISTENCE OF A LOCAL EMERGENCY CITY OF GOLETA

March 2023

WHEREAS, Goleta Municipal Code section 2.10.040 empowers the City Manager, acting as the Director of Emergency Services, to proclaim the existence or threatened existence of a local emergency when the City is exposed to an actual or threatened existence of conditions of disaster or of extreme peril to the safety of persons and property within the City and the City Council is not in session; and

WHEREAS, the City Manager, as Director of Emergency Services of the City of Goleta, does hereby find that:

1. Commencing on the 14th day of March 2023, significant rainstorms and high winds throughout the City have caused conditions of disaster and extreme peril to the safety of persons and property within the City, which conditions are beyond the control of services, personnel, equipment, and facilities of the City and coordination with other public agencies is necessary to deal with the impact;
2. The rainstorm and high winds have caused flooding on public streets, watersheds, creeks, open spaces, wetlands, and on other property in the City; damage to public rights-of-way; downed trees that have blocked sidewalks and streets; road closures; and disruption of public services;
3. Rainfall intensity and duration of the storm event` are resulting in rising water levels and rapid water movement, which pose significant health, life and safety risks in many areas of the City, especially to areas near creeks, watersheds, and open space areas, where any persons not presently sheltered may be exposed to rapidly rising water, downed trees, floating debris, and other potential impacts; and
4. The City Council of the City of Goleta 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; and

That the Director of Emergency Services shall have the powers to command all necessary resources to effectively protect life, public safety and infrastructure during the local emergency; and

That the local emergency shall continue for no more than seven (7) days unless this proclamation is ratified by a resolution of the City Council pursuant to Government Code section 8630 and Goleta Municipal Code section 2.10.040.

IT IS FURTHER PROCLAIMED AND ORDERED that during the existence of said local emergency, the powers, functions, and duties of the emergency organization of this City shall be those prescribed by state law, ordinances, and resolutions of this City, and by the City of Goleta Emergency Plan.

March 14, 2023 7:30 pm

Date and Time



Robert Nisbet
City Manager &
Director of Emergency Services

APPROVED AS TO FORM:



Megan Garibaldi
City Attorney