

Agenda Report

DATE: March 14, 2005

TO: CITY COUNCIL
FROM: CYNTHIA KURTZ
SUBJECT: ADOPTION OF A RESOLUTION RATIFYING THE CITY
MANAGER'S DECLARATION OF A LOCAL EMERGENCY.

RECOMMENDATION

It is recommended that City Council adopt the attached Resolution in support of ratifying the City Manager's Declaration of a Local Emergency initially issued February 28, 2005 and reissued on March 7, 2005.

SUMMARY

The proposed Resolution formally establishes the City Council's support to declare a Local Emergency based on the impacts throughout our community from the recent, unprecedented storms. Pasadena's homes, public facilities, and infrastructure have sustained major damage. As a result, there has been extensive interruption of utilities and other critical services to the community due to flooding and landslides resulting from a prolonged period of heavy rain and storms over the past several weeks.

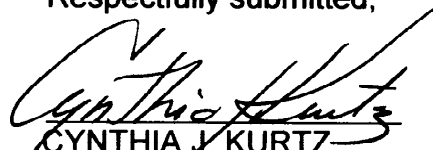
BACKGROUND

The proposed Resolution is prepared pursuant to Chapter 2.370 of the Pasadena Municipal Code, which authorizes the City Manager, as the Director of Emergency Services, to issue a Declaration of Local Emergency if the City Council is not in session; provided that the City Council takes action to ratify the Declaration within 7 days thereafter. A quorum of the Council was unable to meet within the required 7 days and the emergency continued to exist, therefore, the Director of Emergency Services issued a second Declaration, on March 7, 2005.


FISCAL IMPACT

This action has no negative fiscal impact. The Declaration may allow for State and Federal reimbursement in the future, depending on those entities making funds available. If made available, reimbursement may cover staff overtime, debris removal, repairs of public facilities (roads, equipment, and the like). Funds may be made available to allow eligible residents and businesses an opportunity to receive low interest loans for repairs.

Respectfully submitted,

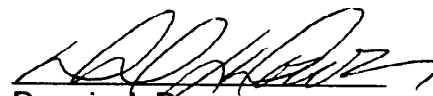

CYNTHIA J. KURTZ
City Manager

Prepared by:



Lisa Derderian
Disaster Preparedness Coordinator

Approved by:



Dennis J. Downs
Fire Chief

(Attachment)

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASADENA
RATIFYING THE CITY MANAGER'S
DECLARATION OF LOCAL EMERGENCY
ISSUED FEBRUARY 28, 2005
AND MARCH 7, 2005

WHEREAS, there are actual and threatened conditions of extreme peril to the safety of persons and property in the City of Pasadena caused by unprecedented and record setting rainfall and storm activity which began in October, 2004 and has increased in severity and intensity during February 2005; and

WHEREAS, these conditions have included flooding and damage to homes, public facilities and public infrastructure, and the damage is likely to increase both with further rainfall and the effects of the rainfall to date through saturation, evaporation and continued weakening of the ground in many areas; and

WHEREAS, the City of Pasadena's departments and work force, utilizing their full resources, have responded to these conditions in a professional manner and have worked diligently to protect the public health, safety and welfare; and

WHEREAS, these conditions are likely to be beyond the control of the services, personnel, equipment and facilities of the city, requiring the combined forces of other political subdivisions to combat; and

WHEREAS, the City Manager, as the Director of Emergency Services, issued a Declaration of Local Emergency on February 28, 2005, based on the facts and circumstances reported to her by the Assistant Director of Disaster Emergency Services as of that time; and

WHEREAS, pursuant to Chapter 2.370 of the Pasadena Municipal Code, the City Manager is authorized to issue a Declaration of Local Emergency if the City Council is not in session, provided that the City Council takes action to ratify the Declaration within 7 days thereafter; and

WHEREAS, a quorum of the Council was unable to meet within the required 7 days and the emergency continued to exist, a second Declaration was issued by the Director of Emergency Services, on March 7, 2005; and

WHEREAS, a copy of the Declaration of Local Emergency dated February 28, 2005 and of the Declaration of Local Emergency March 7, 2005 are attached to this Resolution, and the City Council has received a report on the conditions described therein,

NOW, THEREFORE, the City Council of the City of Pasadena hereby resolves that the Declaration of Local Emergency, as issued by the Director of Disaster Emergency Services on February 28, 2005 and again on March 7, 2005, are hereby ratified and confirmed by the City Council; and

IT IS FURTHER RESOLVED AND ORDERED that said local emergency shall be deemed to continue to exist until its termination is proclaimed by the City Council of the City of Pasadena.

Adopted at the regular meeting of the City Council on the ____ day of March, 2005, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

JANE RODRIGUEZ, CMC
CITY CLERK

APPROVED AS TO FORM: 3/7/05



NICHOLAS GEORGE RODRIGUEZ
ASSISTANT CITY ATTORNEY

DECLARATION OF LOCAL EMERGENCY – EXTREME WEATHER

By virtue of the authority vested in me as Director of Disaster Emergency Services, and pursuant to Chapter 2.370 of the Pasadena Municipal Code, specifically Section 2.370.080, I hereby find that:

On Sunday, February 20, 2005, the City of Pasadena continued to experience slope failures, as have significant portions of Los Angeles County, as a result of a prolonged period of heavy rain and storms over a period of several weeks causing problems in areas already over saturated. Pasadena's homes, its public facilities, and infrastructure have sustained major damage and there has been extensive interruption of utilities and other critical services to the community.

The City of Pasadena's Police, Fire, Public Works, Water & Power Departments and other departments, utilizing their full resources, have handled matters in a professional manner and have worked diligently to protect the public health, safety and welfare.

The above circumstances constitute the existence of conditions of extreme peril to the safety of persons and property within the City of Pasadena, which conditions are likely to be beyond the control of the services, personnel, equipment and facilities of the City of Pasadena and require the combined forces of other political subdivisions to combat.

NOW THEREFORE, I HEREBY DECLARE the existence of a local emergency within the City of Pasadena.

I FURTHER REQUEST that the governor declare the City of Pasadena to be in a state of emergency.

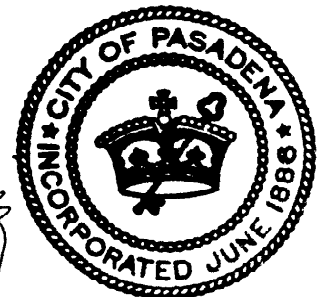
I FURTHER DIRECT that this declaration of local emergency shall take effect immediately and that widespread publicity and notice shall be given of said declaration through the most feasible and adequate of disseminating such notice throughout the City.

Dated: February 28, 2005, at Pasadena, California.


Cynthia Hunt
City Manager
Director of Disaster Emergency
Services (P.M.C. Section 2.370.080)

ATTEST:


JANE L. RODRIGUEZ, CMC
CITY CLERK



DECLARATION OF LOCAL EMERGENCY – EXTREME WEATHER

By virtue of the authority vested in me as Director of Disaster Emergency Services, and pursuant to Chapter 2.370 of the Pasadena Municipal Code, specifically Section 2.370.080, I hereby find that:

On Sunday, February 20, 2005, the City of Pasadena continued to experience slope failures and flooding as the result of prolonged periods of heavy rain and storms causing problems in areas already over saturated. Pasadena's homes, its public facilities, and infrastructure have sustained major damage and there has been sporadic interruption of utilities and other critical services to the community.

The City of Pasadena's Police, Fire, Public Works, Water & Power Departments and other departments, utilizing their full resources, have handled matters in a professional manner and have worked diligently to protect the public health, safety and welfare.

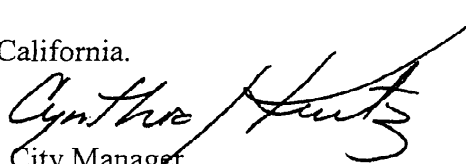
The above circumstances constitute the existence of conditions of extreme peril to the safety of persons and property within the City of Pasadena, which conditions are likely to be beyond the control of the services, personnel, equipment and facilities of the City of Pasadena and require the combined forces of other political subdivisions to combat.

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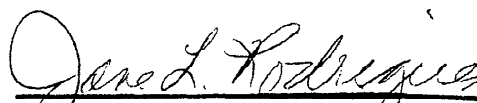
I FURTHER REQUEST that the governor declare the City of Pasadena to be in a state of emergency.

I FURTHER DIRECT that this declaration of local emergency shall take effect immediately and that widespread publicity and notice shall be given of said declaration through the most feasible and adequate of disseminating such notice throughout the City.

Dated: March 7, 2005, at Pasadena, California.


Cynthia Huntz
City Manager
Director of Disaster Emergency
Services (P.M.C. Section 2.370.080)

ATTEST:


JANE L. RODRIGUEZ, CMC
CITY CLERK

