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MEMORANDUM

*Bd mgt.
Sp. mgt. 5/27/08
31A*

May, 23, 2008

TO: Members of the Board of Supervisors
FROM: Benjamin P. de Mayo, County Counsel
SUBJECT: Resolution Ratifying the Chairman's May 22, 2008 Proclamation of Local Emergency

RECEIVED
2008 MAY 23 AM 9:50
CLERK OF THE BOARD
ORANGE COUNTY
BOARD OF SUPERVISORS

On May 22, 2008, Chairman Moorlach proclaimed the existence of a local emergency in connection with flooding, debris flows and mudslides located within the geographic area of the County of Orange. Pursuant to Government Code section 8630(b), your Board must ratify the local emergency within seven days of the initial proclamation.

This memorandum is to request a supplemental agenda item to ratify the local emergency.

Recommended Actions:

1. Adopt Resolution ratifying the Chairman of the Board's May 22, 2008 Proclamation of a Local Emergency.
2. Direct staff to agendize this item on the June 3, 2008 Board agenda for consideration of whether to continue the emergency proclamation in effect, pursuant to Government Code section 8630 and section 3-1-6(a) of the Codified Ordinances of the County of Orange.

HES

Attachments: Proclamation of Local Emergency
Draft Resolution

cc: Darlene Bloom, Clerk of the Board
Thomas G. Mauk, County Executive Officer

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3 COUNTY OF ORANGE
4 STATE OF CALIFORNIA

5 PROCLAMATION OF A LOCAL EMERGENCY
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7 WHEREAS, in accordance with Government Code section 8630, a local emergency may be
8 proclaimed by the Board of Supervisors of the County of Orange or by an official so designated by
9 ordinance adopted by the Board of Supervisors; and

10 WHEREAS, Section 3-1-6(a) of the Codified Ordinances of the County of Orange provides that
11 the Director of Emergency Services shall request the Board of Supervisors to proclaim a local
12 emergency when the Board of Supervisors is in session and the Chairman of the Board of Supervisors to
13 so proclaim when the Board of Supervisors is not in session; and

14 WHEREAS, on May 22, 2008, the Board of Supervisors is not in session and the Director of
15 Emergency services has requested that the Chair of the Board of Supervisors proclaim a local
16 emergency; and

17 WHEREAS, there has been significant rainfall within the County of Orange resulting from a
18 severe weather system passing through Southern California; and

19 WHEREAS, the rainfall has caused flooding, debris flows, mudslides and related damage in the
20 areas burned by the Santiago Fire in October and November, 2007.

21 WHEREAS, existing conditions coupled with projected weather conditions collectively
22 constitute conditions of extreme peril to the safety of persons and property within the territorial limits of
23 the County of Orange which conditions are or are likely to be beyond the control of the services,
24 personnel, equipment and facilities of the County of Orange, and require the combined forces of other
25 political subdivisions to combat; and

26 NOW, THEREFORE, IT IS HEREBY PROCLAIMED that as of May 22, 2008, a local
27 emergency exists within the geographic area of the County of Orange.

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1 IT IS FURTHER PROCLAIMED AND ORDERED that as of May 22, 2008, all powers,
2 functions and duties of the emergency organization of the County of Orange shall be vested in such
3 persons as prescribed by federal and state law, by ordinances, resolutions, and by the Orange County
4 Emergency Plan now in effect.

5 IT IS FURTHER PROCLAIMED AND ORDERED that as of May 22, 2008, all County
6 departments and agencies take those actions, measures, and steps deemed necessary to assure the safety
7 and welfare of Orange County citizens and property, including requesting mutual aid to the extent such
8 aid is necessary.

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10 Dated: 5-22-08

Signed: 
Chairman of the Board of Supervisors,
County of Orange

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3 RESOLUTION OF THE BOARD OF SUPERVISORS OF
4 ORANGE COUNTY, CALIFORNIA

5 May 27, 2008

6 WHEREAS, Government Code section 8630 and Section 3-1-6(a) of the Codified Ordinances of
7 the County of Orange empower the Director of Emergency Services to request the Chair of the Board of
8 Supervisors to proclaim the existence or threatened existence of a local emergency; subject to
9 ratification by the Board of Supervisors within seven days; and

10 WHEREAS, heavy rain in the areas burned by the Santiago Fire has caused flooding, debris
11 flows and mudslides; and

12 WHEREAS, the locally available resources are inadequate to cope with the emergency and such
13 conditions are beyond the control of the services, personnel, equipment, and facilities of the County,
14 requiring the combined forces of other political subdivisions to combat; and

15 WHEREAS, at the request of the Director of Emergency Services, the Chair of the Board of
16 Supervisors, on May 22, 2008, did proclaim the existence of a local emergency within the County of
17 Orange; and

18 WHEREAS, the Board of Supervisors does hereby find that the aforesaid conditions of extreme
19 peril did warrant and necessitate the proclamation of the existence of a local emergency; and

20 WHEREAS, the Board of Supervisors also finds a local emergency does exist and shall be
21 deemed to continue to exist until its termination is proclaimed by the Board of Supervisors;

22 NOW, THEREFORE, BE IT RESOLVED that the Orange County Board of Supervisors does
23 hereby ratify the Chair of the Board's May 22, 2008 Proclamation of a Local Emergency.

24 BE IT FURTHER RESOLVED that all powers, functions, and duties of the emergency
25 organization of the County of Orange shall be vested in such persons as prescribed by federal and state
26 law, by ordinances, resolutions, and by the Orange County Emergency Plan now in effect.

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1 BE IT FURTHER RESOLVED that all County departments and agencies take those actions,
2 measures, and steps deemed necessary to assure the safety and welfare of Orange County citizens and
3 property, including requesting mutual aid to the extent such aid is necessary.

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