



CITY COUNCIL STAFF REPORT



July 19, 2022

ITEM TITLE

Emergency Services: Authorize Agents to Act on Behalf of the City to Obtain State or Federal Assistance and Reimbursement and Adopt the Required Cal OES (California Office of Emergency Services) Resolution

Report Number: 22-0178

Location: No specific geographic location

Department: Fire

Environmental Notice: The activity is not a "Project" as defined under Section 15378 of the California Environmental Quality Act State Guidelines; therefore, pursuant to State Guidelines Section 15060(c)(3) no environmental review is required.

Recommended Action

Council adopt a resolution designating authorized agents to act on behalf of the City for purposes of obtaining state or federal assistance and reimbursement and approving and adopting a required California Office of Emergency Services resolution, Cal OES 130.

SUMMARY

The COVID-19 virus is a worldwide pandemic. As a result, many states of emergency have been declared, including: A February 14, 2020 declaration of a Local Health Emergency by the San Diego County Health Officer (which was subsequently ratified by the Board of Supervisors on February 19, 2020); A March 4, 2020 declaration of a State of Emergency by California State Governor Gavin Newsom; A March 13, 2020 declaration of a National State of Emergency by the President of the United States; and, A March 13, 2020 declaration of a Local State of Emergency by the City of Chula Vista Director of Emergency (which was subsequently ratified and adopted by City Council on March 17, 2020).

The City of Chula Vista is eligible to receive public assistance funding to pay part of the costs incurred as a result of the COVID-19 virus. Assistance may include funding for emergency protective measures, public services, and the requisition of necessary equipment/services (including PPE). The Governor's Office of Emergency Services (Cal OES) ensures state and federal support is provided to eligible applicants in an efficient and timely manner in order to assist in recovery from a major disaster or emergency.

In order to receive funding, the City of Chula Vista must submit an application package to Cal OES that includes appropriate supporting documentation. Cal OES requires the City to have designated agents authorized by the City to coordinate with state and federal agencies for the purposes of financial assistance as it relates to disasters.

To meet state requirements, the City Manager, Assistant/Deputy City Manager, and Emergency Services Manager have been identified as appropriate individuals to serve as designated agents authorized to operate on behalf of the City of Chula Vista for financial assistance from state and federal agencies as it relates to disasters. In addition, Cal OES requires approval and adoption of a form Cal OES 130 resolution by City Council.

ENVIRONMENTAL REVIEW

The Director of Development Services has reviewed the proposed activity for compliance with the California Environmental Quality Act (CEQA) and has determined that the activity is not a “Project” as defined under Section 15378 of the State CEQA Guidelines because it will not result in a physical change in the environment; therefore, pursuant to Section 15060(c)(3) of the State CEQA Guidelines, the activity is not subject to CEQA. Thus, no environmental review is required.

BOARD/COMMISSION/COMMITTEE RECOMMENDATION

Not applicable.

DISCUSSION

The COVID-19 virus is a worldwide pandemic. As a result, many states of emergency have been declared, including A February 14, 2020 declaration of a Local Health Emergency by the San Diego County Health Officer (which was subsequently ratified by the Board of Supervisors on February 19, 2020); A March 4, 2020 State of Emergency by California Governor Gavin Newsom; A March 13, 2020 National State of Emergency by the President of the United States; and, A March 13, 2020 Local State of Emergency by the City of Chula Vista Director of Emergency (which was subsequently ratified and adopted by City Council on March 17, 2020). As a result, California Disaster Assistance Act (CDAA) funding is available.

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Per the municipal code, the City Manager serves as the Director of Emergency Services and the Assistant/Deputy City Manager has been appointed to serve as the Assistant Director of Emergency Services

during an emergency and/or disaster. Additionally, the City's Emergency Services Manager is responsible for preparing, overseeing, and tracking reimbursement claims to state and federal agencies. Therefore, it has been determined that these positions should also function as the City's authorized agents to coordinate on behalf of the City for financial assistance from state and federal agencies.

This resolution and Cal OES Form 130, Designation of Applicant's Agent Resolution for Non-State Agencies will identify the City Manager, Assistant/Deputy City Managers, and the Emergency Services Manager as the City of Chula Vista's Authorized Agents. The resolution will also approve and adopt the required Cal OES 130 Resolution, a copy of which is attached to this staff report.

DECISION-MAKER CONFLICT

Staff has determined that the action contemplated by this item is ministerial, secretarial, manual, or clerical in nature and, as such, does not require the City Council members to make or participate in making a governmental decision, pursuant to California Code of Regulations Title 2, Section 18702.4(a). Consequently, this item does not present a conflict under the Political Reform Act (Cal. Gov't Code § 87100, et seq.). Staff is not independently aware and has not been informed by any City Council member of any other fact that may constitute a basis for a decision maker conflict of interest in this matter.

CURRENT-YEAR FISCAL IMPACT

There is no current year fiscal impact for adopting this resolution.

ONGOING FISCAL IMPACT

There is no ongoing fiscal impact for adopting this resolution.

ATTACHMENTS

1. Cal OES 130 Designation of Applicant's Agency Resolution for Non-State Agencies

Staff Contact: Marlon King, Emergency Services Manager, Fire Department.