

RESOLUTION NO. 3553-19

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF WINDSOR
RATIFYING THE TOWN MANAGER/DIRECTOR OF EMERGENCY SERVICES
PROCLAMATION DECLARING THE EXISTENCE OF A LOCAL EMERGENCY
RELATED TO THE PACIFIC GAS & ELECTRIC (PG&E) POWER SHUTOFF AND
HIGH FIRE RISK WEATHER CONDITIONS**

WHEREAS, Title III, Chapter 19, section 3.19-120 of the Municipal Code of the Town of Windsor empowers the Town Manager, acting as Director of Emergency Services, to request that the Town Council proclaim the existence of a local emergency, or to issue such proclamation of local emergency under his own authority with Council ratification within seven (7) days thereafter; and

WHEREAS, the Town has been advised that PG&E may suddenly stop providing electricity anytime forecasted high wind speeds, low humidity, and high temperature conditions that increase the risk of wildfire to the Town occur; and

WHEREAS, the potential and sudden loss of electricity will impact residents within the Town as well as residents in areas immediately surrounding the Town; and

WHEREAS, the absence of electricity may last for an indefinite period of time, and significantly impact the health and safety of Town residents as well as critical public services and infrastructure; and

WHEREAS, the cessation of electrical service will result in a sudden and severe energy shortage likely to create conditions of disaster or extreme peril which will be beyond the services, personnel and equipment and facilities of the Town; and

WHEREAS, on October 23, 2019, one Public Safety Power Shutoff event occurred. PG&E expects more power shutoffs in the immediate future; and

WHEREAS, on the evening of October 23, 2019, the Kincade Fire broke out near Geyserville in northeast Sonoma County, causing the Town of Windsor's Emergency Operations Center (EOC) to open; and

WHEREAS, on October 25, 2019, Governor Gavin Newsom issued an emergency proclamation for the County of Sonoma due to the effects of the Kincade Fire, which threatened homes and critical infrastructure in Windsor and ultimately caused the mandatory evacuation of the entire Town; and

WHEREAS, the National Weather Service and PG&E have advised the Town of another weather event this week that may require a Public Safety Power Shutdown which could present new high-risk fire conditions and potentially impact operations related to the Kincade Fire; and

WHEREAS, on-going high fire risk weather conditions, potential for a sudden cessation of electrical service and uncertainty on the duration of time that the Town will be without electrical service warrant and necessitate the proclamation of the existence of a local emergency because the conditions are or are likely to be beyond the control of the services, personnel, equipment and facilities of the Town, requiring the combined forces of other political subdivisions to combat; and

WHEREAS, said Town Council does hereby find that for said conditions of peril did warrant and necessitate the proclamation of the existence of a local emergency; and

WHEREAS, the Town Manager/Director of Emergency Services of the Town of Windsor did proclaim the existence of a local emergency within the Town on the 23rd day of October 2019.

NOW, THEREFORE, IT IS HEREBY PROCLAIMED AND ORDERED, that the proclamation of the existence of a local emergency issued by said Town Manager, acting as Director of Emergency Services, attached hereto as Exhibit A, is hereby confirmed and ratified by the Town Council of the Town of Windsor; and

BE IT FURTHER PROCLAIMED AND ORDERED, the proclamation of a local emergency is further substantiated by the State's emergency proclamation for Sonoma County, the subsequent mandatory evacuation of the Town's entire population caused by the Kincade Fire, and the on-going risks presented by high-risk weather conditions and the sudden loss of electrical power; and


BE IT FURTHER PROCLAIMED AND ORDERED, that said local emergency shall be deemed as continuing to exist until proclaimed otherwise by the Town Manager/Director of Emergency Services and the Town Council of the Town of Windsor of the State of California.

PASSED, APPROVED AND ADOPTED this 28th day of October 2019, by the following vote:

AYES: COUNCILMEMBERS LEMUS, SALMON, VICE MAYOR FUDGE
AND MAYOR FOPPOLI
NOES: NONE
ABSTAIN: NONE
ABSENT: COUNCILMEMBER OKREPKIE


DOMINIC FOPPOLI, MAYOR

ATTEST:


SOMMER HAGEMAN,
DEPUTY TOWN CLERK

Attachment:

- Exhibit A - Proclamation



Proclamation

**A PROCLAMATION BY THE TOWN MANAGER/DIRECTOR OF EMERGENCY SERVICES
OF THE TOWN OF WINDSOR
DECLARING THE EXISTENCE OF A LOCAL EMERGENCY**

WHEREAS, *the California Emergency Services Act (California Government Code sections 8630, 8550 et seq.) empowers the Town Council to designate by ordinance a local official with the power to proclaim the existence of a local emergency when the Town Council is not in session so long as such proclamation is ratified by the Town Council within seven (7) days; and*

WHEREAS, *Title III, Chapter 19, section 3-19-115, of the Town of Windsor Municipal Code designates the Town Manager as the Director of Emergency Services for the Town of Windsor; and*

WHEREAS, *Title III, Chapter 19, section 3-19-120 of the Town of Windsor Municipal Code empowers the Director of Emergency Services to proclaim the existence of a local emergency when the Town is affected or likely to be affected by a public calamity and the Town Council is not in session, subject to confirmation by the Town Council within seven (7) days; and*

WHEREAS, *the Town has been advised that PG&E may suddenly stop providing electricity anytime forecasted high wind speeds, low humidity, and high temperature conditions that increase the risk of wildfire to the Town occur. The potential and sudden loss of electricity will impact residents within the Town as well as residents in areas immediately surrounding the Town. The absence of electricity may last an indefinite period, and significantly impact the health and safety of Town residents as well as critical public services and infrastructure. The threat posed by high fire risk weather conditions combined with the cessation of electrical service will likely create conditions of disaster or extreme peril which will be beyond the services, personnel and equipment and facilities of the Town; and*

WHEREAS, *high fire risk weather conditions, the potential for a sudden cessation of electrical service and uncertain amount of time during which the Town will be without electrical service warrant and necessitate the proclamation of the existence of a local emergency because the conditions are or are likely to be beyond the control of the services, personnel, equipment and facilities of the Town, requiring the combined forces of other political subdivisions to combat.*

NOW, THEREFORE, IT IS HEREBY PROCLAIMED *by the Town Manager/Director of Emergency Services that pursuant to the findings described above in this Proclamation, a local emergency exists in accordance with the California Emergency Services Act and Title III, Chapter 19 of the Town of Windsor Municipal Code.*

IT IS FURTHER PROCLAIMED AND ORDERED *that during the local emergency, the powers and duties of the Town Manager/Director of Emergency Services and the Disaster Council of the Town shall be as defined in state and federal law and in the ordinances, resolutions, and approved plans of the Town of Windsor in order to mitigate the effects of said local emergency.*

IT IS FURTHER PROCLAIMED AND ORDERED that this local emergency shall continue to exist not longer than seven (7) days, unless this action is further ratified by the Town Council. The Town Council shall terminate the local emergency at the earliest possible date that conditions warrant.

SIGNED AND SUBSCRIBED AT 2:00 P.M. THIS 23TH DAY OF OCTOBER 2019.



Town Manager/Director of Emergency Services



ATTEST:



Sommer Hageman, Deputy Town Clerk