

## **RESOLUTION NO. 3865-2015**

### **RESOLUTION OF THE FORT BRAGG CITY COUNCIL CONFIRMING THE CONTINUED EXISTENCE OF A LOCAL DROUGHT EMERGENCY IN THE CITY OF FORT BRAGG**

**WHEREAS**, California Government Code section 8630 empowers the Fort Bragg City Council to proclaim the existence of a local emergency when the City is threatened or likely to be threatened by the conditions of extreme peril to the safety of persons and property that are or are likely to be beyond the control of the services, personnel, equipment, and facilities of this City; and

**WHEREAS**, California Government Code section 8558(c) states that a "local emergency" means the duly proclaimed existence of conditions of extreme peril to the safety of persons and property within the territorial limits of the City, including conditions caused by the drought; and

**WHEREAS**, on August 10, 2015, the City Council of the City of Fort Bragg adopted Resolution No. 3837-2015 declaring a Stage 1 Water Emergency and calling for immediate implementation of water conservation measures; and

**WHEREAS**, on September 30, 2015, the City Council of the City of Fort Bragg conducted an emergency meeting at which the Fort Bragg City Manager reported that the City's Noyo River diversion is not reliably providing water due to low flows and high salinity content, thus critically impairing the City's ability to replenish water; and

**WHEREAS**, based on the aforementioned circumstances, the City Council of the City of Fort Bragg passed and adopted Resolution No. 3856-2015, by which it declared a Stage 3 Water Emergency and instituted mandatory water conservation measures that are intended to reduce water use by 30% from the same period in the previous year as described in Title 14, Section 14.06 of the City of Fort Bragg Municipal Code; and

**WHEREAS**, at a regular meeting on October 13, 2015, the City Council of the City of Fort Bragg adopted Resolution No. 3857-2015, by which it reaffirmed Resolution No. 3856-2015 and its declaration of a Stage 3 water emergency; and

**WHEREAS**, at a regular meeting on October 13, 2015, the City Council of the City of Fort Bragg adopted Resolution No. 3858-2015, declaring a local drought emergency in the City of Fort Bragg; and

**WHEREAS**, California Government Code section 8630(c) states that the governing body shall review the need for continuing the local emergency at least once every 30 days until the local emergency is terminated; and

**WHEREAS**, the City of Fort Bragg continues to experience the effects of the multi-year drought and the City's three municipal water sources continue to be at or near historic lows; and

**WHEREAS**, the weather forecast continues to show no significant rainfall in the area in the coming weeks.


**NOW, THEREFORE, BE IT RESOLVED AND PROCLAIMED** by the City Council of the City of Fort Bragg that for reasons set forth herein, said local emergency shall be deemed to continue to exist until the City Council of the City of Fort Bragg, State of California, proclaims its termination; and

**BE IT FURTHER RESOLVED** that the City Council of the City of Fort Bragg will review the need for continuing the local drought emergency at least once every 30 days until the City Council terminates the local drought emergency; and


**BE IT FURTHER RESOLVED** that this resolution confirming the continued existence of a local drought emergency shall be forwarded to the Director of the Governor's Office of Emergency Services and the Governor of the State of California, as well as the Mendocino County Office of Emergency Services.

The above and foregoing Resolution was introduced by Councilmember Peters, seconded by Councilmember Hammerstrom, and passed and adopted at a regular meeting of the City Council of the City of Fort Bragg held on the 9<sup>th</sup> day of November 2015, by the following vote:

<b>AYES:</b>	<b>Councilmembers Peters, Cimolino, Deitz, Hammerstrom, and Mayor Turner.</b>
<b>NOES:</b>	<b>None.</b>
<b>ABSENT:</b>	<b>None.</b>
<b>ABSTAIN:</b>	<b>None.</b>

  
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**DAVE TURNER,**  
**Mayor**

**ATTEST:**

  
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**June Lemos**  
**City Clerk**