

**PROCLAMATION OF A LOCAL EMERGENCY
BY THE MONTEREY COUNTY BOARD OF SUPERVISORS**

Resolution No.: 22-071)
Ratify the Proclamation of Local Emergency issued by the)
County Administrative Officer dated February 24, 2022 for)
the Tonga Tsunami occurring on January 15, 2022 which)
has resulted in significant damage to public infrastructure)
and private property within Monterey County and Extend)
the Proclamation of a Local Emergency (4/5th vote required))
)

RECITALS:

WHEREAS, Section 2.68.060 of the Monterey County Code and Section 8630 of the Government Code empower the County Administrative Officer or his designee, or the Board of Supervisors if the Board of Supervisors is in session, to proclaim the existence of a Government Code Section 8558(c) local emergency when the County is affected by or likely to be affected by a public calamity; and

WHEREAS, the County Board of Supervisors does hereby find as follows:

1. Damages to infrastructure in the County of Monterey has occurred from a tsunami resulting from the eruption of a volcano near the Kingdom of Tonga, henceforth known as the Tonga tsunami. Current estimates of the damage caused by the Tonga tsunami exceed \$3 million, however, the true extent of the infrastructure damage caused by this tsunami event has yet to be fully determined;
2. That the foregoing conditions are or are likely to be beyond the control of the services, personnel, equipment, and facilities of the Moss Landing Harbor District and County of Monterey and require the combined forces of other political subdivisions, including but not limited to state and federal assistance;
3. That the aforesaid conditions of extreme peril warrant and necessitated the proclamation of the existence of a local emergency and action by the County Administrative Officer was necessary to mitigate the effects of the local emergency;
4. On February 24, 2022, pursuant to County Code, the County Administrative Officer signed an emergency proclamation to initiate the protective/responsive process;
5. Since January 15, 2022, the conditions warranting and necessitating a proclamation of the existence of a local emergency have not been resolved and action continues to be necessary to mitigate the effects of the local emergency;
6. The specific areas of concern from the Tonga tsunami are the areas of the Monterey County coast, specifically, the Moss Landing Harbor District;
7. The emergency will not permit a delay resulting from a competitive solicitation for bids; and,
8. Emergency conditions continue to exist, necessitating extension of this Proclamation of a Local Emergency.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors in and for the County of Monterey as follows:

1. The above recitals are true and correct.
2. The need for continuing the local emergency has been reviewed on this date, and the Board finds that the need exists.
3. A local emergency as defined in Government Section 8558c and Public Contract Code Section 1102 is hereby proclaimed to still exist in Monterey County due to the Tonga tsunami causing damage to local infrastructure and/or private property.
4. During the existence of said local emergency the powers, functions, and duties of the County Administrative Officer and the Emergency Organization of this County shall be those prescribed by State law and the ordinances, resolutions, and approved plans of the County of Monterey in order to mitigate the effects of said local emergency, including but not limited to utilizing state and/or federal assistance as appropriate.
5. During the existence of said local emergency, the powers, functions, and duties of the County Administrative Officer shall be those prescribed in State and local law in order to mitigate the effects of the local emergency.
6. The actions of the County Administrative Officer and the Emergency Organization of this County in response to the local emergency to date, including but not limited to the Proclamation of Local Emergency and its extension, are hereby ratified by the Board of Supervisors of the County of Monterey.
7. The governing body shall review the need for continuing the local emergency at least once every sixty days until the governing body terminates the local emergency.
8. The repair work in the Moss Landing Harbor District is statutorily exempt from the California Environmental Quality Act (CEQA) under CEQA Guideline Section 15269(c) for emergency projects.

PASSED AND ADOPTED on this 1st day of March 2022, by roll call vote:

AYES: Supervisors Alejo, Phillips, Lopez, Askew and Adams

NOES: None

ABSENT: None

(Government Code 54953)

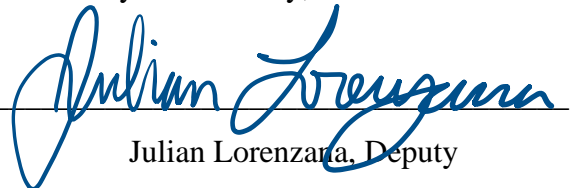
I, Valerie Ralph, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book 82 for the meeting March 1, 2022.

Dated: March 8, 2022

File ID: RES 22-062

Agenda Item No.: 73.1

Valerie Ralph, Clerk of the Board of Supervisors
County of Monterey, State of California


Julian Lorenzana, Deputy