



Office of the City Manager

CONSENT CALENDAR
December 17, 2013

To: Honorable Mayor and Members of the City Council

From:  Christine Daniel, City Manager

Submitted by: Scott Ferris, Director, Parks Recreation & Waterfront Department

Subject: California Emergency Management Authority - Application for Disaster Relief at the Berkeley Tuolumne Camp

RECOMMENDATION

Adopt a Resolution designating the City Manager as the authorized agent for the purpose of obtaining certain state and federal financial assistance for the fire damage at Berkeley Tuolumne Camp.

FISCAL IMPACTS OF RECOMMENDATION

On October 24, 2013, the State of California announced that it will make available disaster relief and emergency assistance funds to cover 75% of any costs associated with the cleanup and rebuilding of properties damaged by the California Rim Fire of 2013 that are not covered by existing insurance.

CURRENT SITUATION AND ITS EFFECTS

In order to execute applications, agreements, and other materials for disaster relief and emergency assistance funding with the California Emergency Management Authority (EMA) for state or federal funds with regard to the Berkeley Tuolumne Camp fire disaster of 2013, the City must formally designate an authorized agent by resolution.

BACKGROUND

On August 25, 2013, the Berkeley Tuolumne Camp, a residential family camp operated by the City of Berkeley since 1922, was destroyed by the California Rim Fire. The camp, located near Groveland, CA, in the Stanislaus National Forest, seven miles west of Yosemite National Park, spans an area of 19 square acres. Prior to the fire, the camp had approximately seventy small single-story wood-frame tent cabins, a main dining hall and recreational lodge, several staff buildings, a paved bridge and parking areas, a drinking water system with five large water tanks, an electrical system, and a leach-field sewage system, all of which were located uphill from the south fork of the Tuolumne River. With the exception of sixteen tent cabins and one water tank, all buildings were completely destroyed by the fire.

In consultation with the U.S. Forest Service and the City's Insurance Adjusters, the City determined that the burned material and debris at the site potentially posed a significant threat to human health and safety, as well as to the surrounding natural area, including the south fork of the Tuolumne River, which runs through the camp.

Due to the urgent need to perform the emergency post-fire cleanup before the winter rain season, the City Manager deemed the situation at Berkeley Tuolumne Camp an actual emergency and of urgent necessity for the preservation of health and safety pursuant to Charter Section 67.4. The City contracted with American Integrated Services, Inc. to perform site assessment, erosion control, and demolition work on Monday, September 16, 2013, at a cost of \$570,000.

On October 24, 2013, the State of California announced that it will make available disaster relief and emergency assistance funds to cover 75% of any costs associated with the cleanup and rebuilding of properties damaged by the Rim Fire of 2013 that are not covered by existing insurance.

On November 4, 2013, the Federal Emergency Management Authority (FEMA) announced that the State of California's request for disaster relief and emergency assistance funding for the Rim Fire was denied. In the coming months, the State will appeal this decision and continue to seek disaster relief funding from FEMA with revised cost information from the affected parties, including the City of Berkeley.

RATIONALE FOR RECOMMENDATION

In order to apply for disaster relief from state and federal sources, the California Emergency Management Authority requires that the applicant (City of Berkeley) designate an authorized agent to execute applications, agreements, and other documents related to the process.

CONTACT PERSON

Scott Ferris, Director, Parks Recreation & Waterfront, 981-6711
Roger Miller, Senior Management Analyst, 981-6704

Attachments:

1: Resolution

Exhibit A - Cal EMA Form 130 (Designation of Applicant's Agent Resolution for Non-State Agencies)

RESOLUTION NO. ##,###-N.S.

CALIFORNIA EMERGENCY MANAGEMENT AUTHORITY - APPLICATION FOR
DISASTER RELIEF AT THE BERKELEY TUOLUMNE CAMP

WHEREAS, on August 25, 2013, the Berkeley Tuolumne Camp, a residential family camp operated by the City of Berkeley since 1922, was destroyed by the California Rim Fire; and

WHEREAS, on October 24, 2013, the State of California announced that it will make available disaster relief and emergency assistance funds to cover 75% of any costs associated with the cleanup and rebuilding of properties damaged by the Rim Fire of 2013, that are not covered by existing insurance; and

WHEREAS, on November 4, 2013, the Federal Emergency Management Authority (FEMA) announced that the State of California's request for disaster relief and emergency assistance funding was denied. In the coming months, the State will appeal this decision with revised cost information from the affected parties (including the City of Berkeley) and continue to seek disaster relief funding from FEMA.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the City Manager is hereby designated as the authorized agent for the purpose of obtaining certain federal financial assistance under Public Law 93-288 as amended by the Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1988, and/or state financial assistance under the California Disaster Assistance Act.

BE IT FURTHER RESOLVED that such authorized agent shall provide to the California Emergency Management Agency for all matters pertaining to such state disaster assistance the assurances and agreements required.

BE IT FURTHER RESOLVED that the City Clerk is authorized to submit a Cal EMA Designation of Applicant's Agent Resolution Form 130 (Exhibit A) with the information contained in this Resolution.

STATE OF CALIFORNIA
CALIFORNIA EMERGENCY MANAGEMENT AGENCY
Cal EMA 130

Disaster No: _____
Cal EMA ID No: _____

**DESIGNATION OF APPLICANT'S AGENT RESOLUTION
FOR NON-STATE AGENCIES**

BE IT RESOLVED BY THE City Council OF THE City of Berkeley
(Governing Body) (Name of Applicant)

THAT Christine Daniel, City Manager, OR
(Title of Authorized Agent)
_____, OR
(Title of Authorized Agent)

(Title of Authorized Agent)

is hereby authorized to execute for and on behalf of the City of Berkeley, a public entity
(Name of Applicant)
established under the laws of the State of California, this application and to file it with the California Emergency Management Agency for the purpose of obtaining certain federal financial assistance under Public Law 93-288 as amended by the Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1988, and/or state financial assistance under the California Disaster Assistance Act.

THAT the City of Berkeley, a public entity established under the laws of the State of California,
(Name of Applicant)
hereby authorizes its agent(s) to provide to the California Emergency Management Agency for all matters pertaining to such state disaster assistance the assurances and agreements required.

Please check the appropriate box below:

- This is a universal resolution and is effective for all open and futures disasters up to three (3) years following the date of approval below.
- This is a disaster specific resolution and is effective for only disaster number(s) _____

Passed and approved this _____ day of _____, 20_____

(Name and Title of Governing Body Representative)

(Name and Title of Governing Body Representative)

(Name and Title of Governing Body Representative)

CERTIFICATION

I, _____, duly appointed and _____ of
(Name) (Title)
_____, do hereby certify that the above is a true and correct copy of a
(Name of Applicant)

Resolution passed and approved by the _____ of the _____
(Governing Body) (Name of Applicant)
on the _____ day of _____, 20_____.

(Signature) (Title)