

RESOLUTION NO. 2023-60

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COACHELLA,
CALIFORNIA RATIFYING AND DECLARING A LOCAL EMERGENCY
RELATED TO HURRICANE/TROPICAL STORM HILARY**

WHEREAS, the California Emergency Services Act, Government Code sections 8558(c) and 8630 authorize the proclamation of a local emergency when conditions of disaster or extreme peril to the safety of persons and property within the territorial limits of a city exist; and

WHEREAS, pursuant to Government Code section 8630 such an emergency may be proclaimed by the governing body or by an official designated by ordinance adopted by the governing body; and

WHEREAS, Coachella Municipal Code section 2.56.60 empowers the City Manager, acting as the Director of Emergency Services, to proclaim the existence or threatened existence of a local emergency when there is an actual or threatened existence or conditions of disaster or of extreme peril to the safety of persons and property within the City and the City Council is not in session; and

WHEREAS, the Director of Emergency Services determined that the circumstances of extreme peril to public safety, as described below, are so severe and require immediate remedial action and adopted a proclamation declaring a local emergency related to the impacts created by Hurricane/Tropical Storm Hilary on August 21, 2023; and

WHEREAS, the Proclamation issued by the Director of Emergency Services determined that:

1. Threatened existence of conditions of extreme peril to the health and safety of persons in Coachella are present as a result of Hurricane Hilary; and
2. The U.S. National Hurricane Center predicted will bring “catastrophic” flooding for the Baja peninsula and for the southwestern United States; and
3. Hurricane Hilary crossed the border into the United States as a tropical storm on Sunday, August 20, 2023; and
4. Meteorologists expect the storm to bring heavy rainfall to the southwestern United States, resulting in 3 to 6 inches in places, with isolated amounts of up to 10 inches in portions of southern California; and
5. The U.S. National Hurricane Center issued tropical storm and potential flood warnings for Southern California from the Pacific coast to interior mountains and deserts; and

6. Experts forecast flash floods, mudslides, isolated tornadoes and wind damage to Southern California; and
7. The City of Coachella suffered damage from the impacts of the Hurricane, including but not limited to fire, flood, torrential rain and wind; and
8. A proclamation of a local emergency will assist in a coordinated public safety response to protect lives and property, coordinate and mitigate public services that may be disrupted from this emergency, and mitigate any other effects of this emergency on the residents, businesses and visitors in the City; and
9. Under California Government Code section 8630(b) and Coachella Municipal Code section 2.56.060(a)(1), a proclamation of local emergency must be ratified by the City Council within seven (7) days to remain in effect.

WHEREAS, on August 19, 2023, in addition to the City’s Proclamation, California Governor Gavin Newsom proclaimed the existence of a state-wide emergency due to the impacts expected from Hurricane Hilary and, among other acts, ordered the California Office of Emergency Services to provide assistance to local governments in Riverside County pursuant to the California Disaster Assistance Act (California Government Code, Section 8680 et. seq.) (“State Proclamation”); and

WHEREAS, the City Council of the City of Coachella wishes to ratify and extend the proclamation of local emergency in order to continue the coordinated public service response to the impacts created by Hurricane/Tropical Storm Hilary and authorize the City to seek reimbursement from federal and state sources for clean-up and remediation costs.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Coachella that it is hereby extending the Proclamation of Local Emergency adopted on August 21, 2023 by the Emergency Services Director; and

BE IT FURTHER RESOLVED that the City Council shall review the need for continuing the local emergency at least once every 60 days until the City Council terminates the local emergency and shall proclaim the termination of the local emergency at the earliest possible date that conditions warrant; and

BE IT FURTHER RESOLVED that during the existence of said local emergency, the powers, functions, and duties in response to the local emergency shall be those prescribed by state law, ordinances and resolutions of the City.

PASSED, APPROVED AND ADOPTED at a special meeting of the City Council of the City of Coachella held on the 23rd day of August 2023, by the following roll call vote:

Steven Hernandez, Mayor
City of Coachella

ATTEST:

Angela Zepeda, City Clerk
City of Coachella

APPROVED AS TO FORM:

Best Best & Krieger LLP, City Attorney
City of Coachella

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) ss.
CITY OF COACHELLA)

I, **HEREBY CERTIFY** that the foregoing Resolution No. 2023-60 was duly adopted by the City Council of the City of Coachella at a special meeting therefore duly held on the 23rd day of August, 2023, by the following vote of Council:

AYES:

NOES:

ABSENT:

ABSTAIN:

Delia Granados
Deputy City Clerk