



TOWN OF APPLE VALLEY TOWN COUNCIL STAFF REPORT

To: Honorable Mayor and Town Council **Date:** September 10, 2013

From: Marc Puckett, Assistant Town Manager **Item No:** 8
Finance & Administration

Subject: ADOPTION OF RESOLUTION NO. 2013-36 AUTHORIZING THE TOWN MANAGER OR TOWN ENGINEER TO EXECUTE AGREEMENTS WITH THE CALIFORNIA DEPARTMENT OF TRANSPORTATION TO REIMBURSE THE TOWN FOR EMERGENCY REPAIRS DUE TO WINTER STORMS.

T.M. Approval: _____

Budgeted Item: Yes No N/A

RECOMMENDED ACTION:

Staff recommends that the Town Council adopt Resolution No. 2013-36 "A Resolution of the Town Council of the Town of Apple Valley, California, authorizing the Town Manager or Town Engineer to execute agreements with the California Department of Transportation to reimburse the Town for emergency repairs due to winter storms.

SUMMARY:

As a result of Winter storm events on January 17, 2010 through February 6, 2010, the Town incurred significant emergency repair costs associated with damages from the storms. These costs were deemed eligible for FEMA reimbursement. Town staff is currently working with State and Federal officials to maximize the reimbursement for these storm events. As part of the claim processing procedures, the Town is required to provide a certified resolution that clearly identifies the project and the official or officials authorized to execute any document or agreement related to processing the reimbursement claim. If adopted, the attached resolution will fulfill this requirement.

BACKGROUND:

The storm events of January 17, 2010 through February 6, 2010 caused damage to the Town's public facilities in the form of local flooding of Town roads, Town-wide sand and debris flows onto roads, damage to drainage retention basins and structures, and major damage to a portion of Tamiani Rd between Sitting Bull and Nisqually Rds. During the

storm events Town staff provided emergency response by monitoring and securing flooded areas, and assisting the Fire District in providing residents with sandbags. Immediately following the events staff began the assessment and prioritizing of damage, and the coordinating and dispatching of repair forces. Town contractors immediately began repair work to drainage retention basins within the Skyline Ranch Tract, and began clearing and cleaning major and arterial roads as well as roads in the Town's business districts. The Tamiani Rd section was closed to public access and various utilities were dispatched to secure their damaged facilities. Clean-up efforts continued through January and February as the area continued to suffer more winter storms.

Unlike usual storms in the area, these winter storms were more damaging as they passed through the area and flooded the entire Town and not just isolated portions. Literally every paved road in Town had to be cleaned of mud and sand, and some drainage structures that had yet to receive run-off since their construction were inundated and overwhelmed.

By early March the last of the Town roads had been cleaned, and on Tamiani Rd the various utility companies were completing the relocating or repair of their facilities so that the Town could then commence with the reconstruction of roadway improvements.

Immediately following the storm events the State declared San Bernardino County as one of six (6) counties designated a disaster area which guaranteed monetary State disaster relief assistance of at least 75% for qualifying damages. On March 8 the President declared the six counties a Federal Disaster Area, relieving the State of the initial 75% assistance level. Federal relief funds will now assume 75% of eligible costs, the State will assume 18.75%, and the balance 6.25% will be borne by the local agencies.

On March 16 representatives for local agencies were summoned to the city of Rialto to be briefed by FEMA representatives and given an outline of the procedures to qualify damage-related costs for Federal and State relief. On April 6 the Town, the Fire District and the School District met with their assigned FEMA caseworkers to review claims for damage assistance. It was determined that the Town had three (3) qualifying claims to submit-

1. \$328,000 (estimated) for Town-wide Debris Removal (Category A)
2. \$10,000 (estimated) for Emergency Response Measures (Category B)
3. \$128,000 (estimated) for Tamiani Rd Reconstruction (Category C)

Staff will continue to coordinate with the FEMA representatives in processing the reimbursement claims and anticipate that the Town will receive an estimated reimbursement of \$444,593.

FISCAL IMPACT:

As part of the claim processing procedures, the Town is required to provide a certified resolution that clearly identifies the project and the official or officials authorized to execute any document or agreement related to processing the reimbursement claim. If adopted, the attached resolution will fulfill this requirement and allow Staff to continue to work with State and Federal officials to process the reimbursement claims of \$444,593.

RESOLUTION NO. 2013-36

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF APPLE VALLEY, CALIFORNIA, AUTHORIZING THE TOWN MANAGER OR TOWN ENGINEER TO EXECUTE AGREEMENTS ASSOCIATED WITH REIMBURSEMENT CLAIMS FOR EMERGENCY WORK PERFORMED RELATED TO WINTER STORMS FOR THE DESIGNATED DISASTER NO. CA11-1.

WHEREAS, the California State Department of Transportation is processing claims associated with winter storm damage as a result of designated Disaster No. CA11-1 (Winter Storms); and

WHEREAS, the Town of Apple Valley incurred significant expenditures for emergency repair work performed responding to the designated winter storm disaster; and

WHEREAS, the Town of Apple Valley desires to seek reimbursement for emergency repair work performed responding to the disaster; and

WHEREAS, in order to receive reimbursement, a local agency resolution is required designating the local official or officials authorized to execute any agreements associated with designated Disaster No. CA11-1.

NOW, THEREFORE, BE IT RESOLVED that the Town Council of the Town of Apple Valley hereby:

1. Appoints the Town Manager and the Town Engineer as agents of the Town of Apple Valley to conduct all negotiations, execute and submit all documents, including, but not limited to applications, agreements, and amendments which may be necessary for the completion of processing the aforementioned reimbursement claim.

PASSED, APPROVED and ADOPTED this 10th day of September, 2013.

MAYOR

ATTEST:

(SEAL)

TOWN CLERK