

RESOLUTION NO. 2023-02

**AUTHORIZING THE INTERIM GENERAL MANAGER TO TAKE NECESSARY
ACTIONS DUE TO THE LATE DECEMBER / EARLY JANUARY WINTER STORM
EVENT IN RECOGNITION OF THE STATE AND LOCAL DECLARED STATE OF
EMERGENCY**

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MID-PENINSULA WATER DISTRICT

WHEREAS, extraordinary rainfall on December 31, 2022, resulted in flooding, mudflows, and sanitary sewer overflows in many areas throughout the County of San Mateo, including the flooding of Belmont Creek;

WHEREAS, the extraordinary rainfall experienced on December 31, 2022 was the first of a series of severe storms, or “atmospheric rivers,” which collectively have been termed the “Late December / Early January Winter Storm Event” by the California Office of Emergency Services;

WHEREAS, the President of the United States declared a state of emergency for the State of California due to the Late December / Early January Winter Storm Event on January 9, 2023;

WHEREAS, the Governor of California declared a statewide state of emergency due to the Late December / Early January Winter Storm Event on January 4, 2023;

WHEREAS, the County of San Mateo, and the Cities of Belmont and San Carlos declared a local emergency due to the Late December / Early January Winter Storm Event on January 2, 2023, January 3, 2023, and December 31, 2022, respectively;

WHEREAS, the Mid-Peninsula Water District's Operations Center at 3 Dairy Lane, including administrative offices, shop, and corporation yard, sustained significant property damage due to flooding resulting from extraordinary rainfall on December 31, 2022;

WHEREAS, the flooding sustained at 3 Dairy Lane resulted in the administrative offices being unoccupiable and the functionality of the field operations facility being impacted and limited for use until the building is rehabilitated; and

WHEREAS, because the duration of the declared state of emergencies is unknown and the threat of further or repeated flooding may remain, the District must be prepared to act quickly, yet thoughtfully, to address these changing circumstances.

NOW, THEREFORE BE IT RESOLVED that the Board of Directors of the Mid-Peninsula Water District, in light of the recitals set forth above, recognizes that there is a state of emergency within the District's service area and jurisdiction resulting from the excessive rainfall and subsequent flooding and ratifies the necessary immediate actions taken by the Interim General Manager in response to the impacts on District operations; and

BE IT FURTHER RESOLVED that the Interim General Manager is authorized to suspend and/or modify administrative procedures, including personnel rules and policies, and procurement policies, and to take all other actions necessary to continue essential District functions and to recover from the flooding impacts associated with the Late December / Early January Winter Storm Event; and

BE IT FURTHER RESOLVED that the Interim General Manager, or designee, is authorized to prepare and submit applications on the District's behalf to federal, state, and

local government entities for funding and/or reimbursement related to the fiscal impacts of the flood impacts on the District's operations; and

BE IT FURTHER RESOLVED that the Interim General Manager shall comply with all federal, state, and local laws when taking actions authorized by this Resolution, and the Interim General Manager will report the actions and financial impacts of such actions to the Board, in accordance with the District's Procurement Policy; and

BE IT FURTHER RESOLVED that this authority given to the Interim General Manager will expire on April 27, 2023, or until the San Mateo County Department of Emergency Management order is lifted or substantively modified, whichever comes first, or unless this authority is extended by the Board of Directors.

REGULARLY PASSED AND ADOPTED this 26th day of January 2023.

AYES: Schmidt, Jordan, Wheeler, Vella

NOES: None

ABSTENTIONS: None

ABSENCES: Zucca

ATTEST:



BOARD SECRETARY



BOARD PRESIDENT