

520-30

**CITY OF ALBANY
CITY COUNCIL AGENDA
STAFF REPORT**

Agenda Date: 12/17/07

Reviewed by: BP

SUBJECT: Confirmation of Continued Existence of a Local Emergency on the Albany Shoreline

REPORT BY: Jacqueline L. Bucholz, CMC, City Clerk

STAFF RECOMMENDATION

Confirm the continued existence of a local emergency pursuant to Resolution #07-69.

BACKGROUND

On November 7, 2007, a cargo ship hit the Bay Bridge and released 58,000 gallons of bunker oil into the San Francisco Bay. On November 9, 2007, the Governor of California proclaimed a State of Emergency and on November 10, 2007, the City of Albany proclaimed a local emergency.

DISCUSSION

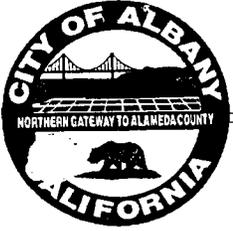
Pursuant to Article 14, Section 8630 once the emergency has been proclaimed there shall be a review by the City Council at its regular scheduled meetings until the local emergency is terminated.

FINANCIAL IMPACT

The City is tracking its staff time and other costs related to the oil spill and will file a claim for reimbursement.

Attachments:

Resolution #07-69



City of Albany

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COMMUNITY DEVELOPMENT & ENVIRONMENTAL RESOURCES

- Building
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- Environmental Resources
- Maintenance
- Planning

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FINANCE & ADMINISTRATIVE SERVICES

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1249 Marin Avenue
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- Friendship Club/ Childcare Program
PH. (510) 524-0135
- Senior Center
PH. (510) 524-9122
FAX (510) 524-8940
- Teen Center
PH. (510) 525-0576

RESOLUTION NO. 07-69

PASSED AND APPROVED BY THE COUNCIL OF THE CITY OF ALBANY,

this 15th day of November, 2007, by the following votes:

AYES: Council Members Okawachi, Wile & Mayor Lieber

NOES: None

ABSENT: Council Members Atkinson & Javandel

WITNESS MY HAND AND THE SEAL OF THE CITY OF ALBANY, this 15th day of November, 2007.


JACQUELINE L. BUCHOLZ, CMC
CITY CLERK

The City of Albany is dedicated to maintaining its small town ambience, responding to the needs of the community, and providing a safe, healthy environment now and in the future.



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**PROCLAMATION OF THE EXISTENCE
OF A LOCAL EMERGENCY**

WHEREAS, Section 2-16.7 of the Albany Municipal Code empowers the Director of Emergency Services to proclaim the existence or threatened existence of a local emergency when said City is affected or likely to be affected by a public calamity, and the City Council is then not in session, subject to confirmation by the City Council within seven days thereafter; and

WHEREAS, the City Administrator of the City of Albany, acting as the Director of Emergency Services, does hereby find:

(Describe Emergency) oil spill in San Francisco Bay washing
ashore in Albany onto beach, rocks and other shoreline areas

WHEREAS, the City Council is not presently in session.

NOW, THEREFORE, THE CITY ADMINISTRATOR OF THE CITY OF ALBANY DECLARES AND PROCLAIMS as follows:

1. Conditions of extreme peril to the safety of persons and property have arisen within the City of Albany *(Describe Emergency)* existence of oil on public property all along Albany shoreline and adjacent water areas and mudflats; public health and environmental health impacts
2. In consequence of said conditions and pursuant to Albany Municipal Code Section 2-16.7, a local emergency now exists in that area of Albany described as Phase 1 Response Area.
3. During this local emergency the powers, functions and the duties of the Albany City Administrator and the emergency organization of the City of Albany shall be those prescribed by State law and the City Charter, ordinances, resolutions and approved emergency services plans of the City of Albany.
4. In connection with the foregoing proclamation and order of local emergency, the Albany City Administrator also orders as follows, for the protection of life and property.
5. This proclamation of local emergency shall be reviewed by the City Council within seven days and, if not confirmed and ratified, shall expire on the seventh day or such earlier date as specified by the City Council.
6. This proclamation and the contents thereof shall be published and promulgated in as widespread a manner as reasonably feasible in light of the conditions prevailing during the local emergency.

Signed By:

Debra Bell
City Administrator

Attest:

Judith Hill
City Clerk (deputy)

Date:

November 10, 2007