

RESOLUTION NO. 2023-09

PROCLAMATION OF LOCAL EMERGENCY DUE TO TROPICAL STORM HILARY RATIFYING THE PROCLAMATION OF A STATE OF EMERGENCY BY PROCLAMATION DATED BY AUGUST 20, 2023

WHEREAS, the Heber Public Utility District provides quality Water, Wastewater, Solid Waste, Parks and Recreation Services to the township of Heber, and

WHEREAS, C.A. Government Code §8630 empowers the Board of Directors to proclaim the existence or threatened existence of a local emergency when said District is affected or likely to be affected by a public calamity, and

WHEREAS, the Board of Directors of the Heber Public Utility District does hereby find:

That conditions of extreme peril to the safety of persons and property have arisen within the Heber Public Utility District Service Area due to Tropical Storm Hilary which occurred on August 19-20, 2023 with significant rainfall and winds.

That this storm caused power outages, and significant damage to property and public utilities, roadways, public property and critical power infrastructure, with the amounts to exceed \$15,000 in damages.

That these conditions are or are likely to be beyond the control of the services, personnel, equipment, and facilities of Heber Public Utility District.

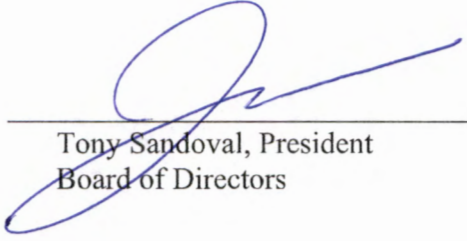
NOW, THEREFORE, IT IS HEREBY PROCLAIMED that a local emergency now exists throughout the Heber Public Utility District Service Area, and;

IT IS FURTHER PROCLAIMED AND ORDERED that during the existence of said local emergency the powers, functions, and duties of the emergency organization of this District shall be those prescribed by state law, by ordinances, and resolutions of this District.

IT IS FURTHER PROCLAIMED AND ORDERED that a copy of this Resolution be forwarded to the State Director of the Governor's Office of Emergency Services with the request that the Governor proclaim that a State of Emergency exists in the Heber Public Utility District Service Area and afford the District the benefit of recovering the costs and afford disaster assistance including assistance afforded under the California Disaster Assistance Act (CDAA) a result of the emergency.

PASSED AND ADOPTED THIS 22nd day of August 2023, by the following vote:

AYES: *Sandoval, Diaz-Molina, Matus, Tabarez*
NOES:
ABSENT: *Garcia*



Tony Sandoval, President
Board of Directors

ATTEST:



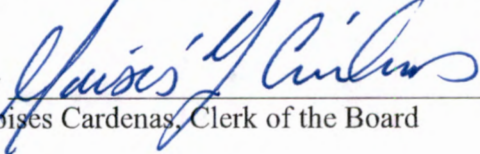
Moises Cardenas, Clerk of the Board

APPROVE AS TO FORM:

Steven M. Walker, General Counsel

STATE OF CALIFORNIA)
COUNTY OF IMPERIAL)
HEBER PUBLIC UTILITY)
DISTRICT)

I, MOISES CARDENAS, Clerk of the Board of the Heber Public Utility District, County of Imperial, State of California, DO HEREBY CERTIFY that the foregoing resolution was dully passed, approved and adopted by the Board of Directors of the Heber Public Utility District at its regularly scheduled meeting held on the 22nd day of August, 2023.

By 

Moises Cardenas, Clerk of the Board