



- Board of Directors
Engineering and Operations Committee

9/10/2019 Board Meeting

7-7

Subject

Adopt Resolution designating Authorized Agents for FEMA Disaster Assistance; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA

Executive Summary

This action approves an updated resolution designating authorized agents to accept federal and state financial assistance for declared disasters. The resolution is required to be updated every three years or when there are changes in authorized agents.

Details

Background

As a public agency that provides a vital service, Metropolitan is eligible for federal and state disaster relief assistance whenever Metropolitan facilities sustain disaster-related damage and there is a declaration of the disaster by the President of the United States or the state Governor. Funding is obtained from the Federal Emergency Management Agency (FEMA) and the California Office of Emergency Services (Cal OES). Examples of Metropolitan's disaster repair efforts that qualified for funding include a total of \$2.6 million for damages to Metropolitan facilities sustained as a result of fires in 2007 and 2008 and storms events in 2010 and 2017. Currently, Metropolitan is working with FEMA and Cal OES to receive funding of approximately \$5 million for damages caused by the February 2019 storm events.

FEMA and Cal OES require disaster assistance applicants to submit a board-approved Designation of Applicant's Agent Resolution for Non-State Agencies (Resolution) every three years, or any time a change in authorized agents is requested. The current resolution expires November 7, 2019. The authorized agents are responsible for the administrative procedures related to the reimbursement of funds. An updated resolution is requested at this time since the last resolution was made on November 8, 2016. The Resolution (**Attachment 1**) identifies the following staff as authorized agents for Metropolitan to obtain financial assistance for declared disasters:

- Assistant General Manager and Chief Operating Officer
- Assistant General Manager and Chief Financial Officer
- Group Manager of Water System Operations

Board approval is requested to update this Resolution, which will allow Metropolitan to accept available funding for potential declared disasters that could occur over the next three years.

Policy

Metropolitan Operating Policy C-21: Accounting and Administration of Federally Funded Grants and Cooperative Agreements

Metropolitan Water District Administrative Code Section 11104: Delegation of Responsibilities

California Environmental Quality Act (CEQA)

CEQA determination(s) for Option #1:

The proposed action is not defined as a project under CEQA (Public Resources Code Section 21065, State CEQA Guidelines Section 15378) because the proposed action will not cause either a direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment and involves continuing administrative activities, such as general policy and procedure making (Section 15378(b)(2) of the State CEQA Guidelines). In addition, where it can be seen with certainty that there is no possibility that the proposed action in question may have a significant effect on the environment, the proposed action is not subject to CEQA (Section 15061(b)(3) of the State CEQA Guidelines).

CEQA determination for Option #2:

None required

Board Options

Option #1

Approve the Designation of Applicant's Agent Resolution for Non-State Agencies (**Attachment 1**).

Fiscal Impact: None

Business Analysis: Approval of this Resolution will allow Metropolitan to receive reimbursement funds for work that has been completed and authorized for reimbursement, consistent with Metropolitan Operating Policy C-21, Accounting and Administration of Federally Funded Grants and Cooperative Agreements.

Option #2


Do not approve the Designation of Applicant's Agent Resolution for Non-State Agencies (**Attachment 1**).

Fiscal Impact: None

Business Analysis: Metropolitan will be unable to receive reimbursement funds for work that has been completed and authorized for reimbursement, consistent with Metropolitan Operating Policy C-21, Accounting and Administration of Federally Funded Grants and Cooperative Agreements.

Staff Recommendation

Option #1



 Brent M. Yamasaki
 Interim Manager, Water System
 Operations

8/27/2019

Date



 Jeffrey Kichtlinger
 General Manager

8/29/2019

Date

Attachment 1 – Designation of Applicant's Agent Resolution for Non-State Agencies

STATE OF CALIFORNIA
GOVERNOR'S OFFICE OF EMERGENCY SERVICES
Cal OES 130

Cal OES ID No: 037-91117

**DESIGNATION OF APPLICANT'S AGENT RESOLUTION
FOR NON-STATE AGENCIES**

BE IT RESOLVED BY THE Board of Directors OF THE Metropolitan Water District of Southern California
(Governing Body) (Name of Applicant)

THAT Assistant General Manager and Chief Operating Officer, OR
(Title of Authorized Agent)

Assistant General Manager and Chief Financial Officer, OR
(Title of Authorized Agent)

Group Manager of Water System Operations
(Title of Authorized Agent)

is hereby authorized to execute for and on behalf of the Metropolitan Water District of Southern California, a public entity
(Name of Applicant)
established under the laws of the State of California, this application and to file it with the California Governor's Office of Emergency Services for the purpose of obtaining certain federal financial assistance under Public Law 93-288 as amended by the Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1988, and/or state financial assistance under the California Disaster Assistance Act.

THAT the Metropolitan Water District of Southern California, a public entity established under the laws of the State of California,
(Name of Applicant)
hereby authorizes its agent(s) to provide to the Governor's Office of Emergency Services for all matters pertaining to such state disaster assistance the assurances and agreements required.

Please check the appropriate box below:

- This is a universal resolution and is effective for all open and future disasters up to three (3) years following the date of approval below.
- This is a disaster specific resolution and is effective for only disaster number(s) _____

Passed and approved this _____ day of _____, 2019

(Name and Title of Governing Body Representative)

(Name and Title of Governing Body Representative)

(Name and Title of Governing Body Representative)

CERTIFICATION

I, _____, duly appointed and _____ of
(Name) (Title)

_____, do hereby certify that the above is a true and correct copy of a
(Name of Applicant)

Resolution passed and approved by the _____ of the _____
(Governing Body) (Name of Applicant)

on the _____ day of _____, 20__.

(Signature)

(Title)