

**THE BOARD OF DIRECTORS OF BLACKHAWK
GEOLOGIC HAZARD ABATEMENT DISTRICT**

Adopted this Resolution on March 7, 2023, by the following vote:

AYES: John Gioia, Candace Andersen, Diane Burgis, Ken Carlson, Federal Glover

NOES: None

ABSENT: None

ABSTAIN: None

RESOLUTION NO. 2023/01 (BLACKHAWK GHAD)

SUBJECT: Adopting Resolution No. 2023/01 authorizing the GHAD General Manager and GHAD Legal Counsel to work with the California Governor’s Office of Emergency Services (Cal OES) for purposes of obtaining federal financial assistance for the performance of disaster services.

WHEREAS, on April 22, 1986, the Contra Costa County Board of Supervisors adopted Resolution 86/210 approving the formation of the Blackhawk Geologic Hazard Abatement District (“GHAD”) and appointed itself to serve as the GHAD Board of Directors.

WHEREAS, on June 7, 2022, the GHAD Board of Directors adopted the budget for the fiscal year 2022/2023 prepared by the GHAD General Manager, Sands Construction Company, Inc. pursuant to Resolution No. 2022/02; this budget did not fully contemplate the cost of services that would be associated with damages caused by the 2022/2023 winter storms.

WHEREAS, in the winter of 2022/2023 severe storms occurred through California and greatly impacted the GHAD resulting in geologic hazards that threaten public health and safety; President Joseph R. Biden, Jr and Governor Gavin Newsom declared emergencies in response to these storms.

WHEREAS, as required by the GHAD’s Plan of Control, the GHAD Manager performed emergency services required by the storms and these services will continue to be performed until the damage is mitigated, resolved and/or addressed.

WHEREAS, the GHAD’s existing budget does not contemplate the severity of the damage for unforeseen disasters and the use of the funds in the fiscal year 2022/2023 budget will jeopardize the extent of services that can be performed by the GHAD.

WHEREAS, as a public entity under the GHAD Laws (Pub Res Code Sect 26500 et seq.), the GHAD desires to seek federal financial assistance through Cal OES for the performance of services as a result of disasters that has and will occur and presently. the winter 2022/2023 storms.

WHEREAS, in order to seek federal assistance, the GHAD Board is required to authorize certain GHAD Officers to work with Cal OES to seek assistance; attached to Resolution No, 2023/01 as Exhibit A is the Designation of Applicant's Agent Resolution for Non-State Agencies (Designation Resolution) authorizing the GHAD General Manager and the GHAD Legal Counsel to seek federal assistance.

WHEREAS, the GHAD General Manager and GHAD Attorney recommend the GHAD Board adopt GHAD Resolution No. 2023/01 authorizing the GHAD Clerk to execute the Designation Resolution on behalf of the GHAD Board so that federal assistance can be sought for disasters that have and will occur.

The Board of Directors of the GHAD HEREBY RESOLVES THAT:

1. The GHAD Board hereby adopts Resolution No. 2023/01 authorizing the GHAD General Manager and GHAD Legal Counsel to work with the California Governor's Office of Emergency Services (Cal OES) for purposes of obtaining federal financial assistance for the performance of disaster services that pose a threat to the public health and safety.

2. The GHAD Board directs the GHAD Clerk to immediately execute the Designation Resolution on behalf of the GHAD Board and file it with Cal OES in order to seek financial assistance.

3. The recitals are incorporated herein by this reference.

This Resolution shall become effective immediately upon its passage and adoption.

Exhibit A - Designation of Applicant's Agent Resolution for Non-State Agencies

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Directors on the date shown.

ATTESTED: March 7 2023
Monica Nino, Clerk of the GHAD Board of
Directors and County Administrator

By: Gene McKeon Deputy

Resolution No. 2023/01