

SANTA BARBARA COUNTY BOARD AGENDA LETTER



Clerk of the Board of Supervisors
105 E. Anapamu Street, Suite 407
Santa Barbara, CA 93101
(805) 568-2240

Agenda Number:
Prepared on: 1/10/03
Department Name: Fire / OES
Department No.: 031
Agenda Date: 1/28/03
Placement: Administrative
Estimate Time: 0
Continued Item: NO
If Yes, date from:

TO: Board of Supervisors

FROM: John Scherrei, Fire Chief
Fire Department

STAFF

CONTACT: Bruce Carter, Manager, Fire/OES, 681-5559

SUBJECT: Resolution for Authorization to Execute a Momerandum of Understanding between the State Office of Spill Prevention and Response (OSPR) and the Santa Barbara County Operational Area for Oil Spill Response and Management.

Recommendation(s):

That the Board of Supervisors:

Adopt the attached Resolution authorizing the Santa Barbara County Operational Area to enter into a Memorandum of Understanding (MOU) with the California Office of Spill Prevention and Response (OSPR) for oil spill response and management.

Alignment with Board Strategic Plan:

The recommendation(s) are primarily aligned with Goal No. 2. A Safe and Healthy Community in Which to Live, Work, and Visit.

Executive Summary and Discussion:

The Santa Barbara County Office of Emergency Services (OES) is the lead agency for the Operational Area and emergency management. The MOU recognizes that OES and OSPR are interested in ensuring a unified and coordinated oil spill response and management effort. This MOU ensures that OES represents all local government entities in the unified command with State and Federal on scene coordinators through appropriate mutual aid and informed representation within the Incident Command System ("ICS") as prescribed by the Standardized Emergency Management System (SEMS). OES has received written concurrences from each city agreeing to allow the County to assume that role. The Board is required by OSPR to adopt a Resolution authorizing execution of the attached Memorandum of Understanding.

January 10, 2003

Office of Emergency Services, Memorandum of Understanding Authorization

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Mandates and Service Levels:

There will be no change in programs or service levels.

Fiscal and Facilities Impacts:

There are no fiscal or facility impacts.

Special Instructions:

The original Resolution must be signed and held for pick up by OES staff for final processing. When approved by the State, a fully executed copy of the MOU will be returned to the Clerk of the Board for filing. Please contact OES at ext. 5526 when the Resolution is available.

Concurrence:

County Counsel
Risk Management

Attachments:

- (1) Proposed Resolution
- (2) Memorandum of Understanding

**BOARD OF SUPERVISORS
OF THE COUNTY OF SANTA BARBARA**

**A RESOLUTION IN THE MATTER OF
AUTHORIZING A MEMORANDUM OF
UNDERSTANDING BETWEEN THE
SANTA BARBARA COUNTY
OPERATIONAL AREA AND THE STATE
OFFICE OF OIL SPILL PREVENTION
AND RESPONSE (OSPR) FOR OIL SPILL
RESPONSE AND MANAGEMENT**

Resolution No. _____

WHEREAS, the Administrator of the Office of Spill Prevention and Response (hereinafter referred to as “OSPR”) and the Santa Barbara County Operational Area (hereinafter referred to as “County”) are interested in ensuring a unified and coordinated effort between OSPR and all local governments within the County through appropriate mutual aid in the event of an oil spill incident and the coordinated and informed representation within the Incident Command System (“ICS”) as prescribed by the Standardized Emergency Management System (SEMS); and

WHEREAS, pursuant to SEMS, the Santa Barbara Lead Operational Area Organization was formed by resolution on September 19, 1995 (“Operational Area Resolution”), and is comprised of the local governments within the County of Santa Barbara including the COUNTY, the CITIES OF BUELLTON, CARPINTERIA GOLETA, GUADALUPE, LOMPOC, SANTA BARBARA, SANTA MARIA, SOLVANG, ALL SPECIAL DISTRICTS, and ALL SCHOOL DISTRICTS; and

WHEREAS, the COUNTY, pursuant to its Operational Area Resolution, is designated as Lead Agency of the Santa Barbara Operational Area in accordance with the major components of the SEMS identified in California Code of Regulation, Title 19, Division 2, which includes:

- The National Incident Command System (ICS)
- Inter-Agency System Coordination
- The State’s Master Mutual Aid Program

And

WHEREAS, the Federal On-Scene Coordinator has the primary authority to direct prevention, removal, abatement, response, containment, and cleanup efforts with regard to all aspects of any oil spill affecting the exclusive economic zone, Federal lands or waters; and

WHEREAS, OSPR has the primary State of California authority to direct prevention, removal, abatement, response, containment, and cleanup efforts with regard to all aspects of any oil spill or threatened oil spill in the marine waters of the State and to designate a State Incident Commander; and

WHEREAS, the State and Federal parties will act in a cooperative and coordinated manner as stipulated in the attached Memorandum of Understanding (MOU) between said parties; and

WHEREAS, OSPR recognizes that the COUNTY has the expertise and resources which OSPR will depend on during an oil spill incident; and

WHEREAS, both the Administrator of OSPR and the COUNTY share the same goals of protecting California's marine waters and environment and of minimizing any deleterious impacts to public health and safety or the environment; and

WHEREAS, Section 852.60.4 (d) of Title 14 of the California Code of Regulations requires the Administrator to enter into a MOU with local governments; and

WHEREAS, California Code of Regulation, Title 14 Section 852.60.4 indicates that the Unified Incident Command Team shall consist of the State's Incident Commander, the Federal On Scene Coordinator, the representative(s) from the local jurisdiction(s) directly impacted by the spill, and the senior representative of the responsible party for the spill, if the party is identified and assumes responsibility; and

WHEREAS, pursuant to California Code of Regulations, Title 14, Section 852.60.4, local jurisdictions have the right and authority to have a representative serve as a Unified Incident Commander when an oil spill affects, or threatens to affect the health, safety and environment of its local jurisdictions; and

THEREFORE, let it be resolved that OSPR and the COUNTY agree to the following provisions with respect to participation in the Unified Command during an oil spill emergency; and

The COUNTY is the lead agency for the Santa Barbara Operational Area. During an oil spill response, the COUNTY'S designated representative will either function as or identify the appropriate local government representative who will assume the responsibilities of the Local On Scene Coordinator and coordinate among all local governments in the Operational Area. As a member of the Unified Command, the county representative shall coordinate input from and speak for all divisions and departments of the COUNTY

NOW, THEREFORE, BE IT AND HEREBY RESOLVED that the individuals whose names, titles, and specimen signatures appear below are hereby designated as Authorized Officials and are authorized to execute for and on behalf of Santa Barbara County, a public entity established under the laws of the State of California, the attached Memorandum of Understanding between the Santa Barbara County Operational Area and the California Office of Spill Prevention and Response (OSPR).

PASSED AND ADOPTED by the Board of Supervisors of the County of Santa Barbara, State of California, this _____ day of _____, 2003, by the following vote (4/5 vote required):

AYES:

NOES:

ABSENT:

ABSTAIN:

Chair, Board of Supervisors
County of Santa Barbara

ATTEST:
MICHAEL F. BROWN
CLERK OF THE BOARD

By: _____
Deputy Clerk

APPROVED AS TO FORM
STEPHEN SHANE STARK

By _____
Deputy County Counsel

APPROVED AS TO FORM
BRUCE CARTER

By _____
Manager Office of Emergency Services

APPROVED AS TO FORM
RISK MANAGER

By _____
Risk Manager