RESOLUTION NO. 3983-24

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF WINDSOR TO DESIGNATE THE PUBLIC WORKS DIRECTOR AND THE TOWN MANAGER TO SIGN, SUBMIT AND FILE FOR AN ON BEHALF OF THE TOWN, ANY GRANT-RELATED DOCUMENTATION FOR THE FEMA HAZARD MITIGATION GRANT PROGAM (HGMP) FUNDS WITH CAL OES FOR REDUCING FIRE FUEL LOADS ALONG WINDSOR'S RIPARIAN CORRIDORS

WHEREAS, CalOES has approved funding from the FEMA Hazard Mitigation Grant Program (HGMP) to implement the Riparian Zone Fire Fuels Reduction Plan in Windsor; and

WHEREAS, to administer the grant for Public Assistance, the Town Council must designate a Town Agent responsible for providing required assurances and executing agreements with FEMA and CalOES on behalf of the Town and approve the corresponding Cal OES Form 130; and

WHEREAS, the Town Manager and the Town Public Works Director will be authorized to execute for and on behalf of the Town of Windsor the necessary forms, applications, assurances and agreements to obtain certain federal financial assistance under Public Law 93-288; and

WHEREAS, Town staff recommends that the CalOES Form 130 designate Town Agent by position instead of a specific name, and be effective for all open and future disasters declared by the State or Federal government up to three (3) years following the date of approval so as to expedite processing of requests in the future.

NOW, THEREFORE BE IT RESOLVED that the Town Council of the Town of Windsor designates the Town Manager and the Public Works Director to provide required assurances and execute agreements for the purposes of carrying out the Town of Windsor's responsibilities under the grant agreement from the Federal Emergency Management Agency (FEMA) and the State of California Governor's Office of Emergency Services (CalOES) for hazard mitigation aid; approving Cal OES Form 130, attached to the Resolution as Exhibit A; and authorizing the Town Manager and the Town Public Works Director to file the CalOES Form 130 with CalOES and submit all related documentation; and

BE IT FURTHER RESOLVED that this Resolution shall become effective immediately upon passage and adoption.

PASSED, APPROVED AND ADOPTED this 20th day of November 2024, by the following vote:

AYES:	**COUNCILMEMBERS FUDGE, SALMON, WALL, VICE MAYOR POTTER AND MAYOR REYNOZA**
NOES:	**NONE**
ABSTAIN:	**NONE**
ABSENT:	**NONE**

ROSA REYNOZA, MAYOR

ATTEST:

IRENE CAMACHO-WERBY, TOWN CLERK

Attachment:

- **Exhibit A** – CalOES Form 130

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

BE IT RESOLVED BY THE Town Council (Governing Body) OF THE Town of Windsor (Name of Applicant)

THAT Town Manager (Title of Authorized Agent), OR

Public Works Director (Title of Authorized Agent), OR

_____ (Title of Authorized Agent)

is hereby authorized to execute for and on behalf of the Town of Windsor (Name of Applicant), a public entity 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 federal financial assistance for any existing or future grant program, including, but not limited to any of the following:

- **Federally declared Disaster (DR), Fire Mitigation Assistance Grant (FMAG), California State Only Disaster (CDAA), Immediate Services Program (ISP), Hazard Mitigation Grant Program (HMGP), Building Resilient Infrastructure and Communities (BRIC), Legislative Pre-Disaster Mitigation Program (LPDM),** 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.
- **Flood Mitigation Assistance Program (FMA)**, under Section 1366 of the National Flood Insurance Act of 1968.
- **National Earthquake Hazards Reduction Program (NEHRP)** 42 U.S. Code 7704 (b) ((2) (A) (ix) and 42 U.S. Code 7704 (b) (2) (B) National Earthquake Hazards Reduction Program, and also The Consolidated Appropriations Act, 2018, Div. F, Department of Homeland Security Appropriations Act, 2018, Pub. L. No. 115-141
- **California Early Earthquake Warning (CEEW)** under CA Gov Code – Gov, Title 2, Div. 1, Chapter 7, Article 5, Sections 8587.8, 8587.11, 8587.12

That the Town of Windsor (Name of Applicant), a public entity established under the laws of the State of California, 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/grants declared up to three (3) years following the date of approval.

☐ This is a disaster/grant specific resolution and is effective for only disaster/grant number(s):_____

Passed and approved this 20 day of November, 20 24

Rosa Reynosa, Mayor
(Name and Title of Governing Body Representative)

_____
(Name and Title of Governing Body Representative)

_____
(Name and Title of Governing Body Representative)

CERTIFICATION

I, Irene Camacho-Werby, duly appointed and Town Clerk of
(Name) (Title)
Town of Windsor, do hereby certify that the above is a true and
(Name of Applicant)
correct copy of a resolution passed and approved by the Town Council
(Governing Body)
of the Town of Windsor on the 20 day of November, 20 24.
(Name of Applicant)

Irene Camacho-Werby — Digitally signed by Irene Camacho-Werby Date: 2024.11.26 15:12:34 -08'00'

(Signature)

Town Clerk
(Title)

Cal OES Form 130 Instructions

A Designation of Applicant's Agent Resolution for Non-State Agencies is required of all Applicants to be eligible to receive funding. A new resolution must be submitted if a previously submitted resolution is older than three (3) years from the last date of approval, is invalid, or has not been submitted.

When completing the Cal OES Form 130, Applicants should fill in the blanks on pages 1 and 2. The blanks are to be filled in as follows:

Resolution Section:

Governing Body: This is the group responsible for appointing and approving the Authorized Agents.

Examples include: Board of Directors, City Council, Board of Supervisors, Board of Education, etc.

Name of Applicant: The public entity established under the laws of the State of California.

Examples include: School District, Office of Education, City, County or Non-profit agency that has applied for the grant, such as: City of San Diego, Sacramento County, Burbank Unified School District, Napa County Office of Education, University Southern California.

Authorized Agent: These are the individuals that are authorized by the Governing Body to engage with the Federal Emergency Management Agency and the California Governor's Office of Emergency Services regarding grants for which they have applied. There are two ways of completing this section:

1. Titles Only: The titles of the Authorized Agents should be entered here, not their names. This allows the document to remain valid if an Authorized Agent leaves the position and is replaced by another individual. If "Titles Only" is the chosen method, this document must be accompanied by either a cover letter naming the Authorized Agents by name and title, or the Cal OES AA Names document. The supporting document can be completed by any authorized person within the Agency (e.g., administrative assistant, the Authorized Agent, secretary to the Director). It does not require the Governing Body's signature.

2. Names and Titles: If the Governing Body so chooses, the names **and** titles of the Authorized Agents would be listed. A new Cal OES Form 130 will be required if any of the Authorized Agents are replaced, leave the position listed on the document, or their title changes.

Checking Universal or Disaster-Specific Box: A Universal resolution is effective for all past disasters and for those declared up to three (3) years following the date of approval. Upon expiration it is no longer effective for new disasters, but it remains in effect for disasters declared prior to expiration. It remains effective until the disaster goes through closeout unless it is superseded by a newer resolution.

Governing Body Representative: These are the names and titles of the approving Board Members.

Examples include: Chairman of the Board, Director, Superintendent, etc. The names and titles **cannot** be one of the designated Authorized Agents. A minimum of three (3) approving board members must be listed. If less than three are present, meeting minutes must be attached in order to verify a quorum was met.

Certification Section:

Name and Title: This is the individual in attendance who recorded the creation and approval of this resolution.

Examples include: City Clerk, Secretary to the Board of Directors, County Clerk, etc. This person **cannot** be one of the designated Authorized Agents or Approving Board Member. If a person holds two positions (such as City Manager and Secretary to the Board) and the City Manager is to be listed as an Authorized Agent, then that person could sign the document as Secretary to the Board (not City Manager) to eliminate "Self-Certification."