

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE COUNCIL OF THE CITY OF  
FRESNO, CALIFORNIA, PROCLAIMING AND RATIFYING  
A LOCAL EMERGENCY AS A RESULT OF AN  
INOPERABLE AND DANGEROUS GAS LINE AT 2008-  
2038 N. FRESNO, 2641-2789 E. WELDON, AND 2045-2139  
N. ANGUS, FRESNO, CALIFORNIA

WHEREAS, Fresno Municipal Code Section 2-503 empowers the Mayor to  
proclaim the existence or threatened existence of a local emergency when the City is  
affected or likely to be affected by a public calamity and the Council is not in session;  
and

WHEREAS, the Mayor did find that conditions of extreme peril to the safety of  
persons and property arose within the City on November 23, 2015, due to nearly 1,800  
tenants of the Summerset Village apartment complex being without heat and hot water  
due to a failed natural gas line; and

WHEREAS, on November \_\_\_\_, 2015, the Mayor proclaimed a local emergency;  
and

WHEREAS, on November 23, 2015, testing was performed on the gas lines at  
the property and the gas lines failed the testing, being declared unfit for use and a  
safety hazard, and the estimated repairs to the gas line will take approximately three  
weeks; and

WHEREAS, a winter storm is expected to reach the City on Tuesday, November  
24, causing the temperature to drop into the 30°s; and



WHEREAS, the tenants of the property include children and seniors, who are particularly vulnerable to cold temperatures, and some of whom are ill; and

WHEREAS, without natural gas, tenant's stoves and ovens are inoperable and tenants have no hot water to bathe, and many of the tenants are extremely low income and have no financial means of finding other sources of food or housing; and

WHEREAS, tenants' means of coping with the lack of heat and hot water are causing additional dangers such as potential fire and carbon monoxide hazards; and

WHEREAS, the City is partnering with other agencies to provide tenants with shower and restroom facilities and meals, and is making efforts to find adequate substitute housing for the tenants, but given the large number of tenants needing assistance, the City is facing substantial challenges in this area; and

WHEREAS, the cost to repair the natural gas lines is estimated to be in excess of \$300,000; and

WHEREAS, the City has demanded the property owner's immediate attention to these matters, but the property owner has been largely unresponsive; and

WHEREAS, these conditions are beyond the control of service, personnel, equipment, and facilities of the City and require the combined forces of other political subdivisions to combat.

NOW, THEREFORE, IT IS HEREBY PROCLAIMED that the Council of the City of Fresno ratifies the proclamation of local emergency proclaimed by the Mayor on November \_\_, 2015; and

IT IS FURTHER PROCLAIMED AND ORDERED that during the existence of the local emergency the powers, functions, and duties of the emergency organization of this

City shall be those prescribed by state law, by ordinances, and resolutions of this City;  
and

IT IS FURTHER PROCLAIMED AND ORDERED that a copy of this Proclamation  
be forwarded to the Emergency Services Director of the County of Fresno, the State  
Director of the Office of Emergency Services, and the Governor of California.

\* \* \* \* \*

STATE OF CALIFORNIA )  
COUNTY OF FRESNO ) ss.  
CITY OF FRESNO )

I, YVONNE SPENCE, City Clerk of the City of Fresno, certify that the foregoing  
resolution was adopted by the Council of the City of Fresno, at a regular meeting held  
on the \_\_\_\_\_ day of \_\_\_\_\_, 2015.

AYES :  
NOES :  
ABSENT :  
ABSTAIN :

Mayor Approval: \_\_\_\_\_, 2015  
Mayor Approval/No Return: \_\_\_\_\_, 2015  
Mayor Veto: \_\_\_\_\_, 2015  
Council Override Vote: \_\_\_\_\_, 2015

YVONNE SPENCE, CMC  
City Clerk

By: \_\_\_\_\_  
Deputy

APPROVED AS TO FORM:  
DOUGLAS T. SLOAN  
City Attorney

By: \_\_\_\_\_  
Katie Doerr [Date]  
Assistant City Attorney

KBD:ns [69746ns/kbd]- 11/25/15