



## MEMO

**To:** NCRA Board of Directors

**From:** Executive Director Stogner

**Date:** June 12, 2019

**Subject:** **Agenda Item E.4 – Discussion and Possible Action Regarding Approval of Designation of Applicants Agent Resolution for Non-State Agencies Federal Disaster Assistance related to Flood Damage that Occurred in February 2019**

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In late February, Northern California was hit with 2 storm events that were declared disasters by Federal Emergency Management Agency (FEMA) and the State Office of Emergency Services (OES). The first event occurred February 13-15 (FEMA-4431-DR) and the subsequent event occurred February 24- March 1 (FEMA-4434-DR). Both of these storms breached levees and did extensive damage to the trackway parallel to Highway 37, east of Novato, in Marin County.

NCRA has an exclusive freight easement over the damaged trackway and NWP. Co. is the exclusive operator of this section of track under its 2006 operations contract with NCRA.

NWP Co. incurred substantial costs working with Marin County Public Works and Caltrans to make the required track repairs. In order for NWP Co. to get reimbursed for this emergency storm damage work, NCRA, as the local agency contracting with NWP Co., must register with OES and file all of the claims for reimbursement. Staff is working with NWP Co. to meet the required deadlines and submit the appropriate documentation for reimbursement.

For purpose of the Disaster Assistance Act, NCRA is considered a local agency. As such, to qualify for reimbursement for the costs related to the emergency track repairs in Marin County, the Board must approve the attached resolution entitled “Designation of Applicants Agent Resolution for Non-State Agencies”.

### **Staff Recommendation:**

Approve resolution entitled “Designation of Applicants Agent Resolution for Non-State Agencies” making NCRA eligible to claim reimbursement on behalf of NWP Co. for costs related to the trackway damage caused by FEMA-4431-DR and FEMA-4434-DR.