

**RESOLUTION NO. 56-2021  
December 28, 2021**

**A RESOLUTION OF THE BOARD OF DIRECTORS OF  
THE CAMBRIA COMMUNITY SERVICES DISTRICT  
DECLARING AN EMERGENCY AND AUTHORIZING THE  
IMMEDIATE EXPENDITURE OF FUNDS TO REPAIR THE  
SAN SIMEON TRANSMISSION WATER MAIN**

**WHEREAS**, the District owns, operates and maintains a water distribution system from its San Simeon Well Field, its primary water source, including a Water Main pipe (the "Water Main") located immediately adjacent to Highway 1 in San Simeon State Park, Cambria, CA, which provides drinking water to residents of the District; and

**WHEREAS**, on or about December 23, 2021, the Water Main suffered a catastrophic failure resulting in the loss of hundreds of thousands of gallons of water; and

**WHEREAS**, the District is temporarily using its Santa Rosa Well No. 4 to satisfy the water needs of the community; and

**WHEREAS**, the failure of the Water Main has created a situation that constitutes an imminent threat to the public health, safety and welfare and requires immediate corrective action to repair the Water Main and restore service from the District's primary source of water; and

**WHEREAS**, pursuant to Public Contract Code Sections 20168 and 22050, the Board of Directors deems it is in the public interest, to immediately authorize the expenditure of District funds needed to safeguard the health, safety and welfare in order to proceed immediately with the needed repairs; and

**WHEREAS**, the Board of Directors further finds that the need for immediate repair of the Water Main is necessary in order to protect the public health, safety and welfare and will not permit a delay resulting from a competitive solicitation for bids and that prompt action, including authorization to expend all funds required for such repairs without competitive bidding, is necessary to respond to the emergency described herein.

**NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE CAMBRIA COMMUNITY SERVICES DISTRICT** that pursuant to Public Contract Code Section 20168, the public interest and necessity demand the immediate expenditure of funds to repair the Water Main to safeguard the public health, safety and welfare, without strict compliance with the provisions of the Public Contract Code.

**BE IT FURTHER RESOLVED**, that the General Manager is authorized to enter into a contract with Hartzell Construction and take any other action necessary in order to immediately repair the Water Main and to report back to the Board of Directors regarding said activity at its next regularly scheduled meeting, pursuant to Public Contract Code Section 22050. All acts of the General Manager and District staff in addressing this emergency taken prior to the effective date hereof are hereby duly ratified by the Board of Directors.

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On motion by Director Tom Gray, seconded by Director Cindy Steidel, and on the following roll call vote, to wit:

**AYES: 5 (Howell, Dean, Steidel, Farmer, Gray)**

**NAYS: 0**

**ABSENT: 0**

The foregoing Resolution was passed and adopted this 28<sup>th</sup> day of December, 2021.

DocuSigned by:  
*Donn Howell*  
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Donn Howell, President

ATTEST:  
DocuSigned by:  
*Ossana Terterian*  
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Ossana Terterian, Board Secretary

APPROVED AS TO FORM:  
DocuSigned by:  
*Timothy Carmel*  
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Timothy Carmel, District Counsel