

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

**A RESOLUTION DECLARING THE
EXISTENCE OF AN EMERGENCY
AND AUTHORIZING THE REPAIR
OR REPLACEMENT OF PUBLIC
FACILITIES WITHOUT COMPETITIVE
BIDDING PURSUANT TO PUBLIC
CONTRACT CODE SECTION 22050**

Resolution No. _____

WHEREAS, beginning on March 5, 2001, Santa Barbara County has been inundated with rainfall which has damaged numerous public improvements which are necessary for the protection of public health and safety; and

WHEREAS, the damage to public improvements has caused them to require immediate repairs in order to protect against complete failure or destruction; and

WHEREAS, the Board of Supervisors finds that this inundation constitutes a continuing emergency which will not permit a delay resulting from a competitive solicitation for bids in the repair or replacement of those improvements; and

WHEREAS, the Board of Supervisors finds that the action taken herein is necessary to respond to the emergency;

NOW, THEREFORE, the Board of Supervisors does resolve as follows:

1. The recitations above are found to be true and correct.
2. The repair and replacement of public facilities damaged by this emergency condition, and any directly related and immediate action required by the emergency, is hereby authorized and directed, without giving notice to let contracts, as permitted by California Public Contract Code section 22050 for contracts up to One Hundred Thousand Dollars And No Cents (\$100,000.00) and the Director of Public Works may request the Board of Supervisors to waive the competitive bid process for contracts Over One Hundred Thousand Dollars And No Cents (\$100,000.00)
3. This Board shall review this emergency action every fourteen (14) days hereafter until the action is terminated to determine whether there is a need to continue the action. This emergency action shall be terminated at the earliest possible date that conditions warrant, so

that the remainder of the emergency action may be completed by giving notice for bids to let contracts, when the giving of such notice becomes possible.

4. Contracts entered into since March 5, 2001, for the repair or replacement of public facilities damaged by the emergency conditions are hereby ratified. Such contracts shall be deemed to have been entered into under the authority of Public Contract Code Section 22050 and this resolution.

PASSED AND ADOPTED by the Board of Supervisors of the County of Santa Barbara, State of California, this _____ day of _____, 2001, 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
County Counsel

Approved as to Form:
Robert W. Geis, C.P.A.
Auditor-Controller

Deputy County Counsel

Auditor-Controller