

RESOLUTION NO. 16-01

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LANCASTER, CALIFORNIA, PROCLAIMING THE TERMINATION OF A LOCAL EMERGENCY, AND CONFIRMING THE POWERS AND DUTIES OF THE DIRECTOR OF EMERGENCY SERVICES DURING THE LOCAL EMERGENCY

WHEREAS, pursuant to the California Emergency Services Act (Cal. Gov't. Code §§8550-8668), on October 27, 2015, the City Council of the City of Lancaster ratified a proclamation declaring the existence of a local emergency resulting from flash floods and rapidly moving mud flow that occurred during the "West Lake Incident" on October 15, 2015; and

WHEREAS, on October 27, 2015, the Lancaster City Council further found and declared that, as a result of the local emergency, immediate expenditure of public money was necessary to safeguard life, health and property, and accordingly authorized the expenditure of any sum required in the emergency without complying with the provisions of the Public Contracts Code Section 20102 et seq.; and

WHEREAS, on October 27, 2015, the Lancaster City Council further found and declared that as a result of the local emergency, immediate repair and redesign of several City drainage systems was necessary to allow these facilities to accommodate a substantial volume of rapidly moving mud flow that may accompany significant water flow in future storm events. As a result of these findings, the City was authorized to take any and all actions required to undertake such repair and redesign, and to procure the necessary equipment, services and supplies required for those purposes, without giving notice for bids to let contracts, in accordance with and as expressly authorized by Section 22050 of the Public Contracts Code; and

WHEREAS, on November 10, 2015 and December 8, 2015, the Lancaster City Council adopted Resolution Nos. 15-65 and 15-68, respectively, confirming the continued existence of the local emergency and further confirming the continuing need for emergency expenditures and for emergency repair and redesign of certain City drainage systems; and

WHEREAS, the emergency repair and redesign work has been completed, and the identified conditions of extreme peril to the safety of persons and property in the event of further storms have been mitigated; and

WHEREAS, pursuant to Government Code section 8630(d), the termination of a local emergency shall be proclaimed at the earliest possible date that conditions warrant.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE CITY COUNCIL OF THE CITY OF LANCASTER, STATE OF CALIFORNIA, THAT:

Section 1. The City Council of the City of Lancaster, California hereby proclaims the termination of the local emergency effective immediately upon adoption of this Resolution.

Section 2. The City Council of the City of Lancaster, California hereby confirms that, during the local emergency, the City Manager's powers and duties, in his capacity as the Director of Emergency Services, extended to and included executing all agreements related to emergency expenditures and repairs as authorized by the City Council in Resolution No. 15-61, and confirmed in Resolution Nos. 15-65 and 15-68.

PASSED, APPROVED AND ADOPTED this 12th day of January, 2016 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

APPROVED:

BRITT AVRIT, CMC
City Clerk
City of Lancaster

R. REX PARRIS
Mayor
City of Lancaster

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss
CITY OF LANCASTER)

CERTIFICATION OF RESOLUTION
CITY COUNCIL

I, _____, _____, City of Lancaster, CA. do hereby certify that this is a true and correct copy of the original Resolution No. 16-01, for which the original is on file in my office.

WITNESS MY HAND AND THE SEAL OF THE CITY OF LANCASTER, on this _____, day of _____, _____.

(seal)
