

RESOLUTION NO. 12-6422

1 A RESOLUTION OF THE MANHATTAN BEACH CITY COUNCIL  
2 DELEGATING TO THE CITY MANAGER AUTHORITY TO TAKE ACTION  
3 IN EMERGENCIES WITHOUT COMPETITIVE BIDS PURSUANT TO  
4 CALIFORNIA PUBLIC CONTRACT CODE SECTION 22050, DECLARING  
AN EMERGENCY, AND AUTHORIZING REPLACEMENT AND  
INSTALLATION OF TWO BOOSTER PUMP MOTORS AT THE PECK  
RESERVOIR BOOSTER STATION

5 THE CITY COUNCIL OF THE CITY OF MANHATTAN BEACH DOES HEREBY RESOLVE:

6 Section 1. The City of Manhattan Beach ("City") operates four submersible  
7 booster pump motors at the Peck Reservoir Booster Station to maintain appropriate pressure  
8 for the City's water distribution system. Two of the four motors at the Peck Reservoir Booster  
Station recently failed after an incoming voltage spike from the electrical power utility, which  
damaged the motors beyond repair. In order to maintain appropriate pressure in the City's  
water system, staff determined that the pump motors needed to be replaced immediately.

9 Section 2. On August 13, 2012, the City staff placed an emergency call to  
10 General Pump Company, Inc. ("Contractor") for them to replace and install two submersible  
11 booster pump motors at the Peck Reservoir Booster Station. On October 18, 2012, the  
Contractor completed the installation of the two pump motors.

12 Section 3. Based upon the foregoing, and based upon substantial evidence in  
the record, including but not limited to the staff report and public comment, and in accordance  
with California Public Contract Code Sections 20168 and 22050, the City Council hereby:

- 13 A. Declares that the public interest and necessity demanded the immediate expenditure  
of public money to safeguard life, health or property;  
14 B. Finds that the above described emergency would not allow for the delay that would  
result from a competitive solicitation of bids; and  
15 C. Authorizes City staff to take any directly related and immediate action required by the  
emergencies, and procure the necessary equipment, services, and supplies for those  
16 purposes, without giving notice for bids to let contracts for such repair.

17 Section 4. In accordance with Public Contract Code Section 22050(b)(1), the  
City Council hereby delegates to the City Manager the authority to order any action specified  
18 in Public Contract Code Section 22050(a)(1) and to expend funds without complying with  
state competitive bidding requirements, both in relation to the above-mentioned emergency  
19 and in relation to any future emergency.

20 Section 5. This Resolution shall take effect immediately. The City Clerk shall  
make this Resolution available for public inspection.

21 Section 6. The City Clerk shall certify to the adoption of this Resolution and  
22 thenceforth and thereafter the same shall be in full force and effect.

23 PASSED, APPROVED AND ADOPTED this 4th day of December 2012.

24 Ayes: Howorth, Montgomery, Tell, Lesser and Mayor Powell  
25 Noes: None.  
Abstain: None.  
Absent: None.

26 

27 Wayne Powell, Mayor  
City of Manhattan Beach, California

28 ATTEST:

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30 Liza Tamura, City Clerk  
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STATE OF CALIFORNIA )  
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COUNTY OF LOS ANGELES ) SS.  
 )  
CITY OF MANHATTAN BEACH )

I, LIZA TAMURA, City Clerk of the City of Manhattan Beach, California, do hereby certify that the whole number of members of the City Council of said City is five; that the foregoing resolution, being Resolution No. 12-6422 was duly and regularly introduced before and adopted by the City Council of said City at a regular meeting of said Council, duly and regularly held on the 4<sup>h</sup> day of December 2012, and that the same was so passed and adopted by the following vote, to wit:

Ayes: Howorth, Montgomery, Tell, Lesser and Mayor Powell.  
Noes: None.  
Absent: None.  
Abstain: None.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the official seal of said City this 5<sup>th</sup> day of December, 2012.

  
\_\_\_\_\_  
City Clerk of the City of  
Manhattan Beach, California

(SEAL)