

RESOLUTION NO. 21-0045

A RESOLUTION OF THE MANHATTAN BEACH CITY COUNCIL DECLARING AN EMERGENCY, CONFIRMING A PRIOR DELEGATION TO THE CITY MANAGER OF AUTHORITY TO TAKE ACTION IN THE EMERGENCY WITHOUT COMPETITIVE BIDS PURSUANT TO CALIFORNIA PUBLIC CONTRACT CODE SECTION 22050, AND AUTHORIZING REPAIRS TO PARKING STRUCTURE LOT 3

THE MANHATTAN BEACH CITY COUNCIL HEREBY RESOLVES AS FOLLOWS:

SECTION 1. The City of Manhattan Beach ("City") owns and operates Parking Structure Lot 3, located at 1155 Morningside Drive. The existing 50-year old structure is approaching its useful life and its visible deterioration requires immediate attention. Concrete spalls, the breaking away of pieces of concrete that extends to the steel reinforcement, is present along the railing curb of the 3rd Level. In addition, there is concrete spalling and loose concrete above the parking areas and travel way, which is a concern for both pedestrians and motorists.

SECTION 2. In early May 2021, the Building Official evaluated Parking Structure Lot 3 and indicated that the structure would be "red tagged" if certain repairs were not performed.

SECTION 3. On December 4, 2021, City Council awarded a contract to Pro Finish Construction Services, Inc. to perform repairs to a separate parking structure, Lot 4, including spall repairs to the concrete curb and ceiling. The nature of the work is similar to the repairs required for Lot 3. Pro Finish completed the work.

SECTION 4. Due to the anticipated heavy volume of traffic anticipated at Lot 3 due to the upcoming summer season and the lifting of COVID-19 regulations, Pro Finish Contracting Services, Inc. was directed to perform repairs to Lot 3 via Contract Change Order. Pro Finish agreed to honor its unit prices for the project on Lot 4 for the repairs at Lot 3.

SECTION 5. Based upon the foregoing and upon the staff report and public comment, and in accordance with California Public Contract Code Sections 20168 and 22050, the City Council hereby:

- A. Declares that the public interest and necessity demanded the immediate expenditure of public money to safeguard life, health or property;
- B. Finds that the above described emergency would not allow for the delay that would result from a competitive solicitation of bids; and
- 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 purposes, without giving notice for bids to let contracts for such repair.

SECTION 5. Pursuant to Resolution No. 12-6422, the City Council delegated to the City Manager the authority to order any action specified in Public Contract Code Section 22050(a)(1) and to expend funds without complying with state competitive bidding requirements, in relation to emergencies, including the above-mentioned emergency.

SECTION 6. This Resolution shall take effect immediately. The City Clerk shall make this Resolution Available for public Inspection.

SECTION 7. The City Clerk shall certify to the adoption of this Resolution and henceforth and therefore the same shall be in full force and effect.

ADOPTED on June 1, 2021.

AYES:

NOES:

ABSENT:

ABSTAIN:

SUZANNE HADLEY
Mayor

ATTEST:

LIZA TAMURA
City Clerk