

**RESOLUTION NO. \_\_\_\_\_**

**BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA  
ACTING AS THE GOVERNING BOARD OF THE EMERALD LAKE HEIGHTS SEWER  
MAINTENANCE DISTRICT**

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**RESOLUTION:**

- FINDING, WITH REGARD TO THAT PORTION OF THE EMERALD LAKE HEIGHTS SEWER MAINTENANCE DISTRICT SEWER PIPE SYSTEM:**
- A) THAT AN EMERGENCY EXISTS; AND**
  - B) EMERGENCY REPAIR WORK IS NECESSARY TO RESPOND TO THE EMERGENCY THAT WILL NOT PERMIT A DELAY RESULTING FROM A COMPETITIVE SOLICITATION FOR BIDS, ADOPTING PLANS, SPECIFICATIONS, STRAIN SHEETS, OR WORKING DETAILS, OR GIVING NOTICE FOR BIDS TO LET CONTRACTS; AND**
  - C) AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO PROCEED WITH REPAIRS WITHOUT ADOPTING PLANS AND SPECIFICATIONS AND TO ENTER INTO CONTRACTS UP TO \$150,000 TO ADDRESS THE EMERGENCY**

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**RESOLVED**, by the Board of Supervisors of the County of San Mateo, State of California, acting as the Governing Board of the Emerald Lake Heights Sewer Maintenance District (District), that

**WHEREAS**, the District maintains approximately 30 miles of sewer pipes; and

**WHEREAS**, the District sewer pipe that was installed in the Hetch Hetchy right of way under a permit from the San Francisco Water Department (SFWD) in 1959, requires an immediate emergency repair; and

**WHEREAS**, the public interest and general welfare will be served by performing emergency repair work in an expedited manner; and

**WHEREAS**, Section 2.55.030 of the County Ordinance Code allows for the County Manager to declare a public emergency subject to confirmation by the Board of

Supervisors, by a four-fifths vote, at their next meeting; and

**WHEREAS**, the County Manager exercised these powers on May 21, 2015 and declared a public emergency subject to the Board's confirmation at their next meeting; and

**WHEREAS**, the District commenced work to complete the repair immediately, and because the sewer pipe is within the SFPUC right of way, declaring a public emergency has assisted with the District's coordination with SFPUC; and

**WHEREAS**, the Director of Public Works has recommended that the Board confirm the declaration of an emergency for the purposes of repairing the District's sewer pipe; and

**WHEREAS**, the Board has considered and concurs in the recommendation of the Director of Public Works and the previous action taken by the County Manager.

**NOW THEREFORE, IT IS HEREBY DETERMINED AND ORDERED** that :

- A) An emergency exists with regard to that portion of the Emerald Lake Heights Sewer Maintenance District sewer pipe within the SFWD right of way near Cordilleras Road.
- B) Emergency repair work is necessary to respond to the emergency that will not permit a delay resulting from a competitive solicitation for bids, adopting plans, specifications, strain sheets, or working details, or giving notice for bids to let contracts.

C) Authorizing the Director of Public Works to proceed with repairs without adopting plans and specifications and to enter into contracts up to \$150,000 to address the emergency.

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