

**RESOLUTION OF THE CITY COUNCIL OF AMADOR
CITY AUTHORIZING EMERGENCY ACTION AND
EXPENDITURE**

Resolution No.: 2021- 582

Whereas, the City of Amador City ("City") learned of a retaining wall collapsing in Amador City on January 26, 2021, which the City is informed and believes, subject to full investigation of the incident, is property of the City;

Whereas, the structural integrity of the surrounding landscape and embankment is such that upon consultation with City engineers and staff it appears advisable to take action to secure the damaged area and mitigate risk of further damage and resultant damage;

Whereas, pursuant to Public Contracting Code 20168, the City may declare an emergency and that emergency action and expenditure is needed in order to act timely in responding to the emergency and prevent further property damage;

Whereas, pursuant to Public Contract Code 22050, the City finds that based on substantial evidence available to the City at this time the emergency will not permit a delay resulting from a competitive solicitation for bids, and that the action is necessary to respond to the emergency;

Whereas, this resolution must be approved, if at all, by a 4/5th vote of the City Council;

**NOW THEREFORE, the CITY COUNCIL of the AMADOR CITY does hereby
RESOLVES as follows:**

SECTION 1. The City finds that an emergency exists with respect to managing the wall collapse incident that occurred on January 26, 2021, and that immediate action is required in order to avoid potential resultant damage during the winter caused by rains and potential soil instability.

SECTION 2. The City authorizes the Mayor pursuant to Public Contract Code 22050(b)(2) to proceed with expenditures reasonably necessary to respond to the emergency and prevent further damage while the winter rainy season persists and pending a full investigation of the incidence by the City and its agents.

SECTION 3. The City will review this statement of emergency at the next regular meeting of the City Council for its continued applicability and status of the incident.

PASSED AND ADOPTED this 23rd Day of February, 2021, by a 4/5th vote.

AYES: *Kel-Artinian, Bragstad, Smith, Robinson*

NOES: *0*

ABSENT: *Marks*

Attest:

Joyce Davidson
Joyce Davidson
City Clerk

AKA

Anne Kel-Artinian,
Mayor
Amador City, California

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