

RESOLUTION 2022-64

**OF THE GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT
TO MAKE AN EMERGENCY DECLARATION RELATED TO
ITS WATER SYSTEM SUPPLY INFRASTRUCTURE AND
ALLOCATION OF FUNDING TO PROVIDE EMERGENCY REPAIRS**

WHEREAS, the Georgetown Divide Public Utility District (the "District") is a public utility district formed under California Government Code Section 15501 et seq. to provide public utility services within the District's service area, including water and sewer services; and

WHEREAS, the District owns, operates, and maintains approximately 70 miles of supply ditch/conduits, several small regulating reservoirs, two raw water treatment plants, and a treated water distribution system through the District's service area of approximately 270 square miles.

WHEREAS, the District's primary source of water is conveyed by the supply ditch/conduits from the Stumpy Meadows reservoir.

WHEREAS, a wildfire started on September 6, 2022 that spanned both Placer and El Dorado Counties, and a state of emergency was proclaimed by Governor Newsom on September 8, 2022. This created a sudden, generally unexpected occurrence or set of circumstances, involving a clear and imminent danger to the critical infrastructure of the District. Damage done by the fire threatens the stability of the levee roads along the supply ditch/conduits, leaving them unable to be accessed for maintenance and repair; potentially causing water service outages. Water service outages pose a threat to public safety within the District.

WHEREAS, pursuant to Public Contract Code Section 22050, the Board of Directors deems it is in the public interest to immediately authorize the expenditure of District funds needed to safeguard the health, safety and welfare of the residents of the District and take immediate action to repair the levee roads, damaged conveyance ditch/conduits, install BMPs and alternative applications for Erosion Control and remove burned trees and vegetation that pose as a future hazard.

WHEREAS, the Board of Directors further finds that the need for the immediate repair of District infrastructure in order to protect the public health, safety and welfare, will not permit a delay resulting from a competitive solicitation for bids and that prompt action, including authorization to expend all funds for such repair without competitive bidding, is necessary to respond to the emergency described herein.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT, that the public interest and necessity demand the immediate expenditure of funds of the District to safeguard the public health, safety and welfare, without strict compliance with the provisions of Public Contract Code; the sum shall be used to immediately repair infrastructure to safeguard the public health, safety and well-being and make repairs and improvements to other infrastructure as necessary to improve capacity and reliability.

BE IT FURTHER RESOLVED that the District's General Manager or his designees is authorized to enter into any contract or agreement in order to immediately perform the repairs to the infrastructure; the District's General Manager or his designees will report back to the Board of Directors regarding said activity at its next regularly scheduled meeting, and each regular meeting

thereafter, pursuant to Public Contract Code Section 22050. All acts of the District's General Manager or his designees in addressing this emergency taken prior to the effective date hereof are hereby duly ratified by the Board of Directors.

PASSED AND ADOPTED by the Board of Directors of the Georgetown Divide Public Utility District at a regular meeting of said Board held on the 11th day of October 2022, by the following vote:

AYES: Stewart, Seaman, Thornbrough, MacDonald, Saunders

NOES: None

ABSENT/ABSTAIN: None



Michael Saunders, President, Board of Directors
GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT

Attest:



Nicholas Schneider, Clerk and ex officio
Secretary, Board of Directors
GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT

CERTIFICATION

I hereby certify that the foregoing is a full, true, and correct copy of Resolution 2022-64 duly and regularly adopted by the Board of Directors of the Georgetown Divide Public Utility District, County of El Dorado, State of California, on this 11th day of October 2022.



Nicholas Schneider, Clerk and ex officio
Secretary, Board of Directors
GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT