



Monterey County Board of Supervisors

168 West Alisal Street,
1st Floor
Salinas, CA 93901
831.755.5066

Board Order

Upon motion of Supervisor Parker seconded by Supervisor Phillips and carried by those members present, the Board of Supervisors hereby:

Adopted Resolution 18-083 to:

- a. Find that, due to the cumulative effects of the 2017 winter storms, an emergency exists with regard to necessary repairs to the raceway at the Laguna Seca Recreation Area, located at 1025 Monterey-Salinas Highway 68, Salinas, requiring immediate action without adopting plans and specification and giving notice for bids to let contracts; and
- b. Authorize and ratifying the execution of emergency contracts and emergency actions necessary or taken by the County Administrative Officer, or his designee, to respond to the emergency (4/5th vote required).

PASSED AND ADOPTED on this 6th day of February 2018, by the following vote, to wit:

AYES: Supervisors Alejo, Salinas, Phillips, Parker and Adams

NOES: None

ABSENT: None

I, Nicholas E. Chiulos, Acting Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book 80 for the meeting February 6, 2018

Dated: April 12, 2018
File ID: RES 18-010

Nicholas E. Chiulos, Acting Clerk of the Board of Supervisors
County of Monterey, State of California

By Dennie Hancock
Deputy

Before the Board of Supervisors in and for the County of Monterey, State of California

Resolution No. 18-083

- a. Finding that, due to the cumulative effects of the 2017 winter storms, an emergency existed and continues to exist at the raceway at the Laguna Seca Recreation Area, located at 1025 Monterey-Salinas Highway 68, Salinas, requiring immediate action to effect repairs without adopting plans and specification and giving notice for bids to let contracts; and)
- b. Authorizing and ratifying the execution of emergency contracts and emergency actions taken by the County Administrative Officer, or his designee, to respond to the emergency (4/5th vote required).....)

WHEREAS, Public Contract Code sections 20134(a) and 22050 provide that when an "Emergency," as defined by Public Contract Code Section 1102, exists the Board or an agency officer so authorized by the Board, may proceed, through the use of day labor or contracts, or a combination thereof, to replace and repair any and all structures as necessary to permit the continued conduct of County operations or services without adopting plans and specifications and without giving notice for bids to let contract, provided that such action be approved by a 4/5th vote of the Board and provided that the Board make a finding that the emergency does not permit a delay resulting from a competitive solicitations for bids and that the action is necessary to respond to the emergency; and

WHEREAS, in February 2017, there were significant rainfall events causing damage to public infrastructure and private property within Monterey County; and

WHEREAS, as a result of the 2017 winter storms the raceway and track infrastructure at the Laguna Seca Recreation Area were damaged by localized flooding, and experienced roadway slope erosion and embankment slip-outs, debris flows, landslides, and culvert failure affecting the safety of the track; obstruction of the track from storm water, storm debris and track failure; and damage to storm drain infrastructure; and

WHEREAS, immediate repairs were warranted and commenced, to mitigate the impairment or loss of facilities at the Laguna Seca Recreational Area; and

WHEREAS, during an inspection of Laguna Seca Recreational Area it was noted that several areas were damaged related to the 2017 Storm and without repair additional severe damage would occur causing unsafe conditions for public use and damage to the facility; and

WHEREAS, the Board of Supervisors has periodically adopted resolutions declaring and continuing a local state of emergency due to the 2017 winter storms; NOW, THEREFORE,

BE IT RESOLVED, by the Board of Supervisors in and for the County of Monterey as follows:

1. The foregoing recitals are true and correct.
2. The Board finds that:
 - a. An emergency, as defined by Section 1102 of the Public Contract Code, existed and continues to exist at the raceway at the Laguna Seca Recreation Area due to damage at the facility related to the 2017 winter storms, and without repair additional severe damage would occur causing unsafe conditions for public use and damage to the surrounding facility.
 - b. Such conditions required and continue to require immediate action without adopting plans and specifications and giving notice for bids to let contracts, and the emergency does not permit a delay for the solicitation of bids and such action is necessary to respond to the emergency.
3. The County Administrative Officer, or his designee, is hereby authorized to enter into agreements and issue purchase orders to accomplish the required emergency work, and the Board of Supervisors ratifies any emergency contracts and actions already taken by the County Administrative Officer, or his designee, to respond to the emergency.

PASSED AND ADOPTED upon motion of Supervisor Parker, seconded by Supervisor Phillips and carried this 6th day of February 2018, by the following vote, to wit:

AYES: Supervisors Alejo, Phillips, Salinas, Parker and Adams

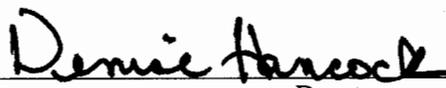
NOES: None

ABSENT: None

I, Nicholas E. Chiulos, Acting Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book 80 for the meeting on February 6, 2018.

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By 
Deputy