



Mendocino County

Legislation Text

File #: 24-0364, **Version:** 1

To: BOARD OF SUPERVISORS

From: General Services Agency

Meeting Date: April 9, 2024

Department Contact: Tim Hallman

Phone: 707-234-6050

Department Contact: Doug Anderson

Phone: 707-234-6050

Item Type: Consent Agenda

Time Allocated for Item: N/A

Agenda Title:

Approval of Renewing the Finding Made in Resolution No. 23-145 that the Deteriorated Roof Structure of the Agriculture and Farm Advisor Building and the Impending Inclement Weather Constitutes an Emergency that Requires Immediate Action to Mitigate Additional Damages of County Property and that this Emergency will not Permit a Delay Resulting from Competitive Solicitation for Bids and Immediate Action is Necessary to Respond to the Emergency and There is a Need to Continue with the Contract to Resolve the Emergency

Recommended Action/Motion:

Approve renewing the finding made in Resolution No. 23-145 that the deteriorated roof structure of the Agriculture and Farm Advisor building and the impending inclement weather constitutes an emergency that requires immediate action to mitigate additional damages to County property and that this emergency will not permit a delay resulting from competitive solicitation for bids and immediate action is necessary to respond to the emergency and there is a need to continue with the contract to resolve the emergency.

Previous Board/Board Committee Actions:

In the August 29, 2023, meeting, the Board adopted Resolution No. 23-145 approving an emergency agreement with Garland DBS, Inc. in the amount of \$399,864 for the Capital Improvement project to replace the Agriculture and Farm Advisor building roof along with the necessary findings of the emergency conditions and authorization for the Purchasing Agent to execute the agreement and related documents.

September 12, 2023, the Board of Supervisors approved the continuance of the emergency for this project.

September 26, 2023, the Board of Supervisors approved the continuance of the emergency for this project.

October 17, 2023, the Board of Supervisors approved the continuance of the emergency for this project.

October 31, 2023, the Board of Supervisors approved the continuance of the emergency for this project.

November 7, 2023, the Board of Supervisors approved the continuance of the emergency for this project.

December 5, 2023, the Board of Supervisors approved the continuance of the emergency for this project.

December 19, 2023, the Board of Supervisors approved the continuance of the emergency for this project.

January 9, 2024, the Board of Supervisors approved the continuance of the emergency for this project.

January 23, 2024, the Board of Supervisors approved the continuance of the emergency for this project.

February 6, 2024, the Board of Supervisors approved the continuance of the emergency for this project.

February 27, 2024, the Board of Supervisors approved the continuance of the emergency for this project.

March 12, 2024, the Board of Supervisors approved the continuance of the emergency for this project.

March 26, 2024, the Board of Supervisors approved the continuance of the emergency for this project.

Summary of Request:

Public Contract Code Section 22050(a)(1) defines the conditions under which the Board may take emergency action to issue contracts without following the competitive bidding requirements set forth elsewhere in the Public Contract Code. In addition to the findings and resolution adopted at the August 29, 2023, meeting, the Board must review the emergency action at each regularly scheduled meeting until the action is terminated. The emergency in this case is the deteriorated roof structure of the Agriculture and Farm Advisor building and the emergency action was the award of the contract which will continue until the work is completed.

At this time the Contract has been awarded and the contractor has begun work. Because the emergency has not yet been resolved, it continues to exist and there is a need to continue with this contract in order to resolve the conditions causing the emergency.

Alternative Action/Motion:

Provide direction to staff.

Strategic Plan Priority Designation: A Prepared and Resilient County

Supervisory District: District 2

Vote Requirement: 4/5ths

Supplemental Information Available Online At: N/A

Fiscal Details:

source of funding: CI 1710

current f/y cost: \$400,000

budget clarification: There are no specific costs associated with the continuation of the emergency.

annual recurring cost: N/A

budgeted in current f/y (if no, please describe): Yes

revenue agreement: No

AGREEMENT/RESOLUTION/ORDINANCE APPROVED BY COUNTY COUNSEL: N/A

CEO Liaison: Tony Rakes, Acting Deputy CEO

CEO Review: Yes

CEO Comments:

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Executed By: Atlas Pearson, Senior Deputy Clerk
Date: April 9, 2024

Final Status: **Approved**

