

RESOLUTION NO. 2016-___

ADOPTION OF A RESOLUTION APPROVING A CONTRACT WITH ERS INDUSTRIAL SERVICES, INC. FOR COMPLETION OF THE EMERGENCY REPAIR AND RESTORATION OF THE WATER TREATMENT PLANT FILTER #1.

The Board of Directors of the Lake Don Pedro Community Services District does hereby find:

WHEREAS, the Lake Don Pedro Community Services District (“District”) is a California community services district formed and existing under the provisions of the California Community Services District Law, codified at Government Code §§ 61000-61144, and all acts and laws amendatory thereof or supplementary thereto, and possessing all the powers thereof; and

WHEREAS, the District’s potable water supply is produced through a conventional surface water treatment plant that includes two pressure sand filters; and

WHEREAS, upon inspection of the pressure filters in October 2016, it was determined that major structural components of the filter, piping and controls have failed causing the filter to be non-operable and repairs will take a minimum of two weeks to complete; and

WHEREAS, both pressure sand filters are necessary to be operable to provide a reliable supply of safe, potable water in compliance with state regulations and therefore the existing failed filter has caused an immediate threat to public health and safety; and

WHEREAS, the district on many occasions has utilized the professional services of ERS Industrial Services to perform both filter inspections, media installation and repair work with great success and high quality work; and

WHEREAS, the District has declared an emergency pursuant to California Public Contract Code §§ 22035 AND 22050 and due to such emergency does not intend to seek competitive bids for the filter remediation work, and has received a competent and competitive proposal from ERS for completion of the work.

NOW, THEREFORE, IN CONSIDERATION OF THE FOREGOING, BE IT RESOLVED by the Board of Directors of the Lake Don Pedro Community Services District, that the District hereby authorizes and directs the General Manager to execute the standard construction contract with ERS Industrial Services and deliver the Notice to Proceed with construction immediately following this Board action. The contract amount shall be for the costs proposed in the Contractor’s proposals contained as Exhibit A and B to the Agreement, plus the reasonable cost of performance and completion bonds purchased by the Contractor as required by law.

WHEREFORE, this Resolution is passed and adopted by the Board of Directors of the

Lake Don Pedro Community Services District on October 21, 2016, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Danny Johnson, President, Board of Directors

ATTEST:

Syndie Marchesiello, Secretary

CERTIFICATE OF SECRETARY

STATE OF CALIFORNIA)
)
COUNTY OF MARIPOSA)

I, Syndie Marchesiello, the duly appointed and Secretary of the Board of Directors of the Lake Don Pedro Community Services District, do hereby declare that the foregoing Resolution was duly passed and adopted at a Regular Meeting of the Board of Directors of the Lake Don Pedro Community Services District, duly called and held at the District office at 9751 Merced Falls Road, La Grange, CA 95239, on October 21, 2016.

DATED:

Syndie Marchesiello, Secretary