

**DRAFT**

**RESOLUTION 20xx-xxx**

**RESOLUTION BY 4/5 VOTE AUTHORIZING  
CONTINUED ACTION FOR THE EMERGENCY  
REPAIR OF 6-INCH FIRE LINE AND RELATED  
DAMAGES AT THE GENERAL SERVICES  
ADMINISTRATION BUILDING IN NATIONAL CITY**

**WHEREAS**, the San Diego Unified Port District (District) is a public corporation created by the Legislature in 1962 pursuant to Harbors and Navigation Code Appendix I (Act); and

**WHEREAS**, on Sunday morning, August 22, 2021, General Services staff noticed a substantial water leak coming from underneath the pavement in front of the General Services Building entrance to the north maintenance bay; and

**WHEREAS**, the line was determined to be a 6-inch fire service water line and was quickly shut off; and

**WHEREAS**, a sink hole formed several hours later above the damaged 6-inch fire line and was observed to be approximately 10-feet in diameter and 4-feet deep, and within a foot of the building's northern edge (Attachment B to corresponding Agenda sheet on file with the Office of the District Clerk); and

**WHEREAS**, it is not known how long the leak ran before being shut off; and

**WHEREAS**, since the sinkhole is in an area of the parking lot that is highly used by the General Services Staff and is located at the entrance to the north maintenance bay, urgent investigations and repairs to the site were required to prevent further damage to District property; and

**WHEREAS**, the Executive Director authorized use of emergency action and notified the Board at the meeting on September 14, 2021, to authorize continued use of emergency contracting to provide investigation, design, and repair to the 6-inch fire line and related damages; and

**WHEREAS**, on September 14, 2021, the Board approved a resolution ratifying the emergency action taken by the Executive Director for the emergency repair of a 6-inch fire line and related damages at General Services Administration Building, including procurement of a contractor to excavate, investigate the extent of damage, and repair the damage; and

**WHEREAS**, the authorization of the emergency contracting waived the necessity of formal bidding procedures as required by the State of California Public

20xx-xxx

Contract Code; and

**WHEREAS**, an emergency construction contract with the contractor, Cass Arrieta, was executed on September 10, 2021 and is expected to continue through the month of October; and

**WHEREAS**, the Board is required to review the emergency action and determine that continued action is needed in accordance with Public Contract Code Sections 22035 and 22050 and District Resolution 2000-03; and

**WHEREAS**, the continued threat to persons, District property, and provision of District services necessitates continuation of the emergency contract, and the urgency in repairing the area to remedy the emergency conditions still does not allow time for traditional competitive bidding; and

**WHEREAS**, District staff recommends the Board authorize continuing the emergency action; and

**WHEREAS**, a resolution by a 4/5 vote is required for continued action to repair the site.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Port Commissioners of the San Diego Unified Port District, have determined that there is a need to continue the emergency action, and hereby authorizes continued action for the repair of a 6-Inch Fire Line at General Services Administration Building in National City.

APPROVED AS TO FORM AND LEGALITY:  
GENERAL COUNSEL

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By: Assistant/Deputy

PASSED AND ADOPTED by the Board of Port Commissioners of the San Diego Unified Port District, this 12<sup>th</sup> day of October 2021, by the following vote: