

RESOLUTION NO. 2025

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BEAUMONT
EXTENDING THE DECLARATION OF A LOCAL EMERGENCY AND
AUTHORIZING THE CITY MANAGER TO TAKE NECESSARY ACTION**

WHEREAS, on March 3, 2025, the City of Beaumont was notified of a major sewer mainline failure in the Fairway Canyon community; and

WHEREAS, the City Manager determined and declared that the sewer mainline failure resulted in a threat to health, safety, welfare and property and constituted an emergency, requiring immediate repair/replacement of the failed sewer line and surrounding areas.

WHEREAS, the failure was caused by slope erosion, which resulted in a sewer mainline collapse; and

WHEREAS, the collapse of the sewer mainline caused a state of emergency necessitating emergency response efforts; and

WHEREAS, Public Contract Code Section 1102 defines an emergency as "a sudden, unexpected occurrence that poses a clear and imminent danger, requiring immediate action to prevent or mitigate the loss or impairment of life, health, property, or essential public services; and

WHEREAS, this sewer failure met the definition of an emergency, requiring immediate City intervention; and

WHEREAS, the City Council adopted Resolution 2025-06, confirming the existence of a local emergency;

WHEREAS, the mitigation of the damage is still in progress, therefore, the state of emergency still exists;

NOW, THEREFORE BE IT RESOLVED BY THE BEAUMONT CITY COUNCIL AS FOLLOWS:

Section 1. The City Council hereby finds that the declaration of a local emergency remains valid and necessary due to ongoing mitigation efforts. The City Manager is authorized to take action and procure necessary equipment, services, labor, and supplies for repairs or replacement to address the current emergency and prevent further threats to public health, safety, and property. Furthermore, based on substantial evidence, the City Council finds that the emergency will not permit a delay resulting from a competitive bid process and that immediate action is necessary to protect life, health, and safety. The City Manager's authority is granted pursuant to applicable laws, including but not limited to Public Contract Code Sections 22035 and 22050 and Beaumont Municipal Code Sections 3.01.10 and 3.01.100.

Section 2. The local emergency shall remain in effect until such time that the Council determines that the emergency conditions have been abated. As required by law, the City Council shall review the need to continue the state of emergency every 60 days.

Section 3. This Resolution shall take effect immediately upon its passage and adoption.

MOVED, PASSED, and ADOPTED this 1st day of April 2025 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

By: _____
Mike Lara, Mayor
City of Beaumont

ATTEST:

By: _____
Nicole Wheelwright, City Clerk
City of Beaumont