

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 has determined and declared that the sewer mainline failure and the resulting threat to health, safety, welfare, and property constitute 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 has 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 meets 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 City Council adopted Resolution 2025-11 on April 1, 2025 extending the local state of emergency;

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

WHEREAS, the City Council desires to protect the health, safety, and welfare of the public and residents of the City of Beaumont;

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

Section 1. The City Council hereby declares a local emergency by way of this resolution. The City Manager is authorized to take action, procure necessary equipment, services, labor and supplies for repairs or replacement in order to remedy the current emergency and to minimize/prevent any further threat to the health, safety and welfare of residents as well as

reduce the risk of loss to property. Furthermore, the City Council hereby finds, based on substantial evidence, that the emergency will not permit a delay resulting from a competitive solicitation for bids, and that immediate action is necessary to respond to the emergency to protect the life, health, and safety of the community. The City Manager's authorization to take emergency action is authorized by and subject to applicable law, including but not limited to Public Contract Code Sections 22035 and 22050 and the Beaumont Municipal Code, including 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.

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

MOVED, PASSED, and ADOPTED this 3rd day of June, 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