

RESOLUTION

WHEREAS, on August 23, 2017, the Council of the City of Los Angeles ratified the Mayor's declaration dated March 20, 2017, wherein he declared that, due to the significant impact on the Los Angeles Aqueduct (LAA) of excessive amounts of precipitation within Inyo and Mono Counties during January and February of 2017, conditions of extreme peril to the safety of public property, infrastructure and the environment exist which will impact the Los Angeles Aqueduct, water gathering and delivery facilities, and air quality mitigation facilities owned and controlled by the Los Angeles Department of Water and Power (LADWP) located within Mono, Inyo, Kern, and Los Angeles Counties and the City; and that a local emergency existed; and

WHEREAS, the City of Los Angeles is continuing to carry out immediate steps to (1) armor facilities, including the Lower Owens River pumpback station and ancillary facilities, and diversion and water conveyance structures; (2) divert creek and water conveyance flows as necessary to prevent damage; and (3) clean, repair and rebuild water delivery and conveyance facilities as needed; and

WHEREAS, the emergency threat to life and property continues to exist within the City of Los Angeles; and

WHEREAS, in accordance with the Los Angeles Administrative Code Section 8.27, the governing body of the City of Los Angeles must review the Resolution approving the Declaration of a Local Emergency at least every 10 regular Council days after the initial approval; and

NOW THEREFORE, the Council of the City of Los Angeles RESOLVES that:

1. A local emergency exists and continues to persist within the City of Los Angeles and the lands adjacent to the Los Angeles Aqueduct and at Owens Lake, which are under the control of LADWP within the meaning of Los Angeles Administrative Code Section 8.21, *et seq.*, and the continuation of the Mayor's Declaration of Local Emergency is therefore necessary; and
2. In accordance with the Los Angeles Administrative Code, Section 8.21 *et seq.* all appropriate City departments, agencies and personnel to continue to perform all duties and responsibilities to represent the City of Los Angeles in this matter for the purpose of abating the emergency and receipt, processing and coordination of all inquiries and requirements necessary to obtain whatever State and Federal assistance that may become available to the citizens of the City of Los Angeles who may be affected by the emergency; and
3. The General Manager of the Los Angeles Department of Water and Power is instructed by the City Council to advise the Mayor and City Council on the need for extension of this Proclamation of Local Emergency as may be required; and
4. Due to the continuing local emergency, the Los Angeles City Council hereby approves and resolves that the competitive bidding restrictions enumerated in

Charter Section 371 and Los Angeles Administrative Code Section 10.15 continue to be suspended for contracts entered into by LADWP in response to the continuing local emergency and mitigation efforts related thereto. This suspension will remain in effect during the existence of the proclaimed emergency.

5. Due to the continuing local emergency, the Los Angeles City Council approves and resolves, by a 4/5 vote (1) that the public interest and necessity demand the immediate expenditure of public money to safeguard life, health or property, (2) that the General Manager of the LADWP is hereby authorized to order any action relative to the procurement of construction contracts, equipment, services and labor necessary to safeguard life, health or property caused by the proclaimed local emergency; and (3) requiring LADWP to report back on the reasons justifying why the emergency will not permit a delay resulting from a competitive solicitation for bids and why the action is necessary to respond to the emergency; and the ongoing status of the matter including actions to protect public safety, infrastructure and the environment; and
6. The City Clerk calendar include the Mayor's Declaration for City Council consideration and review no later than every ten regular Council meeting days, but not to exceed 30 calendar days from the adoption of this motion thereafter until rescinded; and:
7. The City Clerk be instructed to forward copies of this Resolution to the Governor of the State of California, the Director of the Office of Emergency Services of the State of California, and the Los Angeles County Board of Supervisors.