

**AMERICAN RIVER FLOOD CONTROL DISTRICT
RESOLUTION NO. 2023-02**

**DELEGATION OF AUTHORITY
TO ACT IN AN EMERGENCY**

WHEREAS, the District operates and maintains flood control facilities that protect the residents of the Sacramento region from flooding along the American River, and various other creeks; and

WHEREAS, the experience of the District during the floods of 1986, 1997 and during other prior floods indicates that the District must be able to respond immediately to emergencies threatening its levee system; and

WHEREAS, emergencies can also arise during non-flood times which require immediate action by the District; and

WHEREAS, the California Legislature amended the provisions governing the letting of public works contracts during situations of emergency by the enactment of Section 88 Chapter 803 of the Statutes of 1994, which is codified at Public Contract Code Section 22050; and

WHEREAS, the District wishes to exercise the authority granted by Public Contract Code Section 22050 so as to ensure flood protection to the residents of the Sacramento region;

NOW THEREFORE BE IT RESOLVED that:

1. Pursuant to the authority granted in Public Contract Code Section 22050(b)(1), the Board of Trustees hereby delegates its authority to (1) repair or replace a public facility, (2) take any directly related and immediate action required, and (3) procure the necessary equipment, services, and supplies required to respond to an emergency without giving notice of bids to let contracts, to the District's General Manager.
2. In the event that the General Manager is incapacitated or otherwise unavailable during an emergency, the authority granted to the District's General Manager shall pass to the acting Relief Manager or any other individual so designated by the Board of Trustees.

PASSED AND UNANIMOUSLY ADOPTED this 13th day of January 2023

ATTEST:

President
Board of Trustees

Secretary
Board of Trustees