

**RESOLUTION NO. 08-11**

**A RESOLUTION OF THE BOARD OF DIRECTORS  
OF THE PHELAN PINON HILLS COMMUNITY SERVICES DISTRICT  
ESTABLISHING EMERGENCY PURCHASING PROCEDURES**

WHEREAS, the Board of Directors of the Phelan Pinon Hills Community Services District finds as follows:

A. The Phelan Pinon Hills Community Services District ("the District") is a community services district organized and operating pursuant to California Government Code Section 61000 et seq.

B. On July 23, 2008, the District's Board of Directors ("the Board") adopted Purchasing Policies and Procedures for the District ("the Purchasing Policy").

C. Pursuant to Section 8.C. of the Purchasing Policy, the Board, by four-fifths vote, may delegate, by resolution or ordinance, to the District's General Manager the authority to repair or replace a public facility, or take any other related and immediate action, that is necessary to respond to an emergency situation, and to procure the necessary services and supplies for those purposes without giving notice for bids to let contracts.

D. Under Section 54956.5(a) of the California Government Code, the term "emergency situation" means both of the following: (1) an emergency, which is defined as a work stoppage, crippling activity, or other activity that severely impairs public health, safety, or both; and (2) a dire emergency, which is defined as a crippling disaster, mass destruction, terrorist act, or threatened terrorist activity that poses immediate and significant peril that may endanger the public health, safety, or both.

E. The Board wishes to adopt this Resolution pursuant to Section 8.C. of the Purchasing Policy in order to formally delegate to the District's General Manager the authority to respond quickly and appropriately to an emergency situation as defined in Government Code Section 54956.5(a) in order to best protect the public health and safety.

THEREFORE, THE BOARD OF DIRECTORS of the Phelan Pinon Hills Community Services District does hereby resolve as follows:

1. Pursuant to Section 8.C. of the Purchasing Policy, the Board hereby delegates to the District's General Manager the authority to repair or replace a public facility, or take any other related and immediate action, that is necessary to respond to an "emergency situation" as defined in Government Code Section 54956.5(a), and to procure the necessary services and supplies for those purposes without giving notice for bids to let contracts.

2. The provisions of this Resolution shall take effect immediately upon adoption.

Adopted this 13<sup>th</sup> day of August, 2008.

AYES: Johnson, Adams, Anderson, Morrissette

NOES:

ABSTAIN:

ABSENT: Roberts

  
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Vice President, Board of Directors

ATTEST:

  
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Secretary, Board of Directors