

## RESOLUTION NO. 2024- 20

### A RESOLUTION OF THE BOARD OF DIRECTORS OF THE SAN BERNARDINO COUNTY FIRE PROTECTION DISTRICT REGARDING PROCUREMENT OF EMERGENCY ROOF PROJECT AT 120 S. D STREET IN SAN BERNARDINO

On Tuesday, February 6, 2024, on motion of Director Baca, Jr., duly seconded by Director Hagman and carried, the following resolution is adopted by the Board of Directors of the San Bernardino County Fire Protection District.

WHEREAS, on August 22, 2023 (Item No. 92), the Board of Directors (Board) of the San Bernardino County Fire Protection District found there was substantial evidence that the finding of lead-based paint (LBP) contamination at 120 S. D Street in San Bernardino (Premises) on June 15, 2023, created an emergency, requiring immediate action, and necessitating an urgent project to remediate the hazardous materials, to allow staff to continue to provide essential public safety services; and

WHEREAS, on that same date, the Board also adopted Resolution No. 2023-158 authorizing the Chief Executive Officer to direct the Purchasing Agent to issue purchase orders and/or contracts, in a total amount not-to-exceed \$2,994,472, for any emergency remediation, construction, and modifications of internal and external structures related to the finding of LBP contamination at the Premises; and

WHEREAS, the Board has continued the finding made on August 22, 2023, through the date of this resolution; and

WHEREAS, as part of the emergency work related to LBP contamination at the Premises, on January 3, 2024, the Project and Facilities Management Department investigated and confirmed the existence of major roof leaks at the Premises; and

WHEREAS, there is substantial evidence that the finding of major roof leaks at the Premises, which, as part of the emergency identified in first recital, was investigated and confirmed on January 3, 2024, created an emergency pursuant to Public Contract Code section 22050, requiring immediate action to prevent or mitigate the loss or impairment of life, health, property and essential public services, necessitating an urgent project to remediate the major roof leaks, including a full roof replacement project, to allow staff to continue to provide essential public safety services, and will not permit the delay resulting from a formal competitive solicitation of bids to procure construction services.

NOW THEREFORE BE IT RESOLVED that the Chief Executive Officer has the authority to direct the Purchasing Agent to issue the required Purchase Orders and/or contracts, in a total amount not to exceed \$2,994,472 for any work related to the finding of major roof leaks within the budget for lead remediation at 120 S. D Street in San Bernardino, and find that the issuance of these purchase orders and/or contracts is necessary to respond to this emergency pursuant to Public Contract Code sections 22035 and 22050.

PASSED AND ADOPTED by the Board of Directors of the San Bernardino County Fire Protection District by the following vote:

AYES: DIRECTORS: Col. Paul Cook (Ret.), Jesse Armendarez, Dawn Rowe,  
Curt Hagman, Joe Baca, Jr.

NOES: DIRECTORS: None


ABSENT: DIRECTORS: None

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STATE OF CALIFORNIA            )  
  )  
SAN BERNARDINO COUNTY        )        ss.

I, **LYNNA MONELL**, Secretary of Board of Directors of the San Bernardino County Fire Protection District, hereby certify the foregoing to be a full, true and correct copy of the record of the action taken by the Board of Directors, by vote of the members present, as the same appears in the Official Minutes of said Board at its meeting of Tuesday, February 6, 2024. #58, CCM

LYNNA MONELL  
Secretary

By  \_\_\_\_\_  
Deputy

