

## **RESOLUTION 25-4898**

### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MURRIETA, CALIFORNIA DECLARING AN EMERGENCY AND APPROVING THE EXECUTION OF A PUBLIC WORKS CONTRACT FOR THE RESTORATION OF SHOWERS AND RESTROOM FACILITIES AT MURRIETA FIRE AND RESCUE STATION 2 WITHOUT NOTICE FOR BIDS PURSUANT TO CALIFORNIA PUBLIC CONTRACT CODE SECTIONS 1102, 20168, AND 22050**

**WHEREAS**, staff of the City of Murrieta (“City”) recently encountered a potential mold issue in the living quarters showers and restroom due to a water leak at Murrieta Fire and Rescue Station 2 located at 40060 California Oaks Rd, Murrieta, CA 92562; and

**WHEREAS**, subsequent testing by a certified environmental health company confirmed the presence of mold; and

**WHEREAS**, a mold remediation company was hired to isolate the area and treat the mold, causing the closure of the showers and restroom; and

**WHEREAS**, as an interim solution, on-duty personnel at Murrieta Fire and Rescue Station 2 are now using portable shower facilities located in a trailer on the property, which impacts their living and working conditions; and

**WHEREAS**, this closure of the showers and restroom constitutes an “emergency” as that term is defined in Public Contract Code § 1102; and

**WHEREAS**, pursuant to Public Contract Code §§ 20168 and 22050, contracts for emergency expenditures may be approved by the adoption, by a four-fifths vote, of a resolution declaring that the public interest and necessity demand the immediate expenditure of public money to safeguard life, health, or property such that the City is authorized to procure the necessary equipment, services, and supplies for those purposes, without giving notice for bids to let contracts; and

**WHEREAS**, the City desires to use the process authorized by Public Contract Code § 22050 to immediately engage a contractor to provide construction services to restore the facilities to usable condition; and

**WHEREAS**, the current estimated cost of construction is estimated to be less than \$190,000, plus a 15% contingency; and

**WHEREAS**, this emergency declaration must be reviewed every 60 days, until the emergency has ended, to ensure that the need to continue the action continues to exist.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MURRIETA, CALIFORNIA DOES HEREBY RESOLVE AS FOLLOWS:**

**Section 1.** The recitals above are true and correct and incorporated herein by this reference.

**Section 2.** The City Council finds that the facts set forth above constitute facts demonstrating that an emergency condition exists and that such emergency condition does not permit the delays which would result from a competitive solicitation for bids. The City Council further finds that the immediate reconstruction of the shower and restroom facilities at Murrieta Fire and Rescue Station 2 is necessary to respond to the emergency conditions.

**Section 3.** The City's City Manager or his designee is hereby authorized to execute a a Public Works Construction contract, subject to City Attorney approval, secured by the Municipal Services Director, to rebuild the showers and restroom facilities at Murrieta Fire and Rescue Station 2 in an amount not to exceed amount of \$190,000, plus a 15% contingency. **Section 4.** The City Manager shall cause a report on the status of the emergency circumstances to be agendized at a City Council meeting every sixty days until either the City Council finds that the repair work has been completed or that the emergency conditions have ceased to be present.

**Section 5.** The City Clerk shall certify to the adoption of this Resolution.

**PASSED AND ADOPTED** this 2<sup>nd</sup> day of December, 2025.

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Cindy Warren, Mayor

ATTEST:

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Cristal McDonald, City Clerk

APPROVED AS TO FORM:

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Tiffany J. Israel, City Attorney

STATE OF CALIFORNIA    )  
COUNTY OF RIVERSIDE   )§  
CITY OF MURRIETA        )

I, Cristal McDonald, City Clerk of the City of Murrieta, California, do hereby certify that the foregoing Resolution No. 25-4898 was duly passed and adopted by the City Council of the City of Murrieta at the regular meeting thereof, held on the 2<sup>nd</sup> day of December, 2025, and was signed by the Mayor of the said City, and that the same was passed and adopted by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

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Cristal McDonald, City Clerk