

## **EMERGENCY RESOLUTION 2024-18**

### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEEDLES, CALIFORNIA, AMENDING EMERGENCY RESOLUTION NO. 2021-43 DECLARING A LOCAL EMERGENCY THREATENING WATER SERVICE TO THE NEEDLES COMMUNITY**

**WHEREAS**, currently three of the four permitted wells within the City of Needle's water system have Manganese and/or iron levels exceeding Maximum Contaminant Levels (MCLs) set by the State of California for drinking water;

**WHEREAS**, the fourth well is seriously threatened due to age and operational issues and recently failed requiring emergency repairs in order to maintain potable water service to City residents;

**WHEREAS**, the City of Needles has drafted an Addendum to a 2007 Environmental Assessment/Mitigated Negative Declaration ("ENMND") (SCH No. 2007021032) in order to proceed with construction of a new domestic water well;

**WHEREAS**, the City of Needles has requested a shortened review process for the 2007 ENMND from the California State Clearinghouse on the grounds that the health and safety of the community would be at risk unless the project is approved expeditiously;

**WHEREAS**, the City of Needles needs to get this well approved and constructed before an emergency situation occurs;

**WHEREAS**, should the fourth well fail, the City of Needles will file a Notice of Exemption under California Code of Regulations Section 15269, Emergency Projects; and

**WHEREAS**, there is a continued emergency situation and immediate impairment and threat to municipal water service upon which the community relies for potable water service.

**NOW, THEREFORE**, the City Council finds and hereby declares that due to the continued threat to municipal water service upon which the community relies for life sustaining potable water, a local emergency exists throughout the City of Needles pursuant to the Emergency Services Act, Government Code Sections 8558, et. seq. This emergency situation presents a threat to the life, health, and property of City residents. Given this emergency, it is hereby resolved that the City of Needles Mayor, Vice Mayor and City Manager are authorized to take all actions to protect the interests of the City and to protect the health, safety and welfare of residents as a result of operating on one well and to address the threat to water service.

**IT IS FURTHER DECLARED, RESOLVED AND ORDERED** that during the existence of said local emergency the powers, functions, and duties of the emergency organization of the City of Needles shall be those prescribed by state law, the City Charter, City ordinances, and resolutions of the City of Needles. Pursuant to Section 525 of the City Charter and as otherwise authorized by law, the Council hereby authorizes the City Manager to bind the City for the acquisition of equipment, materials, supplies, labor and/or services necessary to respond to the emergency and to make needed repairs and capital improvements necessary to maintain and secure continued potable water service to City residents. The City Manager shall report to the Council on his activities and any expenditures under this authority during each Council meeting while this emergency declaration is in effect. The City Manager is directed and authorized to

seek any needed service, mutual and financial aid from surrounding local agencies, the County of San Bernardino and State of California to ensure that the City has access to adequate resources in order to address the immediate emergency and to purchase needed equipment and services and make repairs and capital improvements needed to provide and secure continued potable water service to the residents of the City.

**PASSED, APPROVED AND ADOPTED** at a regular meeting of the City Council of the City of Needles, California, held on the 12th day of March 2024, by the following roll call vote:

AYES:  
NOES:  
ABSENT:  
ABSTAIN:

\_\_\_\_\_  
Mayor Jernigan

(Seal)

**Attest:** \_\_\_\_\_  
City Clerk