

1 **BOARD OF SUPERVISORS, COUNTY OF LAKE, STATE OF CALIFORNIA**
2 **RESOLUTION NO: _____**

3 RESOLUTION DECLARING A LOCAL EMERGENCY DUE TO GEOTECHNICAL
4 INSTABILITY CAUSING ROADWAY FAILURE AND EMBANKMENT EROSION AT
5 THREE LOCATIONS ON SOCRATES MINE ROAD (MILEPOST 1.0, 2.07, AND 2.4)
6 AND AUTHORIZING EMERGENCY CONTRACTING PURSUANT TO PUBLIC
7 CONTRACT CODE SECTIONS 22050 AND 20395(d)

8 WHEREAS, Socrates Mine Road is a county-maintained roadway providing access to
9 residents, properties, and emergency services in the unincorporated area of Lake
10 County; and

11 WHEREAS, conditions of ongoing geotechnical instability, including subsurface
12 movement, embankment erosion, and loss of soil strength, have caused roadway failure
13 and undermining of the structural section of the roadway at approximately Milepost 1.0,
14 Milepost 2.07, and Milepost 2.4 along Socrates Mine Road; and

15 WHEREAS, these conditions have resulted in loss of lateral and vertical support of the
16 roadway prism, thereby compromising the integrity of the traveled way; and

17 WHEREAS, the geotechnical instability at these locations is active and progressive in
18 nature, creating a substantial risk of continued ground movement and sudden or
19 catastrophic roadway collapse if not promptly addressed; and

20 WHEREAS, these conditions pose an immediate threat to public health, safety, and
21 welfare, including but not limited to:

- 22 • Loss of safe vehicular access for residents and the traveling public;
- 23 • Impaired or delayed access for emergency response vehicles; and
- 24 • Increased risk of injury, property damage, or isolation of residents due to
25 roadway failure; and

26 WHEREAS, the unstable conditions require immediate investigation, design, and
27 construction of stabilization measures, including specialized geotechnical analysis and
28 construction techniques, in order to prevent further deterioration and restore safe
29 access; and

30 WHEREAS, the use of standard competitive bidding procedures would delay the
31 commencement of necessary work, thereby allowing the hazardous conditions to
32 worsen and increasing the risk to the public; and

33 WHEREAS, the nature of the work involves uncertain and evolving subsurface
34 conditions, requiring flexible and adaptive construction methods that cannot be fully
35 defined in advance, making it impractical to prepare complete plans and specifications
36 for competitive bidding within the timeframe necessary to address the emergency; and

1
2 WHEREAS, Public Contract Code Section 22050 authorizes the Board of Supervisors,
3 by a four-fifths vote, to declare an emergency when repair or replacement of a public
4 facility is necessary to permit the continued use of that facility, and to take immediate
5 action to procure necessary services, equipment, and construction without giving notice
6 for bids; and

7
8 WHEREAS, Public Contract Code Section 20395(d) states that the Board of
9 Supervisors may authorize the County of Lake Road Commissioner to have work upon
10 county highways, including purchasing the material and letting a contract for the work or
11 by letting a contract covering both work and material without advertising for bids when
12 the estimated cost of emergency work necessitated by the imminence or occurrence of
13 an emergency exceeds twenty-five thousand dollars (\$25,000) and the public interest
14 and necessity demand immediate action to safeguard life, health, or property; and

15
16 WHEREAS, the Director of Public Works has determined that immediate action is
17 required and has recommended that the Board declare a local emergency and
18 authorize emergency contracting in order to promptly stabilize the roadway and protect
19 public safety.

20
21 NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of
22 Lake, as follows:

- 23 1. The Board hereby finds, determines, and declares that a local emergency
24 exists at three locations along Socrates Mine Road, specifically at
25 approximately Milepost 1.0, Milepost 2.07, and Milepost 2.4, due to
26 geotechnical instability causing roadway failure and embankment erosion
27 undermining the roadway, which constitute conditions of extreme peril to the
28 safety of persons and property.
- 29 2. This local emergency will not permit a delay resulting from a competitive
30 solicitation for bids, and that the action is necessary to respond to the
31 emergency, the public interest and necessity demand immediate action to
32 safeguard life, health, or property.
- 33 3. Pursuant to Public Contract Code Sections 22050 and 20395(d), the Board
34 authorizes the County of Lake Road Commissioner, to:
 - 35 a) Take any directly related and immediate action required to respond to the
36 emergency;
 - 37 b) Procure contracts for engineering, geotechnical investigation, design,
38 construction, equipment, and materials without advertising for bids; and
 - 39 c) Utilize specialized consultants and contractors, including those with expertise
40 in geotechnical stabilization, as necessary to address the conditions.
- 41 4. Emergency work may include, but is not limited to:
 - 42 a) Geotechnical investigation, evaluation, and design;

- b) Installation of slope stabilization systems (e.g., soil nails, micropiles, retaining systems, drainage improvements);
 - c) Reconstruction of roadway structural section; and
 - d) Any other work necessary to stabilize the site and restore and protect the roadway.
5. The County of Lake Road Commissioner shall comply with all applicable requirements of Public Contract Code Sections 22050 and 20395, including providing updates to the Board of Supervisors at least every fourteen (14) days, or at regularly scheduled meetings, until the emergency action is terminated.

THIS RESOLUTION was approved and adopted by the Board of Supervisors of the County of Lake at a regular meeting thereof on the _____ day of _____, 2026, by the following vote:

AYES:

NOES:

ABSENT OR NOT VOTING:

ATTEST: SUSAN PARKER
Clerk to the Board of Supervisors

COUNTY OF LAKE

By: _____

Chair, Board of Supervisors

APPROVED AS TO FORM:

LLOYD GUINTIVANO
County Counsel
