

RESOLUTION NO. 24-484

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE SAN SIMEON
COMMUNITY SERVICES DISTRICT APPROVING THE AGREEMENT WITH PADRE
ASSOCIATES, INC. FOR PERMITTING SUPPORT.**

WHEREAS, large logs, driftwood, and other natural debris clogged the creek bed above the San Simeon Community Services District (“District”) wastewater treatment plant pipeline bridge spanning the Arroyo Del Padre Juan; and

WHEREAS, the volume and size of the debris present an emergency situation warranting the use of the U.S. Army Corps of Engineers Regional General Permit 63 (“Permit”) covering repair and protection activities in emergency situations; and

WHEREAS, the District received a Proposal from Padre Associates, Inc. (“Padre”) to prepare the Permit application materials and coordinate with federal and state agencies during the Permit application review process at an anticipated cost to the District of \$24,730.00; and

WHEREAS, Padre is already familiar with the area where debris needs to be removed because Padre completed the environmental studies as a sub-contractor for the pipeline bridge replacement project; and

WHEREAS, the Policies and Procedures Governing the San Simeon Community Services District and Board of Directors allow the District to procure professional consultant services without obtaining three written proposals if special circumstances exist; and

WHEREAS, special circumstances exist because the District has an urgent need to remove the debris clogging the creek bed above the pipeline bridge, and there is insufficient time for the District to solicit proposals, complete the permitting process, and complete the debris removal before rain begins; and

WHEREAS, special circumstances also exist because given Padre’s familiarity with the area where the permit is needed, there is little if any advantage to obtaining three proposals; and

WHEREAS, the District’s Board of Directors desires to be bound by the terms and conditions of the agreement with Padre.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the San Simeon Community Services District that special circumstances exist to warrant entering into a professional services agreement with Padre Associates, Inc. without obtaining three written proposals. Be it further resolved that the Board of Directors of the San Simeon Community Services District hereby approves and authorizes the District’s Interim

General Manager to execute the agreement with Padre Associates, Inc. for permitting support, attached hereto as **Exhibit A**.

ADOPTED by the Board of Directors of the San Simeon Community Services District on July 11, 2024, by the following roll call votes:

AYES:

NOES:

ABSENT:

ABSTAINED:

Chairperson, Board of Directors of the
San Simeon Community Services District

ATTEST:

Patrick Faverty, Ed.D.,
Consultant/Interim General Manager,
San Simeon Community Services District

APPROVED AS TO FORM:

District Legal Counsel, Nubia I. Goldstein