RESOLUTION NO. R2026-19
A RESOLUTION OF THE BOARD OF DIRECTORS OF THE RANCHO MURIETA COMMUNITY SERVICES DISTRICT RATIFYING AND CONFIRMING THE EMERGENCY DECLARATION FOR THE MURIETA EQUESTRIAN CENTER CULVERT REPAIR PROJECT, RATIFYING ALL ACTIONS TAKEN THEREUNDER, AND TERMINATING THE EMERGENCY

WHEREAS, on April 15, 2026, the Board of Directors (the "Board") of the Rancho Murieta Community Services District (the "District") voted by a four-fifths (4/5) vote to declare an emergency pursuant to Public Contract Code § 22050 for the repair of deteriorated culverts at the Murieta Equestrian Center ("MEC") that had collapsed and posed an immediate threat to public safety and District infrastructure (the "Project"), and authorized the Interim General Manager to take all actions necessary to address the emergency, including obtaining proposals and awarding a contract to repair the culverts;

WHEREAS, the Board's April 15, 2026 emergency declaration for the MEC Culvert Repair Project is a separate and distinct emergency from the emergency declared at the same meeting for the repair of the drainage culvert on the 14th Hole North of the Murieta Golf Course, which was subsequently discontinued at the June 17, 2026 Regular Board Meeting;

WHEREAS, the written resolution memorializing the Board's April 15, 2026 vote declaring the MEC emergency was not formally signed or adopted as a written resolution at or following that meeting; the Board therefore finds it necessary and appropriate to ratify and confirm the oral emergency declaration vote taken on April 15, 2026 and all actions taken pursuant thereto;

WHEREAS, following the April 15, 2026 emergency declaration, the Interim General Manager obtained proposals for the Project; the Board was kept informed of the emergency procurement process at each regular meeting as required by Public Contract Code § 22050(c);

WHEREAS, at its Regular Meeting on May 27, 2026, the Board continued the MEC emergency declaration in accordance with Public Contract Code § 22050(c), as reflected in Consent Calendar Item 9.C of the May 27, 2026 Special Meeting agenda;

WHEREAS, at its Regular Meeting on June 17, 2026, the Board again continued the MEC emergency declaration in accordance with Public Contract Code § 22050(c), as reflected in Consent Calendar Item 5.C of the June 17, 2026 Regular Meeting agenda;

WHEREAS, the Interim General Manager awarded a public works contract to M-3 Construction, Inc. ("M-3") as the contractor for the MEC Culvert Repair Project; M-3 commenced work on the Project on approximately July 1, 2026, with substantial completion achieved on approximately July 31, 2026;

WHEREAS, Travis Bohannon, Interim Director of Operations, has confirmed that all work on the MEC Culvert Repair Project is complete and the Project is fully finished, including all culvert repairs, access restoration, and site work;

WHEREAS, all emergency actions taken and contracts awarded pursuant to the April 15, 2026 emergency declaration for the MEC Culvert Repair Project have been reported to the Board at each regular meeting as required by Public Contract Code § 22050(c);

WHEREAS, the emergency conditions that necessitated the April 15, 2026 emergency declaration—specifically, the structural failure and collapse of the culverts at the Murieta Equestrian Center presenting an immediate threat to public safety and District infrastructure—no longer exist because the Project has been fully completed;

WHEREAS, Public Contract Code § 22050(c) requires the Board to formally terminate an emergency declaration by resolution once the Board makes a finding that the emergency no longer exists; and

WHEREAS, the Board of Directors has determined that it is appropriate to ratify, confirm, and terminate the emergency declared on April 15, 2026 for the MEC Culvert Repair Project, and to make the findings required by Public Contract Code § 22050(c).

NOW, THEREFORE, BE IT RESOLVED as follows:

SECTION 1. ***Ratification and Confirmation of Emergency Declaration.*** The Board of Directors hereby ratifies and confirms the emergency declaration voted upon by the Board on April 15, 2026, for the repair of the collapsed culverts at the Murieta Equestrian Center (the "MEC Culvert Repair Project"), pursuant to Public Contract Code § 22050. This ratification and confirmation is intended to provide a formal written record of the Board's April 15, 2026 oral vote and the emergency declaration made thereat, which was not previously memorialized in a signed written resolution.

SECTION 2. ***Ratification of All Emergency Actions.*** The Board of Directors hereby ratifies and confirms all actions taken by the Interim General Manager and District staff pursuant to the April 15, 2026 emergency declaration, including without limitation the solicitation of proposals, the award of a public works contract to M-3 Construction, Inc. for the MEC Culvert Repair Project, and all related expenditures. All such prior actions are hereby approved, ratified, and confirmed as if taken pursuant to a formally adopted resolution.

SECTION 3. ***Termination of Emergency.*** The Board of Directors hereby terminates, effective October 21, 2026, the emergency declared on April 15, 2026, for the MEC Culvert Repair Project, pursuant to Public Contract Code § 22050(c). This termination applies solely to the MEC Culvert Repair Project emergency and has no effect on any other matter.

SECTION 4. *Required Findings.*
The Board of Directors hereby makes the following findings required by Public Contract Code § 22050(c):

(a) The MEC Culvert Repair Project is fully complete, including all culvert repairs, access restoration, and site work at the Murieta Equestrian Center.
(b) The emergency conditions that necessitated the April 15, 2026 emergency declaration—specifically, the structural failure and collapse of the culverts at the Murieta Equestrian Center presenting an immediate threat to public safety and District infrastructure—no longer exist.
(c) There is no further need for the emergency authorization granted under Public Contract Code § 22050, and all emergency procurement actions undertaken pursuant to the April 15, 2026 emergency declaration have been completed.
(d) All emergency actions and contract awards made pursuant to the April 15, 2026 emergency declaration were reported to the Board of Directors at each regular meeting as required by Public Contract Code § 22050(c).

SECTION 5. *Future Work.* Any future maintenance, warranty work, or additional improvements to the MEC culvert area shall be procured in accordance with the District's standard procurement procedures, including applicable provisions of the Public Contract Code and the District's Code of Regulations.

SECTION 6. *CEQA.* This action is exempt from the requirements of the California Environmental Quality Act pursuant to 14 CCR §§ 15269(b) and 15269(c) as an emergency project necessary to prevent or mitigate an emergency. The filing of any Notice of Exemption for the Project is not affected by this Resolution.

PASSED AND ADOPTED by the Board of Directors of the Rancho Murieta Community Services District at a regular meeting duly held on October 21, 2026, by the following vote:

AYES: Merchant, Butler, Berg, Jenco, Maybee
NOES: None
ABSENT: None
ABSTAIN: None

John Merchant, President
Board of Directors

ATTEST:

Dyanne Fleet, Interim District Secretary