

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY OF SANTA CLARA, CALIFORNIA
DECLARING AN URGENCY IN ACCORDANCE WITH SANTA
CLARA CITY CHARTER SECTION 1310 TO ALLOW FOR AWARD
OF PUBLIC WORKS CONTRACTS FOR PROJECTS IMPLEMENTING
SECURITY MEASURES TO MITIGATE RISKS TO PUBLIC
SERVICES AND FACILITIES WITHOUT ADVERTISING FOR BIDS**

WHEREAS, on June 17, 2025, the City Council received a presentation from a representative of the U.S. Department of Homeland Security, Cyber & Infrastructure Security Agency (CISA) regarding security risks and vulnerabilities affecting public services and City facilities;

WHEREAS, the conditions described in the presentation create significant risks that if not properly addressed could leave City facilities and critical City services vulnerable to damage or destruction by bad actors;

WHEREAS, risk and threat levels are on the rise in the United States and internationally, and the City is scheduled to host high-profile international events in 2026;

WHEREAS, in light of these significant risks, there is an urgent need to implement projects that address such vulnerabilities on an expedited timeline;

WHEREAS, the categories of projects that are needed to address the vulnerabilities generally include installing fencing and perimeter security improvements, barrier/K-Rails, and security camera systems (the "Projects");

WHEREAS, Santa Clara City Charter 1310 authorizes the City Council to award public works contracts without advertising for bids if the City Council deems the work to be of urgency necessity for the preservation of life, health or property;

WHEREAS, based on these recitals and declaration of facts contained in this Resolution, the staff report, and public testimony presented during the City Council meeting, Council believes the work implementing the Projects constitutes an urgency necessity justifying the use of expedited procurement processes for the preservation of life, health, and property;

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:

1. The City Council hereby deems the work implementing the Projects to be of urgent necessity for the preservation of life, health, and property based on the following declaration of facts:

A. During a presentation to the City Council, CISA provided a risk assessment of certain City facilities which revealed security risks and vulnerabilities at certain City facilities.

B. With risk and threat levels on the rise, both in the United States and internationally, and with the City scheduled to host high-profile international events in 2026, there is an urgent need to address these vulnerabilities on an expedited timeline.

C. If the Projects intended to address such vulnerabilities are not completed on an expedited basis, and with sufficient time for testing in preparation for the upcoming events, critical City services could be vulnerable to damage or destruction by bad actors;

D. An expedited procurement process will reduce the time required to implement necessary security improvements by several months and help ensure that City facilities are secure during the City's upcoming events.

2. In light of the foregoing declaration and determination, the City Council hereby waives the standard requirements under Charter Section 1310 that would otherwise require advertising for bids for the award of the Projects, thereby allowing for awards of public works contracts to contractors without advertising for bids. Whenever practical, City staff shall implement other practices to assure the award of contracts to qualified contractors at reasonable rates, consistent with the practices described in the staff report.

3. Effective date. This resolution shall become effective immediately.

I HEREBY CERTIFY THE FOREGOING TO BE A TRUE COPY OF A RESOLUTION PASSED AND ADOPTED BY THE CITY OF SANTA CLARA, CALIFORNIA, AT A REGULAR MEETING THEREOF HELD ON THE ____ DAY OF _____, 2025, BY THE FOLLOWING VOTE:

AYES:

COUNCILORS:

NOES: COUNCILORS:

ABSENT: COUNCILORS:

ABSTAINED: COUNCILORS:

ATTEST: _____
NORA PIMENTEL, MMC
ASSISTANT CITY CLERK
CITY OF SANTA CLARA