

DATE SUBMITTED 05-27-2020
 SUBMITTED BY Public Services Dir.
 DATE ACTION REQUIRED 06-03-2020

Agenda Item No E - 3
 CITY COUNCIL ACTION (X)
 PUBLIC HEARING REQUIRED ()
 RESOLUTION (X)
 ORDINANCE 1ST READING ()
 ORDINANCE 2ND READING ()
 CITY CLERK'S INITIALS ()

**IMPERIAL CITY COUNCIL
 AGENDA ITEM**

SUBJECT: DISCUSSION/ACTION: DECLARE EMERGENCY AT WASTEWATER TREATMENT PLANT – MANHOLES.

1. APPROVAL OF RESOLUTION NO. 2020-28, DECLARING AN EMERGENCY AND AUTHORIZING THE CITY MANAGER TO TAKE SUCH ACTION AS MAY BE NECESSARY IN RESPONSE THERETO.

BACKGROUND/SUMMARY:

On the evening of Wednesday May 20, 2020, it was discovered that there was a sink hole that had developed at the main collector point manholes outside the influent pump building at the Wastewater Treatment Plant. The manholes were partially collapsed, causing the formation of a sinkhole. If these were to completely collapse the conveyance of wastewater to the plant would cease thereby causing health and safety issues to the community.

An emergency was declared by the Interim City Manager that night and repairs to the structures was authorized. Repairs to the damage are currently underway. Staff is requesting City Council ratify the emergency action taken and approve Resolution No. 2020-28.

A & R Construction was called in to start the emergency repairs. All work is being conducted by A & R Construction and city staff. At this time there is no estimate of time or costs. An update will be provided to Council as information becomes available.

FISCAL IMPACT Unknown.

STAFF RECOMMENDATION: Council declares emergency and ratifies action already taken and approve Resolution.

MANAGER'S RECOMMENDATION: Approve MANAGER'S INITIAL OK

MOTION:

SECONDED: APPROVED () REJECTED ()
 AYES: DISAPPROVED () DEFERRED ()
 NAYES:
 ABSENT: REFERRED TO:

RESOLUTION NO. 2020-28

**RESOLUTION DECLARING AN EMERGENCY, AND
AUTHORIZING THE CITY MANAGER TO TAKE SUCH
ACTION AS MAY BE NECESSARY IN RESPONSE TO
THERETO**

WHEREAS, the City operates and maintains a waste water treatment plant (WWTP); and

WHEREAS, wastewater generated in the city is delivered to the WWTP by way of an underground conveyance system; and

WHEREAS, when the underground conveyance enters the WWTP and is served by three separate manholes; and

WHEREAS, because of the age of the manholes and the extremely corrosive gases associated with untreated wastewater, the walls of the manholes have deteriorated; and

WHEREAS, one of the three manholes has partially collapsed causing a sinkhole; and

WHEREAS, if any of the three manholes were to completely collapse, the conveyance of wastewater into the WWTP would cease, thereby causing a backup into the city collection system; and

WHEREAS, such backup would potentially expose persons and property to injury and damage; and

WHEREAS, the deterioration of the manholes and potential for collapse and backup constitutes an emergency under applicable law and such emergency would not reasonably permit delays associated with a competitive solicitation for bids and the actions authorized herein are necessary to respond to the emergency; and

WHEREAS, in order to safeguard the public health and safety and to protect property, it is necessary to take immediate action to repair the subject manholes; and

WHEREAS, the city council wishes to delegate authority to the city manager to take such action as may be necessary to repair the manholes and otherwise address the emergency as described herein.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The above-referenced recitals are true and correct and are incorporated herein.

2. The City Council declares that the public interest and necessity demand the immediate expenditure of public money to safeguard life, health or property, and hereby delegates to the city manager the authority to take such immediate further action as may be necessary to safeguard life, health or property in connection with repair to the WWTP manholes in accordance with Public Contracts Code Sections 20168 and 22050 and without otherwise complying with bid requirements required by law.

3. The City Council authorizes action set forth herein and further ratifies action taken to date to monitor and address the potential collapse of manholes on the basis that the emergency described herein will not permit a delay resulting from a competitive solicitation of bids and the action is necessary to respond to the emergency.

APPROVED, PASSED AND ADOPTED, at the regular meeting of the City Council this 3rd day of June, 2020.

Mayor

ATTEST:

City Clerk