

DATE SUBMITTED 04/26/2023
 SUBMITTED BY Public Services
 DATE ACTION REQUIRED 05/03/2023

COUNCIL ACTION
 PUBLIC HEARING REQUIRED
 RESOLUTION
 ORDINANCE 1ST READING
 ORDINANCE 2ND READING
 CITY CLERK'S INITIALS ab

**IMPERIAL CITY COUNCIL
 AGENDA ITEM**

SUBJECT: Continue Emergency Wastewater Line Repairs	DISCUSSION/ACTION: 1. Continue Emergency of repairs for City Wastewater lines in Alleyway
DEPARTMENT INVOLVED: Public Services -Wastewater	
BACKGROUND/SUMMARY: There is a City wastewater line located in the alley to the west of El Zarape Restaurant. A sewer backup occurred at the restaurant and, upon inspection, it was discovered that the City wastewater line is in a deteriorated condition and is not properly sloped. As a consequence of the condition of the wastewater line, there is significant exposure to an interruption in service and/or a sewer spill. Such condition poses a threat to the public health and safety. Council adopted Resolution 2023-15 on April 19 th . Public Services is currently waiting on parts for arrival and expected lead times to complete repairs and rectify issues.	
FISCAL IMPACT: To be determined	FINANCE INITIALS <u>DDP</u>
STAFF RECOMMENDATION: Approve Continuation of Emergency	DEPT. INITIALS <u>[Signature]</u>
MANAGER'S RECOMMENDATION: <u>Approve</u>	CITY MANAGER'S INITIALS <u>OTM</u>
MOTION: SECONDED: _____ APPROVED <input type="checkbox"/> REJECTED <input type="checkbox"/> AYES: _____ DISAPPROVED <input type="checkbox"/> DEFERRED <input type="checkbox"/> NAYES: _____ ABSENT: _____ REFERRED TO: _____	

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Agenda Item No. _____

DATE SUBMITTED April 19, 2023
 SUBMITTED BY Public Services
 DATE ACTION REQUIRED April 19, 2023

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: Resolution Declaring Emergency and Authorizing Repair I. Approval of Resolution to authorize repair of a city wastewater line on an emergency basis.	
DEPARTMENT INVOLVED: <u>Public Services</u>	
BACKGROUND/SUMMARY: There is a City wastewater line located in the alley to the west of El Zarape Restaurant. A sewer backup occurred at the restaurant and, upon inspection, it was discovered that the City wastewater line is in a deteriorated condition and is not properly sloped. As a consequence of the condition of the wastewater line, there is significant exposure to an interruption in service and/or a sewer spill. Such condition poses a threat to the public health and safety and it is recommended that Council adopt the attached resolution which would authorize repair of the wastewater line on an emergency basis.	
FISCAL IMPACT: TO BE DETERMINED	FINANCE INITIALS _____
STAFF RECOMMENDATION: Approve Resolution	DEPT. INITIALS  _____
MANAGER'S RECOMMENDATION: Adopt resolution to authorize repair on an emergency basis	CITY MANAGER'S INITIALS  _____
MOTION: SECONDED: APPROVED () REJECTED () AYES: DISAPPROVED () DEFERRED () NAYES: ABSENT: REFERRED TO:	

RESOLUTION NO. 2023-15

**RESOLUTION DECLARING AN EMERGENCY,
RATIFYNG ACTION TAKEN TO ADDRESS THE
EMERGENCY AND AUTHORIZING REPAIR ON AN
EMERGENCY BASIS**

WHEREAS, the City operates and maintains a wastewater collection system (“System”);
and

WHEREAS, the System includes a line which runs from south to north in the alley immediately adjacent to and west of El Zarape restaurant and serves properties in that vicinity (“Wastewater Line”); and

WHEREAS, the City received notice of a sewer backup at El Zarape; and

WHEREAS, inspection of the Wastewater Line disclosed that it is in a deteriorated condition due to its age and does not have proper slope; and

WHEREAS, if not addressed on an emergency basis, the Wastewater Line could result in a sewer spill and pose a threat to the public health and safety; and

WHEREAS, the above described conditions constitute an emergency under applicable law and such emergency would not reasonably permit delays associated with a competitive solicitation for bids and the actions taken herein were necessary to respond to the emergency; and

WHEREAS, in order to safeguard the public health and safety, it was necessary to take immediate action to repair/replace the Wastewater Line; and

WHEREAS, the City Council wishes to ratify action taken by staff and the City Manager to address the conditions which constitute the emergency.

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 demands the immediate expenditure of public money to safeguard life, health or property, and hereby ratifies action taken by staff and the City Manager to repair/replace the Wastewater Line emergency basis to safeguard life, health or property in accordance with applicable provisions of the Public Contracts Code and without otherwise complying with bid requirements required by law.

3. The City Council authorizes payment for repair/replacement of the Wastewater Line.

APPROVED, PASSED AND ADOPTED, at the regular meeting of the City Council this 19th day of April, 2023.

Katherine Burnworth, Mayor

ATTEST:

City Clerk



