




DATE SUBMITTED 06/24/2020
 SUBMITTED BY Public Services
 DATE ACTION REQUIRED 07/01/2020

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

**IMPERIAL CITY COUNCIL
 AGENDA ITEM**

SUBJECT: DISCUSSION/ACTION: Declare Emergency at Nance & Worthington Area Manholes	
1. Approval of Resolution NO. 2020-____, Declaring an emergency and authorizing the City Manager to take such action as may be necessary in response thereto.	
DEPARTMENT INVOLVED: Public Services	
BACKGROUND/SUMMARY: On the evening of Monday, June 22, 2020, it was discovered that there was a sink hole that had developed on Nance Rd. near the intersection of Worthington Rd. The manhole was partially collapsed, causing the formation of a sinkhole. If this manhole was to completely collapse the conveyance of wastewater to the plant or nearest pump would cease thereby causing health and safety issues to the community. An emergency was declared by the Interim City Manager the following morning, Tuesday, June 23, 2020 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-__ - 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	FINANCE INITIALS 
STAFF RECOMMENDATION: Council declares emergency and ratifies action already taken and approve resolution.	DEPT. INITIALS 
MANAGER'S RECOMMENDATION: <i>approve</i>	CITY MANAGER'S INITIALS 
MOTION:	
SECONDED: APPROVED () REJECTED () AYES: DISAPPROVED () DEFERRED () NAYES: ABSENT: REFERRED TO:	

RESOLUTION NO. _____

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

WHEREAS, the City operates and maintains a waste water treatment plant (“WWTP”) and associated collection system; and

WHEREAS, wastewater generated in the city is delivered to the WWTP by way of an underground collection system (“Collection System”); and

WHEREAS, when the Collection System includes manholes, including one located in the vicinity of Nance and Worthington Roads (“Manhole”); and

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

WHEREAS, the Manhole is showing evidence of a potential imminent collapse; and

WHEREAS, if the Manhole were to collapse, the collection and conveyance of wastewater for a substantial segment of the community would be interrupted, 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 Manhole 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 Manhole, ratify action already taken 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 Manhole 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 address the potential collapse of the Manhole 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 1st day of July, 2020.

Mayor

ATTEST:

City Clerk

RESOLUTION NO. 2020-45

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

WHEREAS, the City operates and maintains a waste water treatment plant (“WWTP”) and associated collection system; and

WHEREAS, wastewater generated in the city is delivered to the WWTP by way of an underground collection system (“Collection System”); and

WHEREAS, when the Collection System includes manholes, including one located in the vicinity of Nance and Worthington Roads (“Manhole”); and

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

WHEREAS, the Manhole is showing evidence of a potential imminent collapse; and

WHEREAS, if the Manhole were to collapse, the collection and conveyance of wastewater for a substantial segment of the community would be interrupted, 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 Manhole 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

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