






DATE SUBMITTED June 9, 2023  
 SUBMITTED BY Public Services  
 DATE ACTION REQUIRED June 12, 2023

COUNCIL ACTION   
 PUBLIC HEARING REQUIRED   
 RESOLUTION   
 ORDINANCE 1<sup>ST</sup> READING   
 ORDINANCE 2<sup>ND</sup> READING   
 CITY CLERK'S INITIALS

**IMPERIAL CITY COUNCIL  
 AGENDA ITEM**

SUBJECT: Declare Emergency at Aten Rd & HWY 86 Intersection	DISCUSSION/ACTION: I. Discuss. Approve/Disapprove declaration of Emergency at Aten Rd & HWY 86 Intersection
DEPARTMENT INVOLVED: <u>Public Services</u>	
BACKGROUND/SUMMARY: On June 1 <sup>st</sup> , 2023 around 6:40 A.M., a Signal Pole on the Northwest corner of Aten Rd & Hwy 86 was knocked down by a Commercial Truck. The pole and supporting equipment were damaged beyond repair causing the intersection to be placed on red-flash, causing traffic back up and potential safety hazards to life & property. City manager has authorized purchase of a mobile signal that is hoped to provide temporary service by the end of the week.  The City is working diligently to repair and restore control of intersection.	
FISCAL IMPACT: \$32K to date.  Expected shipment date & new equipment is 4-6 months	FINANCE INITIALS 
STAFF RECOMMENDATION: Approve	DEPT. INITIALS 
MANAGER'S RECOMMENDATION: Approve	CITY MANAGER'S INITIALS 
MOTION	
SECONDED: AYES: NAYES: ABSENT:	APPROVED <input type="checkbox"/> DISAPPROVED <input type="checkbox"/> REJECTED <input type="checkbox"/> DEFERRED <input type="checkbox"/> REFERRED TO:

**RESOLUTION NO. 2023-**

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

WHEREAS, the City operates and maintains a Traffic Signal Control System and associated lighting and traffic control operations and various intersections (“System”); and

WHEREAS, the System and associated lighting, provide safe and effective traffic flow;  
and

WHEREAS, the System includes poles, concrete bases and foundations, signal lighting, pedestrian crossing features, wiring and conduit, pull/junction boxes, controller cabinet housing electronics and power backups (“Infrastructures”); and

WHEREAS, the Signal and supporting infrastructures located at the NW corner of Aten Rd and HWY 86 (“Signal”) was struck by a Commercial Truck and was severely damaged beyond repair; and

WHEREAS, in order to safeguard vehicle traffic, pedestrians and to protect the public, life and property, it is necessary to take immediate action to repair the Signal and Infrastructures;  
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 authorized herein are necessary to respond to the emergency;  
and

WHEREAS, the City Council wishes to delegate authority to the City Manager to take such action as may be necessary to repair the Signal Pole in the Traffic Signal Control System, 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 action as may be necessary to safeguard life, health or property in connection with repair to the Signal in the Traffic System 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 authorized by the City Manager taken to date; including but not limited to purchase of a mobile signal, to address the Signal in the Traffic System and potential public and traffic hazard 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 12<sup>th</sup> day of June.

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Katherine Burnworth, Mayor

ATTEST:

\_\_\_\_\_  
City Clerk