



ADDENDUM TO AGENDA

CONSENT CALENDAR

15. DECLARATION OF AN EMERGENCY FOR STORM DRAIN AND SLOPE REPAIR ON ENCINO DRIVE –

Request the City Council approve declaring that pursuant to the terms of Section 22050 of the California Public Contract Code, the City Council affirms that it was appropriate for City staff to forego normal bidding procedures and to initiate emergency repairs of a failed storm drain pipe on Encino Drive. The resolution, which must be passed by four-fifths vote, also declares that public interest and necessity demand the immediate expenditure to safeguard life, health, or property.

Staff Recommendation: **Approval (Engineering Services Department: Julie Procopio)**

RESOLUTION NO. 2017-32

CITY COUNCIL

For City Clerk's Use:

APPROVED **DENIED**

Reso No. _____ File No. _____

Ord No. _____

Agenda Item No.: 15

Date: March 1, 2017

TO: Honorable Mayor and Members of the City Council
FROM: Julie Procopio, Director of Engineering Services/City Engineer
SUBJECT: Declaration of an Emergency for Storm Drain and Slope Repairs on Encino Drive

RECOMMENDATION:

It is requested that the City Council adopt Resolution No. 2017-32, declaring that pursuant to the terms of Section 22050 of the California Public Contract Code, the City Council affirms that it was appropriate for City staff to forego normal bidding procedures and to initiate emergency repairs of a failed storm drain pipe on Encino Drive. The resolution, which must be passed by four-fifths vote, also declares that public interest and necessity demand the immediate expenditure to safeguard life, health, or property

FISCAL ANALYSIS:

Funding for the emergency storm drain repair is currently available in the Street Maintenance Budget. Initial work to stabilize the storm drain and a 14-inch water main is being performed on a time and materials basis, meaning that the contractor will bill for staff time, equipment, and construction materials necessary to prevent further deterioration for an estimated cost of \$20,000. Additional information on the total cost of repair will be provided as soon as design is complete.

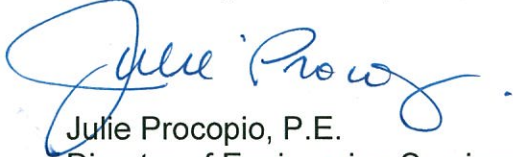
BACKGROUND:

During the second week of February 2017, Public Works crews were notified of a sidewalk that appeared to be settling. The source of the settlement was evaluated and determined to be a localized void at a junction structure. Due to saturated soil conditions and prolonged rain in the forecast, the roadway shoulder and sidewalk were closed and attempts were made to divert run-off from this connection point. The void and settlement were monitored and televised. On February 22, 2017, it was discovered that the void presented a risk to a 14-inch water main. The road was closed and emergency repairs were necessary to permit the continued services of the City and avoid danger to life or property.

Emergency Repair of the Storm Drain and Slope on Encino Drive
March 1, 2017
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Southland Paving mobilized on February 23, 2017 to stabilize the storm drain pipe and a 14-inch water main in preparation for additional forecast rain. Surveying and design of the slope stabilization is underway. Information on the total cost of repair will be provided as soon as it is available.

Respectfully submitted,



Julie Procopio, P.E.
Director of Engineering Services/City Engineer

RESOLUTION NO. 2017-32

A RESOLUTION OF THE CITY COUNCIL OF
THE CITY OF ESCONDIDO, CALIFORNIA,
DECLARING AN EMERGENCY FOR STORM
DRAIN AND SLOPE REPAIRS AT ENCINO
DRIVE

WHEREAS, pursuant to the terms of Section 22035 of the Public Contract Code the City Council may forego normal bidding procedures and pass a resolution by a four-fifths vote declaring that public interest and necessity demand an immediate expenditure to safeguard life, health, or property; and

WHEREAS, pursuant to the terms of Section 10-131 of the Escondido Municipal Code the City Council has delegated the authority to order an emergency action to the City Manager or designee when repairs or replacements are necessary to permit the continued conduct of the operation or services of the city, or to avoid danger to life or property; and

WHEREAS, the Engineering Services Director/City Engineer, in consultation with the City Manager, has determined that a significant storm drain and slope failure in Encino Drive, as detailed in the staff report accompanying this resolution, has made immediate action a necessity; and

WHEREAS, the Engineering Services Director/City Engineer must report to the City Council pursuant to Section 22050 of the Public Contract Code, the reasons justifying why the emergency will not permit a delay resulting from a competitive solicitation for bids and why the action is necessary to respond to the emergency; and

WHEREAS, the Engineering Services Director/City Engineer has determined that access to this heavily traveled local collector street is critical to ensure the orderly transportation of the public in the surrounding areas;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Escondido, California, as follows:

1. That the above recitations are true.
2. That the City Council accepts the determination by the Engineering Services Director/City Engineer and finds that the storm drain and slope failure has caused a public safety emergency and that this continued action is necessary to ensure public safety and health, by making repairs as soon as possible.
3. That the City Council finds that the emergency will not permit a delay resulting from a competitive solicitation for bids.