

E Environment Committee

Meeting date: October 23, 2007

For the Metropolitan Council Meeting of November 14, 2007

ADVISORY INFORMATION	
Date:	October 16, 2007
Subject:	Ratification of Declaration of Emergency for Repair of Water Line Break at Metro WWTP
District(s), Member(s):	All
Policy/Legal Reference:	Council Policy 3-3 Expenditures
Staff Prepared/Presented:	Richard Halsted 651-602-1038
Division/Department:	MCES c/o William G. Moore 651-602-1162

Proposed Action/Motion

That the Metropolitan Council ratify the attached *Justification for and Declaration of Emergency* for repair of water line break at Metro WWTP.

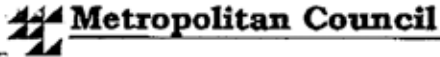
Issue(s)

- A break in the water line going to the EPS Building fire hydrant caused a sink hole between the railroad tracks and the building.
- The sink hole could potentially damage the railroad tracks and without the fire hydrant there would be no fire coverage in that area of the plant.

Overview and Funding

The Metropolitan Council has delegated authority to the Regional Administrator to declare emergencies on behalf of the Council when the health, safety, or welfare of the public is compromised or potentially compromised, and immediate action is required to address the emergency. The emergency declaration is then presented to the appropriate implementation committee for approval, and placed on the following Council consent list for formal ratification.

The cost of repairs is estimated at \$50,000. Funding will be from the annual operating budget.



Justification for and Declaration of Emergency

<p><i>"A declared public emergency is an emergency situation in which the health, safety or welfare of the public or the safety of Metropolitan Council employees or facilities is compromised or potentially compromised and requires immediate action to correct."</i></p>	
<p>I REQUEST THAT A PUBLIC EMERGENCY BE DECLARED, BASED UPON THE FOLLOWING:</p>	
<p>Describe the nature of the emergency situation:</p>	<p>Water line going to EPS Building Fire Hydrant is broken by the rail tracks causing a sink hole.</p>
<p>Explain why this situation is a present, immediate, and existing emergency:</p>	<p>No fire coverage in that area of the Metro Plant.</p>
<p>Explain how this emergency does or will affect the healthy, safety, or welfare of the public or the safety of Metropolitan Council employees or facilities:</p>	<p>Area Fire station has been notified. Pipe break needs to be corrected for the safety of plant personnel and facility assets.</p>
<p>(Complete reverse side of form and sign)</p>	

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Describe the supplies or services which must be acquired to remedy this emergency situation, including the estimated cost:	LAMETTI & SONS INC Estimated cost: \$50,000
Identify how you chose the contractor(s) (Emergency Contractors List, vendor database, etc.):	The depth of the break is approx. 30 feet that requires equipment large enough to handle the job.
Quotes are not required in declared emergencies. If quotes were obtained, describe your efforts to obtain them:	No other quotes obtained
List the other vendors, if any, that have expressed an interest in providing goods or services relating to this emergency:	None
I hereby certify that the information presented on this form is accurate and complete to the best of my knowledge and belief.	
Requestor's Signature: <i>Alfred Roy</i>	Title :ABM - MBI Date: October 11, 2007
Signature: <i>Jim Schmitt</i>	<i>William J. ...</i> General Manager/Division Director Date: 10/11/07
<p><small>Based on the above information, an emergency situation exists within the meaning of the Council Procurement Policy. Carrying out the competitive bidding process and the technical requirements of the Council's Procurement Policy, and awaiting Council declaration of an emergency and approval for the purchase of materials or supplies or the making of emergency repairs would significantly and unacceptably delay the commencement of repair work on the above referenced project. The Metropolitan Council, by its Procurement Policy, has delegated authority to the Regional Administrator to declare an emergency on behalf of the Council in such cases. Therefore, I declare on behalf of the Metropolitan Council that an emergency exists as described above and that the emergency situation requires the immediate purchase of materials or supplies or the making of emergency repairs. I authorize the General Manager/Division Director named above to let appropriate contracts and make payments for the purchase of materials or supplies or the making of repairs necessary to meet the emergency situation without advertising for bids, without meeting other technical requirements of Council Procurement Policy, and without prior approval of the Council. If the costs to correct the emergency situation total \$25,000 or more, I direct that this emergency declaration and any such contracts and/or payments be presented to the Metropolitan Council for formal ratification at its next meeting.</small></p>	
Signature: <i>J. ...</i>	Regional Administrator Date: 10-11-07