

1 RESOLUTION NO.

2 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVERSIDE,
3 CALIFORNIA, (1) DECLARING THAT THE EMERGENCY STORM DRAIN
4 REPAIRS ON MAGNOLIA AVENUE AT THE INTERSECTIONS OF
5 ELMWOOD COURT, BANDINI AVENUE, AND LINWOOD PLACE IS OF
6 URGENT NECESSITY FOR THE PRESERVATION OF LIFE, HEALTH, AND
7 PROPERTY PURSUANT TO CHARTER SECTION 1109; (2) AUTHORIZING
8 A CONTRACT WITH C.P. CONSTRUCTION CO., INC. FOR THE
9 EMERGENCY STORM DRAIN REPAIRS; AND (3) AUTHORIZING THE
10 PROCUREMENT IN THE AMOUNT OF \$187,508.86 TO C.P.
11 CONSTRUCTION CO., INC. FOR THE EMERGENCY REPAIRS.

12 WHEREAS, on Magnolia Avenue, at the cross streets of Elmwood Court, Bandini Avenue,
13 and Linwood Place, there are three (3) separate storm drain systems that take storm runoff from the
14 east side of Magnolia Avenue to the west side; and

15 WHEREAS, City staff (“Staff”) estimates these storm drain systems to be over one hundred
16 (100) years old; and

17 WHEREAS, while attempting to clean these lines using hydro-jetting equipment, Staff noticed
18 large amounts of dirt and rocks would come out of the line with no end, signally the possibility of
19 broken pipes; and

20 WHEREAS, Staff attempted to put a camera in the lines to observe the pipes condition and
21 found evidence of broken pipes and areas where the hydro-jetter appeared to be out of the pipe and
22 into the surrounding area underground; and

23 WHEREAS, Staff was concerned that these voids could collapse, causing an urgent necessity
24 to take action to preserve life, health, and property; and

25 WHEREAS, Magnolia Avenue was also under construction with paving and concrete
26 improvements which required heavy equipment being used over the areas of concern and the street
27 was also scheduled to be paved in the middle of March; and

28 WHEREAS, on or about February 25, 2022, Staff contacted C. P. Construction Co., Inc. (“CP
Construction”) and created an emergency requisition for the pipes to be excavated, replaced, and any
voids filled; and

WHEREAS, CP Construction found several parts of the pipes had been broken and also found
a few voids in the surrounding area, including a significant void on Linwood Place; and

1 WHEREAS, the total cost to complete the work was One Hundred Eighty-Seven Thousand
2 Five Hundred Eight Dollars and Eighty-Six Cents (\$187,508.86); and

3 WHEREAS, due to the emergency nature of this project and based upon the facts set forth
4 above, the Purchasing Services Manager approved an expenditure to CP Construction for the
5 emergency storm drain repairs in the amount of One Hundred Eighty-Seven Thousand Five Hundred
6 Eight Dollars and Eighty-Six Cents (\$187,508.86), in accordance with Purchasing Resolution No.
7 22576, Sections 300 through 302; and

8 WHEREAS, City Charter section 1109 provides that expenditures for such emergency repairs
9 may be approved without advertising for bids if such work, supplies or materials shall be deemed by
10 the City Council to be of urgent necessity for the preservation of life, health or property, and shall be
11 authorized by resolution passed by at least five affirmative votes of the City Council and containing a
12 declaration of the facts constituting such urgency.

13 NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Riverside,
14 California, as follows:

15 Section 1: The above recitals are incorporated herein by reference.

16 Section 2: On the basis of the foregoing recitals and the staff report accompanying this
17 Resolution, it is hereby found and declared that the emergency storm drain repairs on Magnolia
18 Avenue at the intersections of Elmwood Court, Bandini Avenue, and Linwood Place, were of urgent
19 necessity for the preservation of life, health, and property, and that the storm drain repairs procured
20 without competitive bidding pursuant to Resolution No. 22576 and City Charter section 1109 are
21 hereby approved.

22 Section 3: The City Manager, or his designee, is authorized to execute the appropriate contract
23 documents with C. P. Construction Co., Inc. for the necessary work in the amount of One Hundred
24 Eighty-Seven Thousand Five Hundred Eight Dollars and Eighty-Six Cents (\$187,508.86).

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1 ADOPTED by the City Council this ____ day of _____, 2022.

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PATRICIA LOCK DAWSON
Mayor of the City of Riverside

Attest:

DONESIA GAUSE
City Clerk of the City of Riverside

I, Donesia Gause, City Clerk of the City of Riverside, California, hereby certify that the foregoing resolution was duly and regularly adopted at a meeting of the City Council of said City at its meeting held on the ____ day of _____, 2022, by the following vote, to wit:

- Ayes:
- Noes:
- Absent:
- Abstain:

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of Riverside, California, this ____ day of _____, 2022.

DONESIA GAUSE
City Clerk of the City of Riverside