

## **Environment Committee**

Meeting date: July 14, 2015

For the Metropolitan Council meeting of July 22, 2015

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| <b>Subject:</b> Ratification of Emergency Declaration for Repair and Replacement of Mendota Forcemain |
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### **Proposed Action**

That the Metropolitan Council ratifies the attached *Justification for and Declaration of Emergency* for repair and replacement of Mendota forcemain.

### **Summary of Committee Discussion/Questions**

No comments or questions at this time.

**Motion to approve the proposed action was made, seconded, and passed unanimously.**

## Environment Committee

Meeting date: July 14, 2015

For the Metropolitan Council meeting of July 22, 2015

**Subject:** Ratification of Emergency Declaration for Repair and Replacement of Mendota Forcemain

**District(s), Member(s):** District 13, Richard Kramer

**Policy/Legal Reference:** Policy 3-3, Expenditures; Policy 3-4, Procurement

**Staff Prepared/Presented:** Karen Keenan, 651-602-4561

**Division/Department:** MCES c/o Leisa Thompson, 651-602-8101

### Proposed Action

That the Metropolitan Council ratifies the attached *Justification for and Declaration of Emergency* for repair and replacement of Mendota forcemain.

### Background

MnDOT is improving the drainage system and resurfacing Highway 13 between Second Street in Mendota and I-35E in Lilydale. A forcemain spill along Interceptor 8360 was detected by MnDOT construction staff on Friday, July 10. MCES staff responded by shutting down the pipe flows and trucking flows from Lift Station L61 to a nearby discharge point while a temporary conveyance system is established. It appears the spill was contained on the site and what remained on the surface was recovered by our vactor truck.

Forcemain 8360 is needed to provide continuous wastewater service to the City of Mendota. Temporary measures are in place to keep service to the community; however a permanent and immediate solution is needed. There is a threat to public health from the wastewater pipe leak.

Highway 13 is currently closed due to the MnDOT project and will reopen in August 2015. A significant cost savings will accrue to replace the 1600 LF of pipe in conjunction with the ongoing road (Hwy 13) construction, as well as avoidance of a second future road closure.

MCES staff is evaluating the best option to repair the pipe. Currently, the design team is considering a localized spot repair, 1600 linear feet of cured in place pipe or 1600 linear feet of new forcemain pipe with costs up to \$1,000,000.

### Rationale

Metropolitan Council has delegated authority to the Regional Administrator to declare an emergency on behalf of the Council when: (1) health, safety, or welfare of the public is compromised or potentially compromised and requires immediate action to correct; or (2) significant cost savings is immediately available through circumstances previously unknown and requires immediate action to take advantage of the situation. Both circumstances exist in this situation.

### Funding

2015 Operating Budget for immediate corrective actions.

2015 Capital Program, Program 809000, for pipe replacement.

### Known Support / Opposition

No known opposition

|        |          |             |                       |                |              |
|--------|----------|-------------|-----------------------|----------------|--------------|
| Status | Approved | Status Date | 7/14/2015 11:14:47 AM | Current Holder | Jacoby, Jody |
|--------|----------|-------------|-----------------------|----------------|--------------|

  

**METROPOLITAN**  
C O U N C I L

## EMERGENCY DECLARATION FORM

"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."

INSTRUCTIONS: Fields marked with an asterisk (\*) or outlined in red are required. All names must be entered in the following format: Last Name, First Name (e.g., Johnson, Joe). Responses must be limited to 255 characters, unless otherwise noted. Do not print this form. For assistance, contact [Contracts and Procurement](#).

NOTE: The signature boxes are controlled by the status of the form and the name of the person who is logged in to the computer. For example, the From Signature box will only be active when the person listed in the From Name field is logged in to the computer. If you would like to save your progress and allow for the appropriate person to log in to the computer, please click the Save As Draft button at the bottom of the form. You will then receive an automated email containing a link to the form which, if necessary, you may forward to the appropriate person.

|                        |   |
|------------------------|---|
| Requestor Name         | Keenan, Karen                                   |
| Requestor's Supervisor | Pickart, Bryce                                  |
| Requestor Division     | Environmental Services                          |
| Emergency Title        | Highway 13 - Interceptor 8360 Emergency Repairs |

**I REQUEST THAT A PUBLIC EMERGENCY BE DECLARED BASED UPON THE FOLLOWING:**

|   |   |
|---|---|
| Describe the nature of the emergency situation.   | <p>Please note that a maximum of 1275 characters are allowed in the space below. Current count: 762 characters.</p> <p>MnDOT is improving the drainage system and resurfacing Highway 13 between Second Street in Mendota and I-35E in Lilydale. A forcemain spill along Interceptor 8360 was detected by MnDOT construction staff Friday, July 10. MCES staff responded by shutting down the pipe flows and trucking flows from Lift Station L61 to a nearby discharge point while a temporary conveyance system is established. It appears that the spill was contained on the site in their subcut and what was remaining on the surface was recovered by our vactor truck.</p> <p>MCES staff is evaluating the best option to repair the pipe. Currently, the design team is considering a localized spot repair, 1600lf of cured in place pipe, or 1600 lf of new forcemain pipe with costs up to \$1,000,000.</p> |
| Explain why this situation is a present, immediate, and existing emergency.   | <p>Please note that a maximum of 1275 characters are allowed in the space below. Current count: 504 characters.</p> <p>Forcemain 8360, which serves the City of Mendota, cannot be used due to the pipe break. Immediate pipe repairs are needed to keep continuous service to this community. Highway 13 closed due to the MnDOT project and will reopen in August 2015.</p> <ol style="list-style-type: none"> <li>1. There is a threat to public health from the wastewater pipe leak.</li> <li>2. A significant cost savings will accrue to replace the 1600 LF of pipe in conjunction with the ongoing road (Hwy 13) construction, as well as avoidance of a second future road closure.</li> </ol>  |
| 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>Please note that a maximum of 1275 characters are allowed in the space below. Current count: 277 characters.</p> <p>Forcemain 8360 is needed to provide continuous wastewater service to the City of Mendota. Temporary measures are in place to keep service to the community, however a permanent and immediate solution is needed. There is a threat to public health from the wastewater pipe leak.</p>  |
| Describe the supplies or services which must be acquired to remedy this emergency situation, including the estimated cost.                                  | <p>Please note that a maximum of 1275 characters are allowed in the space below. Current count: 250 characters.</p> <p>Specialty contractor is required to install a temporary wastewater diversion pumping system and General contractor to remove/replace 1600lf of 6" forcemain pipe and install/modify 2 structures with the associated tests - total costs up to \$1,000,000.</p>  |
| Identify how you chose the contractor(s).   | <p>Estimated Cost \$1,000,000</p> <p>Please note that a maximum of 1275 characters are allowed in the space below. Current count: 255 characters.</p>   |

On-site contractors performing MnDOT work were selected:

Specialty contractor, Rain-for-Rent - prequalified MCES temporary conveyance contractor  
 General contractor, New Look Construction - this contractor is onsite and qualified to install forcemain pipe

Quotes are not required in declared emergencies. If quotes were obtained, please attach them here.

Click the button below to attach any documents that should be routed along with the form. Remove all special characters (!@#\$\$%^) from filenames prior to attaching.

[Click here to attach a file](#)

#### Approval

I hereby certify that the information presented on this form is accurate and complete to the best of my knowledge and belief.

Requestor

Signature:

Keenan, Karen

Date:

7/14/2015 10:22:08 AM

Requestor's  
Supervisor

Signature:

Date:

Division Director /  
General Manager

Signature:

Pickart, Bryce

Date:

7/14/2015 11:02:29 AM

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 \$100,000 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.

Regional  
Administrator

Signature:

Kooistra, Wes

Date:

7/14/2015 11:14:47 AM

[EXIT](#)

[SAVE AS DRAFT](#)

[SUBMIT](#)