

C15 Adopt a resolution regarding the Breslauer Campus Sewer Line which: (1) Finds an emergency exists that will not permit a delay resulting from a competitive solicitation for bids to repair the sewer line pursuant to Public Contract Code Sections 1102, 20134, and 22050; (2) designates authority to the Public Works Director to take all actions necessary to remedy the emergency pursuant to Public Contract Code Section 22050(b)(1); (3) waives the requirements for competitive bidding or giving notice for bids for contracts to perform modification work to the sewer line pursuant to Public Contract Code Section 22050; (4) finds the project to repair the sewer line to be exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines 14 California Code of Regulations Section 15302(c) for replacement or reconstruction of existing utility systems and/or facilities involving negligible or no expansion of capacity and Section 5269(b) for emergency repairs to publicly or privately owned service facilities necessary to maintain service essential to the public health, safety, or welfare; and (5) approve budget amendments which decrease appropriations and revenue by \$130,000 in the Land Buildings and Improvement Budget (BU 166) and transfer appropriations in the amount of \$58,500 in the MHSA Adult Services Budget (BU 404) and \$71,500 in the Social Services Admin Budget (BU 501).

STAFF REPORT

BOARD MEETING DATE: May 27, 2025

CATEGORY: Consent Calendar 15

SUBJECT: Adopt a resolution regarding the Breslauer Campus Sewer Line which: (1) Finds an emergency exists that will not permit a delay resulting from a competitive solicitation for bids to repair the sewer line pursuant to Public Contract Code Sections 1102, 20134, and 22050; (2) designates authority to the Public Works Director to take all actions necessary to remedy the emergency pursuant to Public Contract Code Section 22050(b)(1); (3) waives the requirements for competitive bidding or giving notice for bids for contracts to perform modification work to the sewer line pursuant to Public Contract Code Section 22050; (4) finds the project to repair the sewer line to be exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines 14 California Code of Regulations Section 15302(c) for replacement or reconstruction of existing utility systems and/or facilities involving negligible or no expansion of capacity and Section 5269(b) for emergency repairs to publicly or privately owned service facilities necessary to maintain service essential to the public health, safety, or welfare; and (5) approve budget amendments which decrease appropriations and revenue by \$130,000 in the Land Buildings and Improvement Budget (BU 166) and transfer appropriations in the amount of \$58,500 in the MHSA Adult Services Budget (BU 404) and \$71,500 in the Social Services Admin Budget (BU 501).

DEPARTMENT: Public Works

SUPERVISORIAL DISTRICT #: All

DEPARTMENT CONTACT: John Heath, Assistant Public Works Director, (530) 225-5661

STAFF REPORT APPROVED BY: Troy Bartolomei, Public Works Director

<u>Vote Required?</u>	<u>General Fund Impact?</u>
4/5 Vote	No General Fund Impact

RECOMMENDATION

Adopt a resolution which: (1) Finds an emergency exists that will not permit a delay resulting from a competitive solicitation for bids to repair the sewer line pursuant to Public Contract Code Sections 1102, 20134, and 22050; (2) designates authority to the Public Works Director to take all actions necessary to remedy the emergency pursuant to Public Contract Code Section 22050(b)(1); (3) waives the requirements for competitive bidding or giving notice for bids for contracts to perform modification work to the sewer line pursuant to Public Contract Code Section 22050; (4) finds the project to repair the sewer line to be exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines 14 California Code of Regulations Section 15302(c) for replacement or reconstruction of existing utility systems and/or facilities involving negligible or no expansion of capacity and Section 5269(b) for emergency repairs to publicly or privately owned service facilities necessary to maintain service essential to the public health, safety, or welfare; and (5) approve budget amendments which decrease appropriations and revenue by \$130,000 in the Land Buildings and Improvement Budget (BU 166) and transfer appropriations in the amount of \$58,500 in the MHSA Adult Services Budget (BU 404) and \$71,500 in the Social Services Admin Budget (BU 501).

DISCUSSION

The main sewer line serving facilities on the Breslauer Campus is old and fragile. A camera inspection showed the sewer line is in jeopardy of imminent failure due to certain areas nearly void of any remaining pipe. County staff have been making spot repairs as failures or blockages occur. The frequency and size of the repairs have increased considerably. The sewer line serves the Crisis Residential and Recovery Center (CRRC). It must remain in continual operation. It may not be served by temporary sanitation or

hygiene facilities.

Informal bids to repair the sewer line have been obtained. All exceeded the \$75,000 maximum amount allowed to forego the formal bidding process. The proposed resolution authorizes the Public Works Director to enter into contracts to affect the needed modifications without competitive bidding. Public Contract Code section 22050(a)(1) states, "In the case of an emergency, a public agency, pursuant to a four-fifths vote of its governing body may repair or replace a public facility, take any directly related and immediate action required by that emergency, and procure the necessary equipment, services, and supplies for those purposes, without giving notice for bids to let contracts."

Pursuant to CEQA Guidelines 14 California Code of Regulations Section 15302(c) replacement or reconstruction of existing utility systems and/or facilities involving negligible or no expansion of capacity are exempt and pursuant to Section 5269(b) emergency repairs to publicly or privately owned service facilities necessary to maintain service essential to the public health, safety or welfare are exempt.

ALTERNATIVES

The Board may decline to make the emergency finding. Plans and specifications could be prepared and circulated for competitive bidding. The project completion would be delayed by five to seven months. Facilities on the Breslauer Campus, including the CRRC, could be left without access to sewer. The CRRC must operate continually. It cannot be served by temporary sanitation and personal hygiene facilities.

OTHER AGENCY INVOLVEMENT

County Counsel has approved the resolution as to form. The recommendation has been reviewed by the County Administrative Office.

FISCAL IMPACT

There is no General Fund impact as a result of the recommended actions. The total estimated cost for this project is \$130,000, including construction, administration, and contingency. Upon approval of the recommendation, sufficient appropriations for this project will be included in the Fiscal Year 2024-25 budgets.

ATTACHMENTS:

- 1: Proposed Resolution
- 2: Budget Amendment – LB&I
- 3: Budget Amendment – MHSA & Social Services

RESOLUTION NO. 2025-XXX

**RESOLUTION OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF SHASTA
FINDING THAT EMERGENCY CONDITIONS EXIST REQUIRING THE REPAIR OF
BRESLAUER CAMPUS SEWER LINE**

WHEREAS, Public Contract Code Section 1102 defines an emergency as “a sudden unexpected occurrence that poses a clear and imminent danger, requiring immediate action to prevent or mitigate the loss or impairment of life, health, property, or essential public services”; and

WHEREAS, pursuant to Public Contract Code Section 20134(a), “In cases of emergency, when repair or replacements are necessary to permit the continued conduct of county operations or services, the board of supervisors, by majority consent, may proceed at once to replace or repair any and all structures without adopting the plans, specifications, strain sheets, or working details or, subject to Chapter 2.5 (commencing with Section 22050), giving notice for bids to let contracts. If notice for bids to let contracts will not be given, the board shall comply with Chapter 2.5 (commencing with Section 22050)”; and

WHEREAS, Public Contract Code Section 22050(a)(1) states, “In the case of an emergency, a public agency, pursuant to a four-fifths vote of its governing body may repair or replace a public facility, take any directly related and immediate action required by that emergency, and procure the necessary equipment, services, and supplies for those purposes, without giving notice for bids to let contracts”; and

WHEREAS, pursuant to Public Contract Code Section 22050(c)(3), the Board of Supervisors shall terminate the action at the earliest possible date that conditions warrant so that the remainder of the emergency action may be completed by giving notice for bids to let contracts; and

WHEREAS, the sewer line that serves facilities on the Breslauer Campus, including the 24-hour Crisis Residential and Recovery Center (CRRC) is failing on a recurring basis; and

WHEREAS, the CRRC must operate continually; and

WHEREAS the recurrence intervals and magnitude of the line failures have recently increased to a point that County staff are struggling to perform timely repairs; and

WHEREAS, it is imminent that the sewer line will fail to a point that cannot be repaired by County staff; and

WHEREAS, the CRRC cannot be served by temporary sanitation and personal hygiene facilities.

NOW, THEREFORE BE IT RESOLVED AND PROCLAIMED by the Board of Supervisors of the County of Shasta that the status and conditions of the sewer line which serves the Crisis Residential and Recovery Center constitutes an emergency under Public Contract Code Section 1102.

Resolution No. 2025-XXX

May 27, 2025

Page 2 of 3

NOW, BE IT FURTHER RESOLVED, PROCLAIMED AND ORDERED that the Board of Supervisors of the County of Shasta hereby finds, based on substantial evidence, that the emergency will not permit a delay resulting from a competitive solicitation for bids, and that the actions hereby authorized are necessary to respond to the emergency.

NOW, BE IT FURTHER RESOLVED, PROCLAIMED AND ORDERED that during the existence of this emergency, the Board of Supervisors of the County of Shasta, State of California, waives the competitive bidding requirements pursuant to Public Contract Code Section 22050 and accordingly, the County shall repair, replace, restore, or relocate any parts, infrastructure, materials, or systems necessary to prevent or mitigate failure of the sewer line by the emergency and shall otherwise take any directly related and immediate action required by the emergency, and shall procure the necessary equipment, services, and supplies for those purposes, without giving notice for bids to let contracts.

NOW, BE IT FURTHER RESOLVED, PROCLAIMED AND ORDERED that the Shasta County Public Works Director is hereby granted authority to order any related action reasonably necessary to repair, replace, restore, or relocate any parts, infrastructure, materials, or systems necessary to prevent or mitigate failure of the sewer line by the emergency and shall otherwise take any directly related and immediate action required by the emergency, and shall procure the necessary equipment, services, and supplies for those purposes, without giving notice for bids to let contracts, and is further authorized to enter into and sign contracts required by the emergency, in accordance with this Resolution and Public Contract Code section 22050(b)(1).

NOW, BE IT FURTHER RESOLVED AND PROCLAIMED that the repair work and related actions referenced herein are statutorily exempt from the California Environmental Quality Act (CEQA) under CEQA guidelines 14 CCR Section 15302 (c) for replacement or reconstruction of existing utility systems and/or facilities involving negligible or no expansion of capacity and Section 15269(b) for emergency repairs to publicly or privately owned service facilities necessary to maintain service essential to the public health, safety or welfare.

NOW, BE IT FURTHER RESOLVED, PROCLAIMED AND ORDERED that the Board of Supervisors will review the need for continuing emergency work at its next regularly scheduled meeting and thereafter, at least once every fourteen days until this Board determines review is no longer required in accordance with Public Contract Code Section 22050.

Resolution No. 2025-XXX
May 27, 2025
Page 3 of 3

DULY PASSED AND ADOPTED this 27th day of May, 2025, by the Board of Supervisors
of the County of Shasta, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:
RECUSE:

KEVIN W. CRYE, CHAIR
Board of Supervisors
County of Shasta
State of California

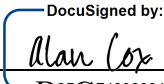
ATTEST:

DAVID J. RICKERT
Clerk of the Board of Supervisors

APPROVED AS TO FORM:

JOSEPH LARMOUR
County Counsel

By: _____
Deputy

DocuSigned by:
By:  05/15/2025 | 10:45 AM PDT
Alan B. Cox
Senior Deputy County Counsel

**COUNTY
OF
SHASTA
DEPARTMENT OF PUBLIC WORKS**

C. Troy Bartolomei, Director

MEMORANDUM

DATE May 12, 2025

FAF 020004

TO Erin Bertain, Deputy CEO

FROM C. Troy Bartolomei, Director



SUBJECT Budget Amendment for Land Buildings & Improvements Budget Unit

A budget amendment in the amount of \$130,000 is requested in the Land Buildings & Improvements Budget Unit 16600. The purpose of this budget amendment is to decrease appropriations and revenue for the 2634 Breslauer HVAC Project, which has been completed and came in under budget. The departments would like to transfer these funds to Services and Supplies for the Breslauer Campus Sewer Line.

After your approval, please forward to the Auditor-Controller's office to prepare the budget transfer document for final approval. This item will be presented to the Board of Supervisors on May 27, 2025. If you have any questions, please contact Rachelle Kaschke at extension 5665. Thank you for your assistance in this matter.

CTB/rlk

Attachment

email: CAO Analyst Team, caobudget@shastacounty.gov

Budget Amendment

Land Buildings & Improvements

DEPARTMENT NAME

APPROPRIATIONS
INCREASE <DECREASE>


COST CENTER	ACCOUNT	ACCOUNT DESCRIPTION	BUDGET READS	BUDGET SHOULD READ	AMOUNT OF TRANSFER (+/-)
16600	061209	2634 Breslauer HVAC	244,178	114,178	(130,000)
					-
					-
					-
					-
					-
TOTAL					(130,000)

REVENUE
INCREASE <DECREASE>

COST CENTER	ACCOUNT	ACCOUNT DESCRIPTION	BUDGET READS	BUDGET SHOULD READ	AMOUNT OF TRANSFER (+/-)
16600	800404	Trans in M Hlth Services Act	128,865	70,365	(58,500)
16600	800501	Trans in Social Services	189,220	117,720	(71,500)
					-
					-
					-
					-
					-
TOTAL					(130,000)



Inter-Office Memorandum

To: Erin Bertain, Deputy CEO
From: Christy Coleman, Acting HHSa Director 
Date: May 14, 2025
Re: Budget Amendment for Behavioral Health & Social Services (404/501)

Please prepare a FY 2024-25 budget amendment for MHSA (BU 404) and Social Services (BU 501) transferring appropriations from Trans Out Capital Projects (095166) to Prof & Special Services (034800) for the emergency replacement of a sewer line located at the Breslauer campus. The budget amendment is expected to go to the Board of Supervisors for consideration on 5/27/25.

MHSA

DEPARTMENT NAME

APPROPRIATIONS

INCREASE <DECREASE>

ORG KEY	ACCOUNT	ACCOUNT DESCRIPTION	BUDGET READS	BUDGET SHOULD READ	AMOUNT OF TRANSFER (+/-)
40401	034800	PROF & SPECIAL SERVICES	4,698,000	4,756,500	58,500
40400	095166	TRANS OUT CAPITAL PROJECTS	128,865	70,365	(58,500)
TOTAL					0

SOCIAL SERVICES

DEPARTMENT NAME

APPROPRIATIONS

INCREASE <DECREASE>

ORG KEY	ACCOUNT	ACCOUNT DESCRIPTION	BUDGET READS	BUDGET SHOULD READ	AMOUNT OF TRANSFER (+/-)
50100	034800	PROF & SPECIAL SERVICES	5,734,158	5,805,658	71,500
50100	095166	TRANS OUT CAPITAL PROJECTS	189,220	117,720	(71,500)
TOTAL					0

Thank you.