

CITY OF READING
RESOLUTION NO. 92 2015

RESOLUTION FOR APPROVAL OF
EMERGENCY MANAGEMENT PROCLAMATION

WHEREAS, on October 22, 2015, the Mayor of the City of Reading issued an Emergency Management Proclamation (the "Emergency Management Declaration") because, on July 31, 2015, excessive rainfall damaged an eight foot diameter corrugated metal storm sewer pipe, causing a 30 foot section to separate and become embedded in the riverbed of the Schuylkill River and another 40 foot section was discovered to be substantially deformed on September 2, 2015 ("Compromised Storm Sewer");

WHEREAS, despite efforts by the Public Works Department to resolve the problems with the Compromised Storm Sewer, the Pennsylvania Department of Environmental Protection has informed the City that it considers the Compromised Storm Sewer as an emergency situation that may have a deleterious effect on public health and safety and expects the City to act immediately to resolve the situation and make emergency repairs;

WHEREAS, in order to immediately implement mitigation measures to prevent the loss and damage to property and impact to public health and safety as a result of the Compromised Storm Sewer, the engineering design of a solution and construction services associated with replacing the Compromised Storm Sewer must be procured in a manner consistent with the Emergency Purchase Procedures set forth in the City's Administrative Code.

NOW, THEREFORE, the undersigned, an authorized representative of the City of Reading, hereby certifies that at a Regular Meeting held on 26th day of October, 2015, after due notice, at which a quorum was present, the Reading City Council adopted the following Resolution:

"RESOLVED, the Reading City Council does hereby adopt, approve and ratify the Emergency Management Declaration and declaration of a state of emergency with regard to the Compromised Storm Sewer.

"FURTHER RESOLVED, the Reading City Council hereby consents to the extension of the state of emergency with regard to the Compromised Storm Sewer until such time that the Public Works Department has successfully completed the replacement of the Compromised Storm Sewer.

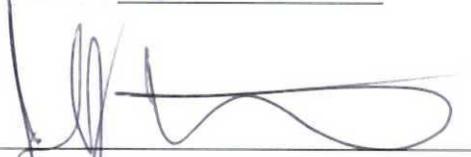
"FURTHER RESOLVED, the City of Reading Public Works Department shall have the authority to coordinate all activities of emergency response, to take all appropriate action needed to alleviate the effects of the disaster, to aid in the

restoration of essential public services, and to take any other emergency response actions deemed necessary to respond to this emergency.

“FURTHER RESOLVED, officials of the City of Reading shall act as necessary to meet the current exigencies of this emergency, namely: by the retention of consultants and professionals to advise and oversee the repairs, by the rental of equipment, by the purchase of supplies and materials, and by entering into such contracts and agreements for the performance of public works as may be required to meet the emergency, all without regard to those time-consuming procedures and formalities normally prescribed by law, mandatory constitutional and requirements under the Emergency Purchasing Procedures set forth in the City’s Administrative Code excepted.

Adopted by Council on

Oct 20



President of Council

I, **LINDA A. KELLEHER**, City Clerk of the City of Reading, Pa., do hereby certify, that the foregoing is a true and correct copy of the original Resolution passed by the Council of the City of Reading, on the 26 day of Oct, A. D. 2015. Witness my hand and seal of the said City this 27 day of Oct, A. D. 2015.

Attest:


City Clerk
CITY CLERK

CITY OF READING

EMERGENCY MANAGEMENT PROCLAMATION

October 22, 2015

WHEREAS, the City of Reading (“City”) operates a storm sewer collection and conveyance system for the management of control of storm water in the City;

WHEREAS, on July 31, 2015, excessive rainfall damaged an eight foot diameter corrugated metal storm sewer pipe, causing a 30 foot section to separate and become embedded in the riverbed of the Schuylkill River and another 40 foot section was discovered to be substantially deformed on September 2, 2015 (“Compromised Storm Sewer”);

WHEREAS, stormwater normally conveyed through the Compromised Storm Sewer is being diverted and causing uncontrolled erosion and sedimentation in the Schuylkill River causing the potential for substantial loss and damage to property;

WHEREAS, despite the efforts by the Public Works Department to resolve the problems with the Compromised Storm Sewer, the Pennsylvania Department of Environmental Protection has informed the City that it considers the Compromised Storm Sewer as an emergency situation that may have a deleterious effect on public health and safety and expects the City to act immediately to resolve the situation and make emergency repairs;

WHEREAS, pursuant to Section 7501 of the Emergency Management Services Act (35 Pa. C.S.A § 7501), the governing body of a political subdivision may authorize the mayor to declare a local disaster emergency subject to ratification by the governing body and such emergency shall not last more than seven days except with the consent of City Council;

WHEREAS, pursuant to Section 1203 of the Third Class City Code (53 P.S. § 36203), the Mayor may issue a proclamation declaring a state of emergency for a period not to exceed five (5) days unless extended by action of the City Council;

WHEREAS, in order to immediately implement mitigation measures to prevent the loss and damage to property and impact to public health and safety as a result of the Compromised Storm Sewer, the engineering design of a solution and construction services associated with replacing the Compromised Storm Sewer must be procured in a manner consistent with the Emergency Purchase Procedures set forth in the City's Administrative Code.

NOW, THEREFORE, I, the undersigned Mayor of the City of Reading, pursuant to the provisions of the Emergency Management Act and Third Class City Code, do hereby declare a disaster emergency in the City of Reading in specific regard to the Compromised Storm Sewer.

Further, I direct the City of Reading Public Works Department to coordinate all activities of emergency response, to take all appropriate action needed to alleviate the effects of the disaster, to aid in the restoration of essential public services, and to take any other emergency response actions deemed necessary to respond to this emergency.

Still further, I authorize officials of the City of Reading to act as necessary to meet the current exigencies of this emergency, namely: by the retention of consultants and professionals to advise and oversee the repairs, by the rental of equipment, by the purchase of supplies and materials, and by entering into such contracts and agreements for the performance of public works as may be required to meet the emergency, all without regard to those time-consuming procedures and formalities normally prescribed by law, mandatory constitutional and requirements under the Emergency Purchasing Procedures set forth in the City's Administrative Code excepted.

Vaughn D. Spencer, Mayor

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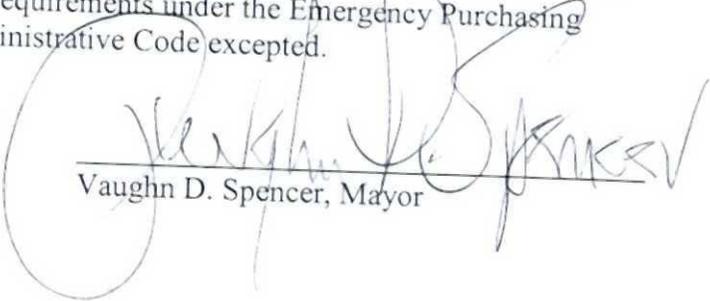
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Vaughn D. Spencer, Mayor