
CITY OF SUSANVILLE
66 N. Lassen Street • Susanville CA
Quincy McCourt, Mayor
Thomas Herrera, Mayor pro tem
Russ Brown • Mendy Schuster • Kevin Stafford

Susanville City Council
Special Council Meeting • City Council Chambers
Tuesday, January 31, 2023 – 8:00 AM

CALL THE MEETING TO ORDER
ROLL CALL

- 1. APPROVAL OF AGENDA: *(Additions and/or Deletions)***
- 2. PUBLIC COMMENT REGARDING CLOSED SESSION ITEMS (if any): *Any person may address the Council at this time upon any subject for discussion during Closed Session.***
- 3. CLOSED SESSION:**
 - A. CONFERENCE WITH LABOR NEGOTIATIONS – pursuant to Government Code §54957.6:**
 1. *Admin Unit*
 2. *Fire Unit*
 3. *Miscellaneous Unit*
 4. *Professional Technical Unit*
 5. *Public Works Unit*
- 4. RETURN TO OPEN SESSION: *(recess if necessary)***
 - *Reconvene in open session*
 - *Pledge of allegiance*
 - *Invocation*
 - *Report any changes to agenda*
 - *Report any action out of Closed Session*
- 5. BUSINESS FROM THE FLOOR: *Any person may address the Council at this time upon any subject on the agenda or not on the agenda within the jurisdiction of the City Council. However, comments on items on the agenda may be reserved until the item is discussed and any matter not on the agenda that requires action will be referred to staff for a report and action at a subsequent meeting.*
*Presentations are subject to a five-minute limit.***
- 6. CONSENT CALENDAR: *No business.***
- 7. PUBLIC HEARINGS: *No business.***
- 8. COUNCIL DISCUSSION/ANNOUNCEMENTS:**
- 9. NEW BUSINESS:**
 - 9.A** [*Consider Resolution No. 23-6093, pursuant to Public Contracts Code Section 20168 authorizing emergency repairs to the Diamond Mountain Golf Course facility.*](#)
- 10. CONTINUING BUSINESS: *No business.***
- 11. CITY ADMINISTRATOR REPORTS: *No business.***

12. FUTURE COUNCIL ITEMS:

13. ADJOURNMENT:

- *The next regular meeting of the Susanville City Council will be held on February 1, 2023 at 4:30pm.*

AGENDA ITEM NO. 9.A
Action Item

SUSANVILLE CITY COUNCIL AGENDA ITEM

Submitted By: Dan Newton, Administrative Services

Action Date: January 31, 2023

SUBJECT: Consider **Resolution No. 23-6093**, pursuant to Public Contracts Code Section 20168 authorizing emergency repairs to the Diamond Mountain Golf Course facility.

PRESENTED BY: Dan Newton, City Administrator

SUMMARY:

On January 22, 2023, a burst water pipe was discovered at the Diamond Mountain Golf Course clubhouse located on Circle Drive. The water pipe, which is located in the ceiling of the building, appears to have frozen despite the facility being heated at a temperature of 55 degrees. It is estimated that the low temperatures experienced during the week prior had caused the pipe to freeze and due to the facility being closed, the leak was not noticed for a couple of days.

The facility is insured and to ensure that the facility can open to the public in March of 2023 the repairs need to be completed immediately. Pursuant to the California Public Contract Code, in emergency situations, the City Council may find that an emergency exists and adopt by four-fifths vote a resolution declaring that an emergency exists and that the "Public interest and necessity demand the immediate expenditure of public money to safeguard life, health, or property."

Due to the urgency of drying out of the facility to prevent further damage, including mold, a local contractor has already begun to open up some of the flooded areas and dehumidify the interior space. In addition, the city's insurance adjuster has been contacted to begin the claims process. The immediate expenditure of funds is necessary to safeguard city property and, although this is an insurance-reimbursed project, the public contract code still applies.

Therefore, the City Administrator requests authorization to complete the necessary repairs without conducting the normally required public bidding process.

FISCAL IMPACT: Insurance Deductible up to \$25,000. May be reduced to \$1,000 if elected to use the banking layer.

ACTION REQUESTED:

Motion to approve Resolution No. 23-6093, pursuant to Public Contracts Code Section 20168 authorizing emergency repairs to the Diamond Mountain Golf Course facility.

ATTACHMENTS:

[23-6093.pdf](#)

RESOLUTION NO. 23-6093
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SUSANVILLE
PURSUANT TO PUBLIC CONTRACT CODE SECTION 20168
AUTHORIZING EMERGENCY REPAIRS TO THE
DIAMOND MOUNTAIN GOLF COURSE CIRCLE DRIVE CLUBHOUSE FACILITY

WHEREAS, the City Council of the city of Susanville having been informed and advised that the following emergency situation exists: water/flood damage due to a broken water pipe at the Diamond Mountain Golf Course Circle Drive Club House Facility; and

WHEREAS, Public Contracts Code Section 20168 authorizes the City Council to adopt by a four-fifths vote of its members a resolution declaring that an emergency exists and that the "Public interest and necessity demand the immediate expenditure of public money to safeguard life, health, or property"; and

WHEREAS, the situation that exists due to the damage is one where the public interest and necessity demand the immediate expenditure of public money to safeguard life, health or property in that the Diamond Mountain Golf Course is a vital part of the City's public service and the repairs need to be completed with as little disruption as possible to avoid mold growth and allow the facility to open in March of 2023; and

WHEREAS, due to the aforementioned emergency and facts and circumstances, pursuant to Public Contract Code Section 20168 the project can be commenced and completed without further compliance with part 3, Chapter 1 of the Public Contract Code; and

WHEREAS, it has been determined that the permanent repair must be completed by an outside contractor in order to have the least disruption in public service.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Susanville:

1. That there exists an emergency due a broken water pipe causing extensive water damage to the Diamond Mountain Golf Course Circle Drive Club House Facility; and
2. The city of Susanville is hereby authorized to engage in the services of a licensed contractor and proceed to repair the damage to the facility; and
3. That the city of Susanville shall proceed with said public work, and that as stated in Public Contract Code Section 20168, "if notice for bids to let contract will not be given," the City Council shall comply with public Contract Code Section 22050.

BE IT FURTHER RESOLVED that the City Council of the City of Susanville hereby authorizes:

1. The City Administrator to engage and execute a contract with a licensed contractor to begin repairs to the facility; and
2. The Finance Manager to modify the budget as needed to accommodate the repairs.

APPROVED: _____
Quincy McCourt, Mayor

ATTEST: _____
Heidi Whitlock, City Clerk

The foregoing Resolution was adopted at a special meeting of the City Council of the City of Susanville, held on the 31st day of January, 2023, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Heidi Whitlock, City Clerk

APPROVED AS TO FORM: _____
Margaret Long, City Attorney