



AGENDA
SPECIAL BOARD MEETING
November 14, 2022
4:30 p.m.

1. **Agenda Review**
2. **Old Business**
3. **New Business Items for Discussion and Approval**
 - a. Resolution 22-18; Declaration of Emergency Project – Secondary Clarifier Number 2
4. **Legal Counsel**
5. **Executive Session (staff excused)**



**SANITARY BOARD OF THE WESTERN LAKE
SUPERIOR SANITARY DISTRICT**

RESOLUTION NO. 22-18

DECLARATION OF EMERGENCY PROJECT

BE IT RESOLVED by the Sanitary Board of the Western Lake Superior Sanitary District as follows:

WHEREAS, on October 29, 2022, Secondary Clarifier No. 2 tripped, resulting in a shutdown of the Clarifier. An initial preliminary investigation of the cause discovered that the center column of the Clarifier broke and twisted allowing the center platform to unsafely rotate. Secondary Clarifier No. 2 is no longer operational, requiring an emergency response and repair by Western Lake Superior Sanitary District; and

WHEREAS, cleaning and inspection of the Secondary Clarifier will need to be conducted as quickly as possible to identify the exact cause and develop a solution; and

WHEREAS, the age of the Secondary Clarifier equipment and the nature of the failure suggests that the other three Secondary Clarifiers might also be at risk of sudden failure. Immediate cleaning and inspection of these other clarifiers will also be conducted as soon as possible to allow evaluation of the equipment; and

WHEREAS, an immediate repair of Secondary Clarifier No. 2 must be performed after the Secondary Clarifier is cleaned and before it is put back into service, and there is not sufficient time to seek bids from contractors. Immediate cleaning and inspection, and possible repair, of the remaining three Secondary Clarifiers is necessary to prevent further damage and possible unplanned shutdowns of critical wastewater treatment equipment, and there is not sufficient time to seek bids from contractors; and

WHEREAS, an emergency response is required to protect public health and the environment; and

WHEREAS, Minn. Stat. § 458D.21, subd. 2, provides that it is not necessary to advertise for bids for material and equipment, or in making repairs, in excess of \$5,000 if an emergency exists which requires immediate repair.

NOW, THEREFORE, BE IT RESOLVED, that the Sanitary Board of the Western Lake Superior Sanitary District hereby concludes that an emergency exists requiring immediate action and construction of a permanent repair of Secondary Clarifier No. 2 and cleaning and inspection of the remaining three clarifiers in a time period too short to conduct public bidding.

Dated this 14th day of November, 2022.

SANITARY BOARD OF THE WESTERN
LAKE SUPERIOR SANITARY DISTRICT

By: _____
Laura Ness
Its: Chair

By: _____
Julene Boe
Its: Secretary