

Resolution No.

STOCKTON CITY COUNCIL

RESOLUTION APPROVING FINDINGS AND RATIFYING EXPENDITURES FOR THE EMERGENCY ENVIRONMENTAL CLEAN-UP AND REMEDIATION OF A HAZARDOUS MATERIALS SPILL AT 4873 NORTH WEST LANE

On March 26, 2016, the City Council approved Resolution 2016-03-26-0302 updating the Sewer System Management Plan (SSMP), which includes the Sanitary Sewer Overflow Emergency Response Plan (SSOERP). Both the SSMP and the SSOERP comply with the requirements of State law for immediate response and remediation of hazardous material spills; and

The Municipal Utilities Department (MUD) Environmental Control Division maintains a list of local companies qualified and licensed to handle hazardous materials. Response to illicit discharges is rotated through these companies based on their ability to respond and whether the appropriate insurance is on file; and

On May 5, 2025, a hazardous petroleum product spill of approximately 300 gallons was reported to the Stockton Fire Department at 4873 North West Lane. MUD Environmental Control and stormwater inspectors were contacted, investigated and determined that the spill threatened public health, property, and the environment. Ponder Environmental Services, Inc. (Ponder) was selected to assist with the clean-up and remediation; and

The City Manager approved the request for emergency procurement authorization for the clean-up of the illicit discharge in accordance with City Manager Emergency Contract and Procurement Policy (17.05.150), which provides a process for rapidly acquiring needed materials or services for critical, unforeseen government need amid emergency situations as defined in Chapter 3.68 of the Stockton Municipal Code, and City Council Resolution 2019-03-05-1109, which authorizes a rotating vendor list for environmental cleanup and abatement services; and

The clean-up and remediation efforts were completed on June 13, 2025, and the cost of services provided by Ponder was \$168,943.87; now, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF STOCKTON, AS FOLLOWS:

1. The City Council approves the following findings pursuant to Stockton Municipal Code Section 3.68.070 to support and justify an exception to the competitive bidding process for emergency environmental clean-up and remediation of the hazardous materials spill at 4873 North West Lane.

- a. A hazardous materials spill of petroleum products at 4873 North West Lane, was reported to the City.

- b. Emergency environmental containment, clean-up, and remediation of the stormwater drainage system, public right of way, and gutters were necessary to protect public health, property, and the environment in accordance with environmental regulations.
- c. City Council Resolution 2019-03-05-1109 approved a rotating vendor list for environmental cleanup and abatement services and allowed staff to quickly respond to address the hazardous materials spill, satisfying California Health and Safety Code requirements.
- d. Ponder is a responsive contractor that was available and capable of completing the necessary environmental cleanup and mitigation, which was in the best interest of the public.
- e. Ponder completed the clean-up and remediation of the spill area on June 13, 2025.
- f. Final expenses have been identified in the amount of \$168,943.87.

2. The City Council ratifies the total expenditure of \$168,943.87 for the emergency environmental clean-up and remediation of the hazardous materials spill at 4873 North West Lane.

3. The City Manager, or designee, is hereby authorized to take necessary and appropriate actions to carry out the purpose and intent of this Resolution.

PASSED, APPROVED, and ADOPTED August 26, 2025.

CHRISTINA FUGAZI
Mayor of the City of Stockton

ATTEST:

KATHERINE ROLAND, CMC, CPMC
City Clerk of the City of Stockton