

RESOLUTION NO. 497

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON, DECLARING AN EMERGENCY AND AUTHORIZING THE PURCHASE OF A DIESEL STAND-BY GENERATOR, AUTOMATIC TRANSFER SWITCH AND POURING OF CONCRETE SLAB FOR PUMP STATION 10, WITHOUT THE NEED FOR COMPLIANCE WITH THE PURCHASING REQUIREMENTS OF RCW 39.04.190, RCW 39.04.155, AND CITY OF GIG HARBOR RESOLUTION NO. 411.

WHEREAS, on or about December 19, 1996, as a result of a power failure or power surge, there was a failure in the control board and automatic transfer switch on the emergency generator for the pump at Pump Station No. 10; and

WHEREAS, the generator provides emergency backup power for the pumps at Pump Station 10, and the pumps are needed to discharge sewage from the Forest Grove Apartments to the City's sewer system and must be operable at all times; and

WHEREAS, this failure and the inability to obtain replacement parts caused an emergency situation which required the City's immediate purchase of a new diesel standby generator and automatic transfer switch, and the City's retention of a contractor to pour a concrete slab which completed the installation of the generator; and

WHEREAS, the City has the option to perform maintenance and repairs on the pump station and force main serving the Forest Grove Apartments per Addendum No. 1 to Utility Extension and Capacity Agreement dated March 18, 1991; and

WHEREAS, reimbursement will be sought from the Forest Grove Apartments pursuant to said Addendum; and

WHEREAS, because of this emergency, the City was unable to comply with the City's Resolution applicable to purchases of equipment; NOW THEREFORE,

THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON, HEREBY RESOLVES AS FOLLOWS:

Section 1. Finding and Declaration of Emergency. The City Council hereby declares that an emergency existed requiring the immediate action by the City Public Works Director in order to preserve the public health, safety, property and welfare. The Council further declares that the delay necessitated by compliance with the procedures for procurement of equipment and

construction of public works found in City Resolution No. 411, RCW 39.04.190 and RCW 39.04.155, would have prevented the City from coping with the emergency in time to prevent significant damage to private property. This declaration of emergency is based upon the following findings of fact:

A. Pump Station 10 processes all of the sewage generated by the Forest Grove Apartments.

B. On or about December 19, 1996, the control board and automatic transfer switch on the existing pump in the wastewater treatment plant failed. This failure resulted in an inability of the pumps to continue pumping sewage to the City's sewer system. Replacement parts were not available.

C. This inability to pump sewage to the City's sewer system would have caused damage to dwelling units and other property, and health and safety risks for residents at the Forest Grove Apartments.

D. The City Public Works Director authorized the repair of the existing generator and electrical system, and the purchase of a new diesel standby generator, automatic transfer switch, and related electrical system work as necessary to continue pump operation, for a total cost of \$18,166.36.

E. In order to complete installation of the standby generator in the wastewater treatment plant, a concrete slab had to be poured for the generator and the City Public works Director hired a contractor for this purpose, at a total cost of \$1,620.00;

Section 2. Authorization to Contract. The City Council hereby ratifies and approves the purchase of the diesel standby generator, automatic transfer switch, the contract for pouring of the concrete slab, and related equipment and services already provided at the behest of the City Public Works Director in connection with the failure described in Section 1.

Section 3. Payment for Services Rendered and Equipment Purchased. The City Council hereby authorizes the Public Works director to pay the invoices for purchase of the diesel standby generator and automatic transfer switch, pouring of the concrete slab, and related equipment and services .

Section 4. Reimbursement. The City Council hereby authorizes the Public Works Director to seek reimbursement for the amounts in Sections D and E, expended by the City on behalf of the Forest Grove Apartments pursuant to said Addendum.

Section 5. Publication. Pursuant to RCW 39.04.200 and Resolution No. 411, a description of work performed by the contractor for the pouring of the concrete slab, and the invoice for purchase of equipment shall be posted by the City.

RESOLVED by the city Council this 23rd day of June, 1997.

APPROVED:

MAYOR, GRETCHEN WILBERT

ATTEST/AUTHENTICATED:

CITY CLERK, MOLLY M. TOWSLEE

APPROVED AS TO FORM;
OFFICE OF THE CITY ATTORNEY:

BY: _____

FILED WITH THE CITY CLERK: 6/20/97
PASSED BY THE CITY COUNCIL: 6/23/97
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