

RESOLUTION NO. 841

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON, DECLARING THE EXISTENCE OF AN EMERGENCY NECESSITATING THE WAIVER OF COMPETITIVE BIDDING REQUIREMENTS TO ADDRESS THE EMERGENCY REPAIRS OF LIFT STATION #7 LOCATED AT THE CORNER OF REID DRIVE NW AND HOLLYCROFT STREET NW AFTER A RECENT SINGLE VEHICLE ACCIDENT; WAIVING THE REQUIREMENTS OF RCW 39.04.190, RCW 39.04.155, AND CITY OF GIG HARBOR RESOLUTION NO. 797, AS ALLOWED BY RCW 39.04.280; AND AUTHORIZING THE EMERGENCY REPAIRS.

WHEREAS, RCW 39.04.280(1)(c) authorizes the City to waive competitive bidding and professional selection requirements in the event of an emergency; and

WHEREAS, RCW 39.04.280(3) defines an emergency as an unforeseen circumstance beyond the control of the municipality that either (a) presents a real, immediate threat to the proper performance of an essential function; or (b) will likely result in material loss or damage to property, bodily injury or loss of life if immediate action is not taken; and

WHEREAS, on August 16, 2010 the Wastewater Treatment Plant staff received a call from City Hall that there had been a single vehicle accident damaging Lift Station #7. The Wastewater Treatment Plant staff found that the control panel had been completely removed from its base and pushed up the hill approximately 20 feet. The accident tore the primary power and pump control wiring from the current lift station in such a way that it is non-repairable. The vehicle also tore and broke the wiring and main circuit breaker to the auxiliary power unit (generator) rendering it unusable. Upon further inspection, it was noted that the valve vault had been struck and was also dislocated; and

WHEREAS, the proper functioning of this lift station is critical to the health and safety of citizens and the environment because it pumps raw sewage and keeps it from running into our streets and storm drains; and

WHEREAS, the City Administrator and acting Wastewater Treatment Plant Supervisor inspected the damage and concluded from their inspections that the Lift Station required emergency repairs in order to to secure the public health, safety, property and welfare; and

WHEREAS, because of this emergency, the City is unable to comply with the City's resolution applicable to bidding procedures; NOW, THEREFORE,

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

Section 1. Finding and Declaration of Emergency. Based upon the WHEREAS clauses above, which are incorporated as findings, the City Council hereby declares that an emergency exists requiring the immediate action by the City 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. 797, RCW 39.04.190 and RCW 39.04.155, prevents the City from coping with the emergency in time to minimize impact to the City's vital infrastructure.

Section 2. Authorization of Repairs. The City Council hereby authorizes expenditures necessary for the emergency repairs and authorizes the Mayor to execute contracts necessary to complete the work.

RESOLVED by the City Council this 13th day of September, 2010.

APPROVED:


MAYOR CHUCK HUNTER

ATTEST/AUTHENTICATED:


MAUREEN WHITAKER, ASST. CITY CLERK

FILED WITH THE CITY CLERK: 09/13/10
PASSED BY THE CITY COUNCIL: 09/13/10
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