

RESOLUTION NO. 2012-02

A RESOLUTION OF THE CITY OF GRANITE FALLS DECLARING AN EMERGENCY AND AUTHORIZING THE MAYOR TO EXECUTE A SMALL PUBLIC WORKS CONTRACT FOR THE REPAIR AND/OR REPLACEMENT OF A WATER LINE IN THE VICINITY OF GALENA STREET AND PORTAGE AVENUE AND A FIRE HYDRANT WATER LINE IN THE VICINITY OF CASCADE AVENUE WITHOUT CALLING FOR BIDS FOR A TOTAL COST NOT TO EXCEED \$15,000.00.

WHEREAS, RCW 39.04.280(1)(c) and (e) provide an exemption to public bid requirements for public works projects and purchases for emergency situations; and

WHEREAS, RCW 39.04.280(3) states an emergency “means unforeseen circumstances beyond the control of the municipality that either: (a) present a real, immediate threat to the proper performance of essential functions; 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, an fire flow pressure testing and subsequent field investigation in the Galena/Portage/Granite Ridge area within the City of Granite Falls revealed that a water line in the vicinity of Galena Street and Portage Ave is structurally damaged, is not functioning, and must be repaired or replaced in order to provide essential water flow; and

WHEREAS, said testing and investigation also revealed a leak in a fire hydrant line running from a valve on Cascade Avenue and said line must be repaired or replaced in order for the fire hydrant at that location to function properly; and

WHEREAS, the damaged water and fire hydrant lines present a real, immediate threat to the proper performance of an essential function of the City—providing water for a variety of uses—including water flow for fire hydrants; and

WHEREAS, the loss of the use of the water line and fire hydrant line due to the structural damage creates an unacceptable and significant risk of material loss or damage to property, bodily injury or loss of life; and

WHEREAS, it is estimated that the costs of the repairing and/or replacing the lines will not exceed \$15,000; and

WHEREAS, it is estimated that utilizing the normal small works bid process for the repair and/or replacement work regarding the water and fire hydrant lines would prevent the necessary repairs and/or replacement from being completed in a timely manner; and

WHEREAS, the Public Works Director contacted E & D Excavating, Inc. and said entity is willing do the necessary repair and/or replacement work for a cost not exceed \$15,000.00; and

WHEREAS, it is essential to the health, safety, and welfare of the citizens of Granite Falls that immediate action be taken to repair and/or replace the water and fire hydrant lines; and

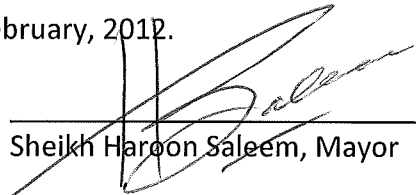
WHEREAS, the City Council finds it to be in the best interest of the City to declare an emergency to exist due to the aforementioned conditions and to authorize execution of a small public works contract with E & D Excavating for the repair and/or replacement of the water and fire hydrant lines without calling for bids.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GRANITE FALLS, WASHINGTON, DOES HEREBY RESOLVE AS FOLLOWS:

1. The above recitals constitute findings of facts in support of the emergency declaration contained in this Resolution.
2. An emergency is hereby declared regarding the current status and structural damage of the water and fire hydrant lines described in the above recitals.
3. On the basis of said emergency, the Mayor is hereby authorized and directed to execute a small public works contract with E & D Excavating, Inc. for the repair and/or replacement of the water line without calling for bids at a cost not to exceed \$15,000.00.


PASSED by the City Council this 21st day of February, 2012.

APPROVED by the Mayor this 21st day of February, 2012.



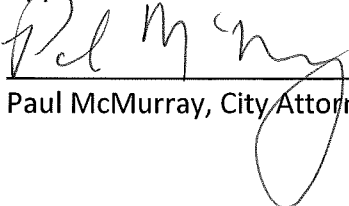
Sheikh Haroon Saleem, Mayor

Attest:



Darla Reese, City Clerk

Approved as to form:



Paul McMurray, City Attorney