

RESOLUTION NO. 568

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 REPLACEMENT OF AN 8-INCH WATER LINE AND SUBSEQUENT ROADWAY RESTORATION ALONG HARBORVIEW DRIVE, AFTER A RECENT WATER LINE BREAK, ALSO WAIVING RCW 39.04.190, RCW 39.04.155, AND CITY OF GIG HARBOR RESOLUTION NO. 411, AS ALLOWED BY RCW 39.04.280.

WHEREAS, on July 12, 2001 and July 14, 2001, the existing 8-inch diameter waterline within Harborview Drive broke, causing water to heave the existing roadway including portions of the sidewalk; and

WHEREAS, Harborview Drive including portions of the sidewalk was substantially damaged from the large force of water escaping from the fractured line; and

WHEREAS, the existing water line within Harborview Drive has been temporarily repaired by City crews but due to the age of the line, the potential for further damage from additional line breaks is high; and

WHEREAS, the damage sustained in the water line breaks has caused a high possibility of further damage from additional breaks in the old existing line which required the City's immediate hiring of a construction contractor to replace the damaged section of existing water line with a new ductile iron line and make the necessary repairs to Harborview Drive including the damaged sidewalk sections, and

WHEREAS, because of this emergency, the City is unable to comply with the City's Resolution applicable to minimum 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. The City Council hereby declares that an emergency exists 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, will prevent the City from coping with the emergency in time to minimize impact to the City's infrastructure. This declaration of emergency is based upon the following findings of fact:

- A. On July 12, 2001 and July 14, 2001, the existing 8-inch diameter waterline within Harborview Drive experienced a break. This break damaged Harborview Drive including portions of the sidewalk that has created a pedestrian hazard. The water line break also left multiple citizens along Harborview without water.
- B. The existing waterline is constructed of asbestos concrete pipe over 60 years old. This pipe has a high likelihood of fracturing again and causing further property damage and safety concerns along Harborview Drive.
- C. On July 18, 2001 the Public Works Director contracted with Looker Inc., to perform the replacement of the damaged waterline and effect repairs to Harborview Drive and the adjacent sidewalk on a time and materials cost of approximately \$50,000.00. The final contract total will be calculated on the actual time and material cost of the work as identified.
- D. The City Public Works Director requires Council ratification of the utilization of Looker, Inc. on a time and material cost to perform the repairs of the existing waterline and effect repairs to Harborview Drive and the adjacent sidewalk.

Section 2. Authorization to Contract. The City Council hereby ratifies and approves the Public Works Director contracting with Looker Inc, on a time and material cost of approximately \$50,000.00 for the replacement of the damaged waterline and repairs to Harborview Drive and the adjacent sidewalk in connection with the emergency described in Section 1.

Section 3. Posting and Recording. Pursuant to RCW 39.04.280, this Resolution has been passed within two weeks after the Public Works Director's action authorizing the contractor to begin work. The City shall post a description of work to be performed by the contractor for the work at Harborview Drive.

RESOLVED by the City Council this 23rd day of July, 2001.

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: 7/20/01
PASSED BY THE CITY COUNCIL: 7/23/01
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