

**HIGHLINE WATER DISTRICT
King County, Washington**

RESOLUTION 18-6-26A

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF HIGHLINE WATER DISTRICT, KING COUNTY, WASHINGTON, DECLARING AN EMERGENCY PURSUANT TO RCW 39.04.280(1)(e), WAIVING THE REQUIREMENTS OF CHAPTER 39.80 RCW FOR THE RETENTION OF ENGINEERING SERVICES, WAIVING THE COMPETITIVE BIDDING REQUIREMENTS OF RCW 57.08.050, AND AUTHORIZING AND DIRECTING THE DISTRICT MANAGER OR DESIGNEE TO NEGOTIATE, APPROVE, AND EXECUTE THE NECESSARY CONTRACTS ON THE DISTRICT'S BEHALF TO PERFORM EMERGENCY REPAIR AND REPLACEMENT WORK ALONG S. 214TH ST AND 3RD AVE. S. IN THE CITIES OF DES MOINES AND NORMANDY PARK.

WHEREAS, on June 12, 2018, the District experienced the failure of an existing 6" AC water main on S 214th Street and 3rd Ave S causing significant damage to the adjacent homes and properties located within the City of Des Moines and Normandy Park; and

WHEREAS, the condition, size and material type of the existing Water Main indicates a high likelihood of repeated failures of the Water Main in the near future; and

WHEREAS, the need to replace this water main as soon as possible constitutes an emergency due to unforeseen circumstances beyond the control of the District and presents a real, immediate threat to the proper performance of the essential function of the District's water system and will likely result in material loss or damage to property, bodily injury or loss of life if immediate action is not taken to repair and replace the Water Main; and

WHEREAS, Chapter 39.80 RCW provides for a process to procure engineering services based on a qualifications process as set forth therein; however, such chapter also provides in RCW 39.80.060 that the procurement requirements of Chapter 39.80 RCW need not be complied with if the contracting agency makes a finding that an emergency requires the immediate execution of the work involved; and

WHEREAS, RCW 39.04.280(1) authorizes persons designated by the governing body of the municipality to act in the event of an emergency may declare an emergency situation exists, waive competitive bidding requirements, and award all necessary contracts on behalf of the municipality to address the emergency situation.

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NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Highline Water District, King County, Washington, as follows:

1. The recitals set forth above are incorporated herein in full by this reference.
2. Pursuant to RCW 39.04.280(1) (e), an emergency is hereby declared for the reasons stated above to perform the Work.
3. Due to the existence of an emergency, the retention of engineering services in accordance to Chapter 39.80 RCW is waived.
4. Due to the existence of an emergency, the competitive bidding requirements set forth in RCW 57.08.050(1) for public works projects is hereby waived for the purposes of having the Work performed as soon as possible.
5. The District General Manager or designee is authorized and directed to negotiate, approve, and execute the necessary contracts on the District's behalf to have the Water Main Replacement Work performed.

ADOPTED BY THE BOARD OF COMMISSIONERS of Highline Water District, King County, Washington, at an open public meeting held on the **26th** day of **June 2018**.

BOARD OF COMMISSIONERS



Daniel Johnson, President



Kathleen Quong-Vermeire, Secretary



Todd Fultz, Commissioner



Vince Koester, Commissioner



George Landon, Commissioner

Agenda Item No.: 5.1
Agenda Date: 6/26/18
Reviewed By: JD / M.E.

SUBJECT: Declaring an emergency pursuant to RCW 39.04.280(1)(e), waiving the requirements of chapter 39.80 RCW for the retention of engineering services, waiving the competitive bidding requirements of RCW 57.08.050, and authorizing and directing the District Manager or designee to negotiate, approve, and execute the necessary contracts on the District's behalf to perform emergency repair and replacement work along S. 214th St and 3rd Ave. S. In the cities of Des Moines and Normandy Park.

| CATEGORY | |
|-------------------------------|-------------------------------------|
| <i>Executive</i> | <input type="checkbox"/> |
| <i>Administrative</i> | <input type="checkbox"/> |
| <i>Engineering/Operations</i> | <input checked="" type="checkbox"/> |

| FINANCIAL | | | | | | |
|---------------------------------|-----|-------------------------------------|----|--------------------------|-----|--------------------------|
| <i>Expenditures?</i> | Yes | <input checked="" type="checkbox"/> | No | <input type="checkbox"/> | N/A | <input type="checkbox"/> |
| <i>Budgeted?</i> | Yes | <input checked="" type="checkbox"/> | No | <input type="checkbox"/> | N/A | <input type="checkbox"/> |
| Estimated Amount: \$ <u>TBD</u> | | | | | | |

ATTACHMENTS:

1. Resolution 18-6-26A

COMMENTS:

On June 12, 2018, the District experienced the failure of an existing 6" AC water main on S 214th Street and 3rd Ave S causing significant damage to the adjacent homes and properties located within the City of Des Moines and Normandy Park.

The main is at the end of its useful life and must be replaced to prevent future damage to the right-of-way and adjacent properties in the City of Des Moines and Normandy Park.