

City of Woodinville

Proclamation of Emergency for 2006 November Rain Storm Event

And

Finding of Emergency

CITY OF WOODINVILLE PROCLAMATION OF EMERGENCY

**2006 November Rain Storm Event
(November 4th through 6th, 2006)**

WHEREAS, the City Manager and Director of Public Works have reported to the Mayor of the City of Woodinville that a slope stability condition exists due to a storm line pipe collapse along the slope on the northeast corner of NE 195th Street and Wood-Snohomish Road intersection, which threatens to result in potential injury to persons or the destruction of, or damage to property if not addressed in the near term; and

WHEREAS, this constitutes an emergency and necessitates the utilization of emergency powers, including but not limited to the emergency contracting authority granted pursuant to RCW 39.80.060 and RCW 39.04.280; and

WHEREAS, technical compliance with otherwise-applicable contracting procedures would unreasonably delay the performance of services necessary to address the above-referenced emergency;

NOW, THEREFORE, be it resolved by the City Council of the City of Woodinville that an emergency exists in Woodinville; therefore City of Woodinville Departments are authorized to do the following:

1. Enter into contracts and incur obligations necessary to combat such emergency to the extent necessary to protect the health and safety of person and property; and
2. Provide appropriate emergency assistance; and
3. Utilize the emergency contracting authority provided by state law, including but not limited to RCW 39.80.060 and RCW 39.04.280, and waive the competitive bidding and/or selection procedures otherwise required for the City's procurement of engineering services and public work; and
4. Other actions, as appropriate and reasonably necessary to address the emergency and protect the public health, safety and welfare of the Woodinville community.

Each City of Woodinville Department is authorized to exercise the powers vested under this resolution in the light of the exigencies of the emergency situation without regard to time consuming procedures and formalities prescribed by law (except mandatory legal requirements).

DATED THIS 15TH DAY OF NOVEMBER 2006




**Cathy VonWald
Mayor, City of Woodinville**

**FINDING OF EMERGENCY –
NOVEMBER 2006 FLOODING EVENT**

Pursuant to a Proclamation of Emergency dated November 15, 2006, the City of Woodinville awarded a public works contract to Thomco Construction Ltd. on November 15, 2006 in the amount of \$34,999, using the emergency contracting procedures authorized under RCW 39.04.280. The purpose of the emergency contract was to allow for the immediate performance of public work necessary to repair a failed drainage pipe located at NE 195th Street and Woodinville-Snohomish Road in Woodinville. The drainage pipe at issue apparently failed as a result of the unanticipated heavy precipitation that occurred in November 2006. In the professional judgment of the City of Woodinville Public Works Director, delaying this corrective work by the time necessary to comply with otherwise-applicable competitive contracting procedures would have severely jeopardized the slope stability of the underlying property, and would likely have resulted in material loss or damage to property and/or bodily injury.

Based upon the unforeseen circumstances acknowledged above, the Woodinville City Council hereby finds that an emergency situation existed necessitating the use of emergency contracting procedures. The City Council further ratifies and confirms the award of a public works contract to Thomco Construction Ltd in the amount of \$34,999.

The City Clerk is directed to enter a signed copy of this Finding into the legislative record.



Cathy VonWald, Mayor