

## RESOLUTION NO. 2009-15

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POULSBO, WASHINGTON, DECLARING AN EMERGENCY, WAIVING COMPETITIVE BIDDING REQUIREMENTS WITH RESPECT TO THE REPAIR OR REPLACEMENT OF A STORM DRAINAGE PIPE UNDER ANDERSON PARKWAY AND ASSOCIATED DAMAGE; AND RATIFYING A CONTRACT FOR SUCH WORK ENTERED INTO BY THE MAYOR.

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**WHEREAS**, a storm drainage pipe under Anderson Parkway failed, causing a large sinkhole to develop and placing City improvements in the vicinity of the pipe in jeopardy, and

**WHEREAS**, unless the pipe was immediately repaired or replaced, additional property damage was likely to occur, and

**WHEREAS**, in order to allow repairs to be undertaken immediately, the Mayor, acting under her emergency powers, executed a contract with Pape and Sons Construction to accomplish the work on a time and materials basis; and

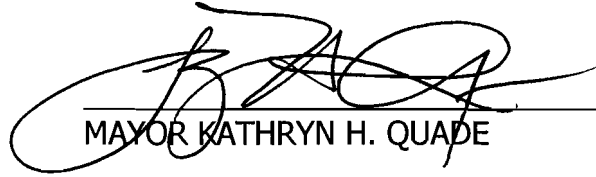
**WHEREAS**, the Mayor and Public Works Director have recommended that the City Council ratify the Mayor's decision by declaring an emergency, waiving competitive bidding pursuant to RCW 39.04.280, and ratifying the contract to make the necessary repairs or replacement.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF POULSBO, WASHINGTON, HEREBY RESOLVES AS FOLLOWS:

**Section 1. Declaration of Emergency.** The Poulsbo City Council finds that the recitals set forth above are true and justify the declaration of an emergency. Pursuant to RCW 39.04.280, the City Council hereby declares and certifies that an emergency exists requiring the immediate repair or replacement of a storm drainage pipe under Anderson Parkway. Without such immediate repair or replacement, the City's improvements in Anderson Park and on Anderson Parkway will be immediately and severely damaged.

**Section 2. Contract for Work.** The contract between the City of Poulsbo and Pape and Sons Construction for the required work is hereby ratified and approved. The contract is approved on a time and materials basis and the estimated cost is \$81,006.21. Pursuant to RCW 39.04.280, the City Council hereby waives any and all competitive bidding requirements that would otherwise apply to such contract and work, given the nature and extent of the emergency involved.

**RESOLVED** this 21st day of October, 2009.

  
MAYOR KATHRYN H. QUADE

ATTEST:

  
CITY CLERK JILL A. BOLTZ

FILED WITH THE CITY CLERK: 10/20/2009  
PASSED BY THE CITY COUNCIL: 10/21/2009  
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