

RESOLUTION NO. 1283

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DES MOINES, WASHINGTON, accepting findings that an emergency existed on November 29, 2014, which justified the City's entering into emergency contracts to repair and remediate the effects of the high tide and strong winds that collided with and severely damaged the Redondo Seawall and Boardwalk, the public fishing pier, private homes, and private property; and to ratify the actions taken and the waiver of the competitive bid laws pursuant to state law and the December 2, 2014 Proclamation of Emergency.

WHEREAS, on Saturday, November 29, 2014, the City experienced severe high tides and strong winds in the Redondo area which represented a real and immediate threat to life and property, and

WHEREAS, RCW 39.04.280(1)(e) allows for the waiver of competitive bidding for contracts for emergency expenditures caused by unanticipated occurrences for the restoration to a condition of usefulness of any public property which has been damaged or destroyed or for public relief from an unanticipated emergency; and

WHEREAS, on December 2, 2014, a Proclamation of Emergency was issued by the City Manager, thereby waiving competitive bidding requirements and awards for any emergency related work, and

WHEREAS, emergency-related work included efforts to secure and stabilize the Redondo Seawall and Boardwalk and the surrounding Puget Sound aquatic environment, and

WHEREAS, the City entered into emergency professional services and public works contracts to respond to the remediation of the site and the emergency structural stabilization of Seawall and Boardwalk to their previous condition prior to the storm, and

WHEREAS, The City Council was formally briefed on the situation on December 4, 2014; now therefore,

THE CITY COUNCIL OF THE CITY OF DES MOINES RESOLVES AS FOLLOWS:

Sec. 1. The foregoing recitals are adopted as findings of fact.

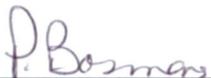
Sec. 2. The City Council finds that, under these circumstances, an emergency existed as defined by RCW 39.04.280(3), justifying execution of construction contracts and professional services contracts without compliance with competitive bidding requirements of state law, including a contract with Moffatt & Nichol for an amount not to exceed \$50,000.

Sec. 3. The Des Moines City Council does hereby ratify the actions taken and the waiver of the competitive bid laws pursuant to state law and the December 2, 2014 Proclamation of Emergency.

ADOPTED BY the City Council of the City of Des Moines, Washington this 8th day of January, 2015 and signed in authentication thereof this 8th day of January, 2015.


MAYOR

APPROVED AS TO FORM:



City Attorney

ATTEST:



City Clerk