

**CITY OF WEST RICHLAND
RESOLUTION NO. 68- 23**

**A RESOLUTION OF THE CITY OF WEST RICHLAND, WASHINGTON, WAIVING
COMPETITIVE BIDDING REQUIREMENTS UNDER RCW 39.04.280(2)(B), WRITTEN
FINDING OF EXISTENCE OF AN EMERGENCY .**

WHEREAS, RCW 39.04.280(2)(b), allows for the waiving of competitive bidding requirements based on written findings of the existence of an emergency; and

WHEREAS, S. 38th Ave is one of only two north-south arterials in the City of West Richland; and

WHEREAS, S. 38th Ave is a vital corridor for emergency services and the closure of S. 38th Ave lengthens response times; and

WHEREAS, on the morning of September 29, 2023, a 12" PVC watermain break on S. 38th Ave south of the intersection of Orchard Steet undermined, collapsed, washed away, and lifted various sections of the asphalt pavement on approximately 1,000-foot section of S. 38th Ave rendering this section of S. 38th Ave unusable for traffic until the watermain break could be repaired and temporary repairs could be made to stabilize S. 38th Ave; and

WHEREAS, delays in repairs to the watermain and S. 38th Ave present a real, immediate threat to the proper performance of an essential north-south arterial roadway and would likely result in a material loss or additional damage to private property if immediate action was not taken; and


WHEREAS, an emergency situation was declared to exist by the Public Works Director if immediate action to repair the watermain and S. 38th Ave was not taken; and

WHEREAS, on the morning of September 29, 2023, the Public Works Director notified the mayor of the emergency situations and the actions being taken to make emergency repairs to both the watermain and S. 38th Ave.

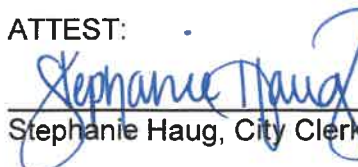
NOW, THEREFORE, BE IT RESOLVED, that an emergency is hereby declared for the purpose of making all necessary repairs to watermain and S. 38th Ave; and

BE IT FURTHER RESOLVED that competitive bidding requirements under RCW 39.04.280(2)(b) are hereby waived due to the existence of an emergency and the Public Works Director is authorized to make all repairs necessary to the water main and S. 38th Ave.

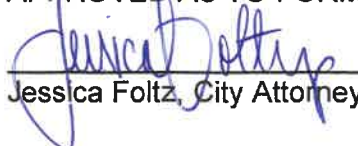
**PASSED BY THE CITY COUNCIL OF THE CITY OF WEST RICHLAND,
WASHINGTON**, this 17th day of October 2023.


for:
Brent Gerry, Mayor

ATTEST:


Stephanie Haug, City Clerk

APPROVED AS TO FORM:


Jessica Foltz, City Attorney