

**RESOLUTION NO. 06-95
CITY OF LIBERTY LAKE
SPOKANE COUNTY, WASHINGTON**

**A RESOLUTION WAIVING THE COMPETITIVE BID REQUIREMENTS FOR
THE REPAIR AND CONSTRUCTION OF TRAILHEAD CLUB HOUSE – LOWER
LEVEL**

WHEREAS, the State of Washington requires the City to engage in competitive bidding for public works in order to obtain the lowest responsive bid;

WHEREAS, the public works statutes in RCW 39.04.280 recognize an emergency procurement as an exception to the above requirement;

WHEREAS, Trailhead Club House, Lower Level on September 24, 2006 at approximately 6:00 a.m. suffered damage as a result of a burst water pipe, to include but not be limited to, roofing materials, framing members, sheeting and siding materials, insulation, sheetrock, trim, molding, flooring, utilities and fixtures all of which is necessary to protect, support and use Trailhead's Lower Level;

WHEREAS, the above damage has been assessed by staff and other professionals with a determination that immediate repair and replacement of improvements and materials is necessary the majority of which is set forth on Exhibit A attached hereto and incorporated herein (the "Work");

WHEREAS, Exhibit A contains an estimate of the cost of the Work to the extent it can be reasonably identified;

WHEREAS, to further the repair and restoration of Trailhead's Lower Level it is necessary to declare an emergency and urgency and provide for the Work as an exception to the public works laws;

WHEREAS, the City Council, based upon observations and representations set forth above, reasonably believes that public bidding of the Work is impractical and would cause unreasonable delay due to the need to immediately repair the Lower Level .

NOW, THEREFORE, be it resolved by the City Council of the City of Liberty Lake, as follows:

The City, pursuant to RCW 39.04.280 hereby declares an emergency and finds it is necessary to provide for the repair and restoration of Trailhead's Lower Level and waives the competitive bidding requirements for the acquisition of necessary improvements and related services to accomplish the Work

The Mayor is authorized to enter into contracts with the cost not to exceed ten percent of the estimate set forth on Exhibit A in order to complete the Work. For the acquisition of

furnishings and equipment, the regular and existing City procurement policy shall be followed unless it is necessary to immediately acquire equipment to continue the operations of the City as the Mayor shall reasonably determine.

PASSED by the City Council this 3rd day of October, 2006.

SP

Mayor, Steve Peterson

ATTEST:

AF

City Clerk, Arlene Fisher

Approved as to Form:

SS

City Attorney, Stanley Schwartz