RESOLUTION NO. 17-0384

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EDDIEWOOD, WASHINGTON, DECLARING AN EMERGENCY RELATING TO THE REPLACEMENT OF THE DECREEPIT GUARDRAIL SYSTEM THAT EXISTED ALONG 92ND AVENUE, STARTING AT ITS INTERSECTION WITH YUMA, HEADED SOUTH, APPROXIMATELY 500 LINEAR FEET, AND WAIVING THE PUBLIC BIDDING REQUIREMENTS TO PERFORM THE REPLACEMENT WORK PURSUANT TO RCW 39.04.280(1)(C)

WHEREAS, the City of Edgewood is a Non-Charter Code City, as identified under RCW, Chapter 35A, under Washington State statute; and

WHEREAS, City Staff were advised by a member of the Public of the inadequate height and observed and verified that significant decay existed of the supporting beams were components of the beam guardrail that existed along the western edge of 92nd Avenue, starting at its intersection with Yuma Street, headed south towards 24th Street East for approximately 550 linear feet; and

WHEREAS, The City’s need to remove and replace the existing guardrail system in this location constitutes an emergency beyond the City’s control, which presents a real, immediate, threat to traffic safety along this stretch of roadway or will result in material loss or damage to property, bodily injury or loss of life if action is not taken immediately to remove and replace said guardrail system; and

WHEREAS, in accordance with City Policy pertaining to Emergency Purchases, City Staff utilized the City’s current Small Works Roster and identified Peterson Brother’s, Inc. off of that roster in order to obtain a bid in order to do this work, which was received by the Public Works Department in the amount of Twenty Nine Thousand, Five Hundred Thirty Four Dollars and Sixty Five Cents ($29,534.65); and

WHEREAS, Peterson Brothers, Inc. are the only known guardrail installers located within the Puget Sound Region capable of installing guardrail systems and able to do so quickly, the Public Works Director directed the contractor to move forward with this work immediately in order to eliminate the immediate threat identified above, bypassing the bidding requirements in accordance with RCW 39.04.280(1) (C); and

WHEREAS, in support of these actions and in compliance with City Policy, the City must adopt a Resolution certifying the existence of the emergency situation; and

WHEREAS, this issue was brought forward by Staff to the City Council and presented to them at their September 19, 2017 Study Session for review and discussion;

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

Section 1. Emergency Guardrail Replacement. An Emergency Resolution of the City Council of Edgewood, WA, declaring an emergency for the immediate replacement of the guardrail along the south side of 92nd Avenue, starting at its
intersection with Yuma Avenue, ratifying the contract with Peterson Brothers, Inc. in the amount of $29,534.65 and directing Staff to follow the requirements of State law relating to “Emergency” Public Work, as outlined and defined within RCW 39.04.280. Exhibit A - 1. Bid/Invoice Statement for Guardrail Replacement. 2. Pictures of Existing and New Guardrail System.

Section 2. Effective Date. This resolution will take effect immediately upon passage by the City Council.

ADOPTED THIS 26TH DAY OF SEPTEMBER, 2017

[Signature]
Daryl Eidinger, Mayor

ATTEST:

[Signature]
Rachel Pitzel, City Clerk
Petersen Brothers, Inc.
2008 East Valley Hwy
Sumner, WA 98390
(253) 863-8136

City of Edgewood
2224 104th Ave E
Edgewood, WA 98372

CONTRACT ID: 17-101
Edgewood Guardrail Replacement
LOCATION: 2720 Edgewood/Use Tax

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<th>Units Contracted</th>
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Amount due this Invoice: $29,534.65

Billed to date: 29,534.65
Paid to date: 0.00
Retainage
Total amount due: $29,534.65

Current week quantities are estimated and subject to verification and adjustment at contract completion. For questions regarding this billing please contact Jean Denison at 253-863-8136, ext. 126.