

**SOUTHWEST SUBURBAN SEWER DISTRICT  
KING COUNTY, WASHINGTON**

**RESOLUTION NO. 2014-17**

**A RESOLUTION OF THE BOARD OF COMMISSIONERS OF  
SOUTHWEST SUBURBAN SEWER DISTRICT, KING COUNTY,  
WASHINGTON, FORMALLY DECLARING THE EXISTENCE OF  
AN EMERGENCY RELATING TO THE REPAIR OF A SEWER  
LINE, WAIVING THE FORMAL BIDDING REQUIREMENTS OF  
RCW 57.08.050, AND RATIFYING THE BOARD'S PRIOR  
DECLARATION OF AN EMERGENCY.**

WHEREAS, on or around November 18, 2014, Southwest Suburban Sewer District ("District") discovered that a District sewer line had been exposed on the beach near 12929 Standing Lane, Burien, Washington; and

WHEREAS, District staff performed a visual inspection of the exposed sewer line and determined that a significant amount of protective beach material had eroded away from that section of the sewer line and that the exposed sewer line was at risk of damage by debris that may wash up or move around on the beach. In addition, the District staff determined that a section of the sewer line had been undermined and needed immediate attention in order to prevent damage to the sewer line which could result in a health and safety issue; and

WHEREAS, on November 18, 2014, District staff recommended that the Board of Commissioners declare an emergency and waive the competitive bidding requirements pursuant to RCW 57.08.050(5) and RCW 39.04.280 so the District could hire a contractor to perform the necessary repairs without delay; and

WHEREAS, because the current situation involved unforeseen circumstances beyond the District's control which presented a real and imminent threat to the proper performance of essential function and was likely to result in a material loss or damage to property if immediate action was not taken, on Tuesday, November 18, 2014, at a regular meeting of the Board of Commissioners, the Board declared an emergency, waived the competitive bidding requirements pursuant to RCW 57.08.050(5) and RCW 39.04.280, and directed District staff to take immediate action in order to repair the exposed sewer line; and

WHEREAS, the District Board of Commissioners desires to adopt this resolution to ratify the prior declaration of emergency adopted by motion at the regular meeting on November 18, 2014; now therefore,

BE IT RESOLVED by the Board of Commissioners of Southwest Suburban Sewer District, as follows:

1. The recitals set forth above are incorporated herein in full by this reference.

2. Unforeseen circumstances beyond the control of the District exist which presented a real and imminent threat to the proper performance of essential function and was likely to result in a material loss or damage to property if immediate action was not taken; therefore, pursuant to RCW 39.04.280(1)(e), an emergency is hereby formally declared for the above stated reasons which will allow District staff to take immediate actions to procure a contractor or contractors to complete the necessary repairs.

3. Due to the existence of an emergency, the formal competitive bidding requirements set forth in Chapter 57.08 RCW are hereby waived.

4. In order to address and resolve the emergency situation, District staff are hereby authorized to obtain and award all necessary contracts on behalf of the District to provide for the repair of the sewer line.

5. The Board's prior action on November 18, 2014, declaring an emergency is hereby ratified by the adoption of this Resolution.

ADOPTED by the Board of Commissioners of Southwest Suburban Sewer District, King County, Washington, at a regular meeting thereof held this 16<sup>th</sup> day of December, 2014.

SOUTHWEST SUBURBAN SEWER DISTRICT  
KING COUNTY, WASHINGTON

Individual Commissioners  
Vote on Resolution

In Favor of:   
Opposed:   
Abstained:

  
\_\_\_\_\_  
William A. Tracy  
President and Commissioner

In Favor of:   
Opposed:   
Abstained:

  
\_\_\_\_\_  
Susan Genzale  
Vice President and Commissioner

In Favor of:   
Opposed:   
Abstained:

  
\_\_\_\_\_  
Scott Hilsen  
Secretary and Commissioner

## CERTIFICATE

I, Scott Hilsen, Secretary of the Board of Commissioners of Southwest Suburban Sewer District, King County, Washington, do hereby certify that the foregoing resolution is a true and correct copy of Resolution No. 2014-17 of such Board, duly adopted at a regular meeting thereof held on the 16<sup>th</sup> day of December, 2014 signed by the members of such Board in attendance at such meeting and attested by myself in authentication of such adoption.

---

Scott Hilsen  
Secretary of the Board of Commissioners  
Southwest Suburban Sewer District