

Resolution 08-378

A Resolution of the Commission of the Port of Peninsula Establishing Procedures for Small Works Roster Contracts Award

WHEREAS, the 2008 Washington.. State Legislature, in Second Substitute House Bill 3274 ("HB 3274"), required port commissions to establish, by resolution, policies to comply with RCW 39.04.280 that set forth the conditions. by which competitive bidding requirements for public works contracts may be waived.

WHEREAS, the Port Commission of the Port of Peninsula intends, through this Resolution, to comply with HB 3274.

NOW, THEREFORE, BE IT 'RESOLVED by the Port of Peninsula Commission as follows:

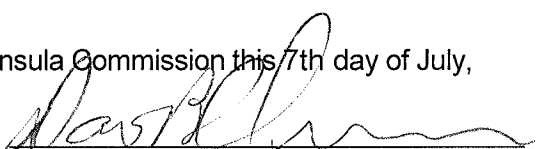
SECTION 1. Pursuant to RCW 39.04.280, competitive. bidding requirements for public. works contracts. may be waived in the event of an emergency.

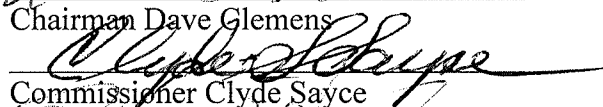
SECTION 2. An "emergency" means unforeseen circumstances beyond the control of the Port that either: (a) Present a real, immediate threat to the proper performance of essential functions; or (b) will likely result in material loss or damage to property, bodily injury, or loss of life if immediate action is not taken.

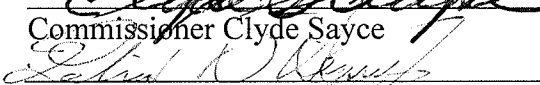
SECTION 3 When an emergency shall require the immediate execution of a contract for public works, the Executive Director/Manager , pursuant to this Resolution and applicable statutory authority is authorized to make a finding of the existence of such an emergency, waive competitive bidding requirements, and execute any contracts necessary to respond to the existing emergency; provided, that the Executive Director/Manager shall, within two weeks following the Executive Director's award of the contract, report to the Port Commission concerning the public works contract(s) and provide explanation of the existence of the emergency which shall be entered in the record of the next Commission meeting.

ADOPTED by the Port of Peninsula Commission this 7th day of July, 2008.

Attest: 
Manager Mary DeLong


Chairman Dave Glemens


Commissioner Clyde Sayce


Commissioner Patrick Henry