

RESOLUTION 1872

A RESOLUTION OF THE CITY OF NORTH BEND, WASHINGTON, RATIFYING A CONTRACT WITH FURY SITE WORKS, INC. FOR SNOW REMOVAL SERVICES AND MAKING A FINDING OF AN EMERGENCY

WHEREAS, beginning on February 4, 2019 and continuing through February 21, 2019, the City of North Bend experienced multiple extreme weather events, receiving approximately three feet of snow; and

WHEREAS, winter conditions present a real, immediate threat to the proper performance of essential functions and pose an immediate danger to drivers and the public and may result in material loss or damage to property, bodily injury, or loss of life without immediate action; and

WHEREAS, the City's existing snow plows and snow removal equipment could not keep up with the demand for snow removal services along the City streets; and

WHEREAS, the Mayor's office determined that downed and damaged trees and winter weather conditions, such as snow and ice, need to be immediately addressed to ensure the proper performance of essential functions and the safety of the public and declared an emergency situation existed; and

WHEREAS, the City awarded a contract to Fury Site Works, Inc., a licensed, bonded and insured contractor from North Bend, to provide such necessary on-call services upon identification of the danger; and

WHEREAS, RCW 39.04.280 provides that the City may waive competitive bidding requirements in the event of an emergency;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF NORTH BEND, WASHINGTON, DOES RESOLVE AS FOLLOWS:

Section 1. Emergency Finding. Pursuant to RCW 39.04.280(2)(b), the City Council hereby finds an emergency exists that requires awarding a contract for winter weather emergency services within the City of North Bend.

Section 2. Waiver of Bidding Requirements and Contract Awards. The City Council hereby ratifies the Mayor's Office's actions to hire an appropriate contractor to provide such on-call winter weather emergency services and authorizes the execution of a contract with Fury Site Works, Inc., in the form substantially the same as attached hereto as Exhibit A and as acceptable to the City Attorney.

**PASSED BY THE CITY COUNCIL OF THE CITY OF NORTH BEND,
WASHINGTON, AT A REGULAR MEETING THEREOF, THIS 5TH DAY OF
MARCH, 2019.**

CITY OF NORTH BEND:

APPROVED AS TO FORM:

Kenneth G. Hearing, Mayor

Eileen M. Keiffer, City Attorney

ATTEST/AUTHENTICATED:

Effective: March 5, 2019

Posted: March 6, 2019

Susie Oppedal, City Clerk