

RESOLUTION NO. 5064

A RESOLUTION DECLARING AN EMERGENCY AND EXEMPTING THE WL-05-10, SHADY LANE WATER LINE REPLACEMENT PROJECT FROM THE COMPETITIVE BIDDING PROCESS.

WHEREAS, on October 27, 2004, City of Albany staff discovered a major failure in the Shady Lane water line between Dogwood Avenue and Quarry Road; and

WHEREAS, the failure is the latest of six (6) major failures in the water line since January 2003; and

WHEREAS, the major failures have caused significant damage to public improvements and private property; and

WHEREAS, replacement work of the existing water line needs to be completed before further property damage results from a subsequent line failure; and

WHEREAS, in order to respond most promptly to this emergency an exemption from the formal competitive bidding process is required; and

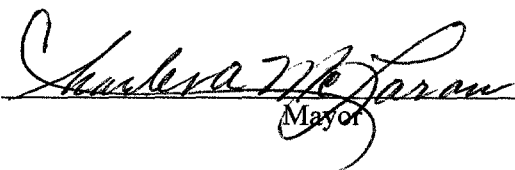
WHEREAS, Albany Municipal Code 2.64.060 and Oregon Revised Statutes 279.015(4)(a) allow for exemptions from the competitive bidding process if an emergency exists.

NOW, THEREFORE, BE IT RESOLVED, that the Albany City Council, acting as the local Contract Review Board finds that an emergency exists on the Shady Lane Water Line Replacement project.

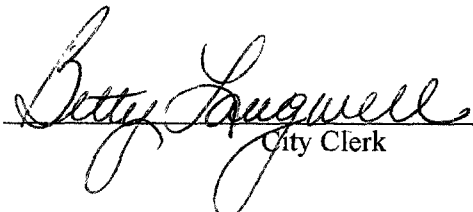
BE IT FURTHER RESOLVED that in order to prevent future failures from occurring on the Shady lane Water Line, Council authorizes the exemption of competitive bidding for WL-05-10, Shady Lane Water Line Replacement and authorizes staff to seek a minimum of three written quotes for the construction of this project and enter into a contract with the contractor with the lowest responsible quote.

BE IT FURTHER RESOLVED that this resolution shall take effect immediately upon passage by the Council and approval by the Mayor.

DATED AND EFFECTIVE THIS 8<sup>TH</sup> DAY OF NOVEMBER 2004.

  
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Mayor

ATTEST:

  
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City Clerk