

**MIDWAY SEWER DISTRICT
RESOLUTION NO. 2023-05**

RESOLUTION DECLARING EMERGENCY

Background: RCW 57.08.050(5) and RCW 39.04.280 provides for the waiver of competitive bidding requirements under enumerated conditions including (1)(c) and (e) purchases and public works in the event of an emergency.

District staff has identified the following significant infrastructure failure:

The Boilers being key pieces of treatment process are in need of immediate repair and will require certified boiler repair personal to at a minimum replace the oiler tubes in boilers 1 & 2. Boiler one is currently out of service.

The above infrastructure is a critical element of the District’s sewage treatment system and its failure is creating an immediate and unforeseen threat to the health, safety, life and property.

Resolution: NOW THEREFORE, BE IT RESOLVED, that the Board of Commissioners of Midway Sewer District hereby declares that emergency repairs are required for the repair of the above described infrastructure failure, waives the competitive bidding requirements, ratifies all prior actions of staff to address the infrastructure failure, and authorizes and directs staff to undertake all necessary actions, including execution of a construction contract and purchase of necessary materials, equipment and supplies to expedite the repair or replacement of the failed infrastructure.

Adoption: ADOPTED at a special meeting of the Board of Commissioners of Midway Sewer District on August, 2023 , the following Commissioners being present and voting:

Commissioner

Commissioner

Commissioner

Commissioner

Commissioner