



NOTICE OF SPECIAL MEETING

December 18, 2015

NOTICE IS HEREBY GIVEN that on **MONDAY, DECEMBER 21, 2015**, the City Council will hold a **SPECIAL MEETING** immediately following the City Council Workshop for the following agenda item:

Emergency Declarations Due to Heavy Rains and Flooding

1. Mayoral Proclamation of Local Emergency
2. **Resolution No. 2015-309:** Confirming Mayoral Proclamation of Local Emergency
3. **Resolution No. 2015-310:** Waiving procurement requirements in order to acquire goods and services required to mitigate flood damage, and support clean-up and recovery.

This meeting will take place in the City Council Chambers at Pacific City Hall, 100 3rd Avenue SE, Pacific, Washington. Per RCW 42.30.080(3), Council may take final action only concerning matters identified in the notice of this meeting.

Amy Stevenson-Ness
City Clerk
City of Pacific



PACIFIC CITY COUNCIL AGENDA
Council Chambers - City Hall. 100 3rd Ave. SE

December 21, 2015
Monday

SPECIAL MEETING

- 1. CALL TO ORDER**
- 2. ROLL CALL OF COUNCIL MEMBERS**
- 3. ADDITIONS TO/APPROVAL OF AGENDA**
- 4. BUSINESS ITEMS**
- () A. AB 15-178: Emergency Declarations Due to Heavy Rains and Flooding (20 min.)**
 1. Mayoral Proclamation of Local Emergency
 2. **Resolution No. 2015-309:** Confirming Mayoral Proclamation of Local Emergency
 3. **Resolution No. 2015-310:** Waiving procurement requirements in order to acquire goods and services required to mitigate flood damage, and support clean-up and recovery.
- 5. ADJOURN**



Agenda Bill No. 15-178

TO: Mayor Guier and City Council Members
FROM: Public Works
MEETING DATE: December 21, 2016
SUBJECT: Emergency Declarations due to Heavy Rains and Flooding

ATTACHMENTS:

- A1: Mayoral Proclamation of Local Emergency
- A2: Resolution 2015-309
- A3: Resolution 2015-310

Previous Council Review Date: N/A

Summary: Due to heavy rains that occurred from November 30, 2015 through the present, the White River overtopped the levee and caused flooding and other severe weather related problems in White River Estate, Butte Avenue and other parts of the City. On December 8, 2015 the City activated the Emergency Operations Center (EOC) to coordinate emergency response activities. The Mayor verbally declared a state of local emergency at this time and followed up with a written proclamation on December 21, 2015.

As a result of the extreme weather and flood damage a series of resolutions have been prepared for City Council consideration to help the City respond expediently in coordinating active flood control efforts, procurement of flood control equipment and material, and future flood clean up and recovery activities.

Recommendation/Action: Staff recommends Council approve:

- Resolution No. 2015-309 confirming Mayoral Proclamation of Local Emergency
- Resolution No. 2015-310 waiving procurement requirements in order to acquire goods and services required to mitigate flood damage, and support clean up and recovery.

Motion for Consideration:

- 1) Move to approve Resolution No. 2015-309, and ratify the Proclamation of Local Emergency issued by the Mayor verbally on December 8, 2015 and in writing on December 21, 2015.
- 2) Move to approve Resolution No. 2015-310, waiving procurement requirements to protect life, property and the environment threatened by a local emergency caused by heavy rains and White River Flooding from November 30th to present.

Budget Impact: Unknown at this time.

Alternatives: None.

CITY OF PACIFIC

MAYORAL PROCLAMATION OF LOCAL EMERGENCY

WHEREAS, the City of Pacific activated the Emergency Operations Center (EOC) on December 8, 2015 and reported to the Mayor that heavy rains between November 30, 2015 and the time of EOC activation caused the White River to overtop the levee caused flooding and other severe weather related problems affecting the City of Pacific; and

WHEREAS, the Mayor verbally proclaimed a state of local emergency on December 8, 2015; and

WHEREAS, floodwaters from the White River have not receded and continue to adversely impact White River Estates, Butte Avenue and other portions of the City; and

WHEREAS, cleanup and recovery operations have yet to commence; and

WHEREAS, these problems have caused a threat to life, property and the environment; and

WHEREAS, this constitutes an emergency under Washington State law and the Pacific Municipal Code which necessitates the use of emergency powers under such laws; and

WHEREAS, the severity of this emergency has the potential of being beyond the capability of local resources such that the City may require supplemental assistance and/or resources;

NOW, THEREFORE, I, Mayor Leanne Guier, as a result of the above described situation hereby proclaim a local emergency exists pursuant to RCW 35.33.081, RCW 38.52.070 and PMC 2.76.010 (1) (b) within the City of Pacific and I authorize City of Pacific departments to:

- (1) Enter into emergency contracts and incur obligations necessary to address such emergency situations to protect the health and safety of persons, property and the environment; and
- (2) Provide appropriate emergency assistance to the victims of such emergency; and
- (3) Take other emergency actions to protect life, property and the environment, as appropriate.

This declaration shall remain in full force and effect until January 31, 2016 unless terminated or extended by issuance of a subsequent written order.

Dated this 21ST Day of December 2015.

CITY OF PACIFIC

LEANNE GUIER, MAYOR

**CITY OF PACIFIC
WASHINGTON**

RESOLUTION NO. 2015 - 309

**A RESOLUTION OF THE CITY OF PACIFIC, WASHINGTON, PROCLAIMING
A LOCAL EMERGENCY CAUSED BY HEAVY RAINS AND WHITE RIVER
FLOODING FROM NOVEMBER 30TH TO PRESENT.**

WHEREAS, pursuant to RCW 38.08 and RCW 43.06 the Governor of the State of Washington, Jay R. Inslee, on December 9, 2015 issued Proclamation 15-16 that declared a state of emergency exists in all counties of Washington State as a result of a series of severe storms struck the City of Pacific between November 30 through December 8, 2015; and

WHEREAS, these storms caused extreme rainfall that resulted in major flooding, saturated soils, landslides, stream bank and slope erosion, power outages, evacuations, road closures, and significant damage to homes, businesses, and public and private infrastructure and property within the City of Pacific; and

WHEREAS, floodwaters from the White River have not receded and continue to adversely impact White River Estates, Butte Avenue and other portions of the City; and

WHEREAS, cleanup and recovery operations have yet to commence; and

WHEREAS, these problems have caused and continue to cause a threat to life, property and the environment; and

WHEREAS, Pacific Municipal Code, Chapter 2.76 empowers the proclamation of a local emergency for the existence or threatened existence of a local emergency in the City, when the City is affected or likely to be affected by a major emergency or natural disaster; and

WHEREAS, the emergency requirements of PMC Chapter 2.76.050 relating to the city obtaining of vital supplies, equipment and other requirements (such as lease or purchase of tangible personal property or services, contracts for public works or to the selection and award of professional and/or technical service consultant contracts; including contracting on a competitive basis for public works contracts, leases or purchase of supplies, materials and equipment) allows for the waiver of specified legal requirements in order to prevent delay in beginning the repair work.

WHEREAS, Mayor Guier has proclaimed a local emergency in order to expedite the coordination and delivery of emergency response services resulting from the storm damage.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF PACIFIC,
WASHINGTON, DOES RESOLVE AS FOLLOWS:**

Section 1. The City Council hereby ratifies the Proclamation of Local Emergency issued by the Mayor verbally on December 8, 2015 and in writing on December 21, 2015.

Section 2. This proclamation expires January 31, 2016 unless extended by City Council action.

PASSED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE 21ST DAY OF DECEMBER, 2015.

CITY OF PACIFIC

LEANNE GUIER, MAYOR

ATTEST/AUTHENTICATED:

AMY STEVENSON-NESS, CITY CLERK

APPROVED AS TO FORM:

CAROL MORRIS, CITY ATTORNEY

**CITY OF PACIFIC
WASHINGTON**

RESOLUTION NO. 2015 - 310

A RESOLUTION OF THE CITY OF PACIFIC, WASHINGTON, AND WAIVING PROCUREMENT REQUIREMENTS TO PROTECT LIFE, PROPERTY AND THE ENVIRONMENT THREATENED BY A LOCAL EMERGENCY CAUSED HEAVY RAINS AND WHITE RIVER FLOODING FROM NOVEMBER 30TH TO PRESENT.

WHEREAS, City Procurement Policy 100-025, adopted by Resolution No. 235, Section 3.4 allows the Mayor to waive competitive bidding requirements and award all necessary contracts to purchase goods, materials, or services to address the emergency situation, if an emergency situation has been declared; and

WHEREAS, Mayor Leanne Guier proclaimed a local emergency on December 8, 2015 in order to expedite the coordination and delivery of emergency response services resulting from the storm damage occurring within the City of Pacific between November 30 and present; and

WHEREAS, floodwaters from the White River have not receded and continue to adversely impact White River Estates, Butte Avenue and other portions of the City; and

WHEREAS, cleanup and recovery operations that have yet to commence; and

WHEREAS, these problems have caused a threat to life, property and the environment; and

WHEREAS, persons and property have been and continue to be adversely affected throughout the City of Pacific unless further efforts are taken to reduce the potential threat to life and public property, and

WHEREAS, the emergency requirements of PMC Chapter 2.76.050 relating to the city obtaining of vital supplies, equipment and other requirements (such as lease or purchase of tangible personal property or services, contracts for public works or to the selection and award of professional and/or technical service consultant contracts; including contracting on a competitive basis for public works contracts, leases or purchase of supplies, materials and equipment) allows for the waiver of specified legal requirements in order to prevent delay in beginning the repair work.

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

Section 1. The nonemergency requirements of City of Pacific Procurement Policy 100-025 (Resolution No, 235) relating to the City's lease or purchase of tangible personal property or services, contracts for public works or to the selection and award of professional and/or technical service consultant contracts; including, but not limited to, contracting on a competitive basis for public works contracts for flood design and engineering services, leases or purchase of flood control supplies, materials and

dewatering equipment and other emergency repair, restoration or relief work activities in order to prevent delay in beginning the work, are hereby waived.

Section 2. This waiver of nonemergency requirements expires January 31, 2016, unless extended by City Council Resolution.

PASSED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE 21ST DAY OF DECEMBER, 2015.

CITY OF PACIFIC

LEANNE GUIER, MAYOR

ATTEST/AUTHENTICATED:

AMY STEVENSON-NESS, CITY CLERK

APPROVED AS TO FORM:

CAROL MORRIS, CITY ATTORNEY