

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

In the Matter of Declaring an Emergency and)
Awarding a Public Contract for Emergency) ORDER NO. 12-2006
Construction and Repair Work)

WHEREAS, on January 29, 2006, a landslide occurred on Beaver Falls Road approximately 1 mile outside of the City of Clatskanie; and

WHEREAS, the landslide took out the shoulder of Beaver falls Road all the way to the edge of the pavement, dangerously blocking traffic for motorists and putting the remaining section of the road in danger of complete failure and road closure; and

WHEREAS, there is no feasible detour around the landslide; and

WHEREAS, the landslide also moved materials up against the railroad tracks and could possibly shift the alignment of the railroad tracks that are currently in use; and

WHEREAS, an utility pole was in the middle of the landslide, and the Clatskanie PUD hired Kynsi Construction to stabilize the ground so that the pole would be protected; and

WHEREAS, ORS 279C.335(6) and OAR 137-049-0150 exempt an emergency contract for the repair of a road from the public contracting procedures upon a declaration that Emergency circumstances exist that require prompt execution of a Public Contract for emergency construction or repair work; and

WHEREAS, the declaration shall exempt the contract from the public bidding requirements of ORS 279C.335(1); and

WHEREAS, the declaration may also waive the requirement of furnishing a performance bond and payment bond for the emergency contract;

NOW, THEREFORE, IT IS HEREBY ORDERED as follows:

1. Emergency circumstances exist at the location of the landslide on Beaver Falls Road that requires prompt execution of a Public Contract for landslide stabilization and shoulder reconstruction.
2. The Public Contract shall be limited to landslide stabilization, shoulder reconstruction and accessory work as deemed necessary by the Public Works Director.

3. No performance bond or payment bond shall be required in the Public Improvement Contract.
4. The Public Improvement Contract shall be awarded to Kynsi Construction, Inc.

DATED this 8th day of February, 2006

BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

By: Joe Conrath
Chair

By: John M. Bernhard
Commissioner

By: [Signature]
Commissioner

Approved as to form

By: Sarah Hanson
Office of the County Counsel