

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. 4-2008  
Construction and Repair Work )

WHEREAS, heavy rain and flooding occurred throughout Columbia County throughout December, 2007, and early January, 2008, and as a result significant damage occurred to Timber Road from a large landslide approximately seven (7) miles west of Highway 47; and

WHEREAS, the damage has made the road unsafe for passenger vehicles and not passable, necessitating the excavation and removal of soil, vegetation and slide debris from the road and related ditches, channels, and slopes, and the trimming back of the upper scarp edge, as directed by the Public Works Director; and

WHEREAS, there are no feasible detours; and

WHEREAS, ORS 279C.335(6) and OAR 137-049-0150 exempt an emergency contract for the repair of roads 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 on Timber Road from a large landslide approximately seven (7) miles west of Highway 47 that requires prompt execution of a Public Contract for emergency construction and repair work.
2. The Public Contract shall be limited to construction and repairs on Timber Road, including the excavation and removal of soil, vegetation and slide debris from the roads ditches, channels, and slopes at various locations, and the trimming back of the upper scarp edge, as directed by the Public Works Director, and other 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 Road Builders, Inc.

DATED this 7<sup>th</sup> day of January, 2008.

BOARD OF COUNTY  
COMMISSIONERS  
FOR COLUMBIA COUNTY, OREGON

By: \_\_\_\_\_

Chair

By: \_\_\_\_\_

Commissioner

By: \_\_\_\_\_

Commissioner

Approved as to form

By: \_\_\_\_\_

Office of the County Counsel