

BEFORE THE BOARD OF COUNTY COMMISSIONERS

FOR COLUMBIA COUNTY, OREGON

In the Matter of Authorizing an
Emergency Procurement for the
Replacement of a Culvert at Gable Road

ORDER NO. 7-2019

WHEREAS, on February 12, 2019, a severe winter storm event in Columbia County caused major damage to the culvert at the intersection of Gable Road and Columbia Boulevard in St. Helens, necessitating the closure of Gable Road; and

WHEREAS, the immediate installation of a replacement culvert is necessary to reopen Gable Road; and

WHEREAS, ORS 279B.080 and the Columbia County Public Contracting Ordinance (No. 2015-2, *as amended*) allow for the emergency procurement of goods and services when circumstances, which could not have been reasonably foreseen, create a substantial risk of loss, damage or interruption of services or a substantial threat to property, public health, welfare or safety, and require prompt execution of a contract to remedy the condition; and

WHEREAS, the Public Contracting Ordinance further provides under Section F.6.d, that for an emergency procurement of construction services that is not a public improvement, the County department making the purchase shall ensure competition for a contract for emergency work that is reasonable and appropriate under the circumstances; and

WHEREAS, the County Public Works Department sought bids from two firms that have previously handled emergency and other construction work for the County and selected the low bid, Kynsi Construction, Inc., for the Gable Road culvert replacement; and

WHEREAS, the Board finds that the damage to the culvert at Gable Road caused by the storm was not reasonably foreseeable, creates a substantial risk of road failure and thus, poses a threat to public safety and property; and


WHEREAS, the Board further finds that prompt execution of a contract for the replacement of the culvert is necessary to remedy the situation and that the Public Works Department has conducted the procurement of the contract in a manner that is reasonable under the circumstances;

NOW, THEREFORE, THE BOARD OF COUNTY COMMISSIONERS HEREBY ORDERS:

1. The contract with Kynsi Construction, Inc., for the replacement of the culvert at Gable Road and Columbia Boulevard is authorized as an emergency procurement.
2. In accordance with the Public Contracting Ordinance, the Public Works Department shall maintain a procurement file documenting the emergency, the procurement process used and all contracting documents.
3. The above recitals are adopted as findings in support of the Board's decision.

DATED this 30th day of February, 2019.


BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

By: 
Henry Heimuller, Chair

By: 
Margaret Magruder, Commissioner

By: 
Alex Tardif, Commissioner

Approved as to form

By: 
Office of County Counsel