

CITY OF BURIEN, WASHINGTON

RESOLUTION NO. 354

A RESOLUTION OF THE CITY COUNCIL OF BURIEN, WASHINGTON, DECLARING AN EMERGENCY, WAIVING COMPETITIVE BIDDING REQUIREMENTS, AND RATIFYING A CONTRACT FOR FIRE DAMAGE REMEDIATION AND RESTORATION AT THE BURIEN COMMUNITY CENTER ANNEX

WHEREAS, on December 10, 2013 there was a large, three alarm fire at the Burien Community Center Annex; and

WHEREAS, the Annex is leased by the City to several nonprofit agencies that provide vital human and cultural services to the community, including a meal program, a cooperative preschool, an educational support program for Latino children and their families, and two community based acting programs for children and adults; and

WHEREAS, the fire created an airborne pathogen biohazard in the form of smoke residues and structural life safety hazards due to fire damaged beams and other structural members; and

WHEREAS, these hazards presented a real, immediate threat to the safe operations and proper performance of the essential functions of the leasing agencies and jeopardized the safety of the members of the public who are dependent upon their programs; and

WHEREAS, on December 10, 2013, the City Manager determined that immediate remediation and restoration was necessary to ensure the proper performance of essential functions and the safety of the public and declared an emergency situation existed that necessitated the waiver of competitive bidding requirements; and

WHEREAS, the City awarded the contract to Belfor USA Group, Inc. (Belfor), a licensed, bonded and insured contractor, to commence emergency remediation and restoration immediately upon identification of the danger; and

WHEREAS, Belfor is a highly skilled contractor specializing in disaster recovery and property restoration and was highly recommended by the Washington Cities Insurance Authority (WCIA), which is the City of Burien's insurance carrier that will be paying for the remediation and restoration of the fire damaged building on the City's behalf; and

WHEREAS, Belfor is headquartered in Tukwila, WA, employees a number of Burien residents, utilizes local subcontractors, has its own apprenticeship program, and is required by the City's contract to pay prevailing wages for this project;

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

Section 1. Emergency Declared. Pursuant to RCW 39.04.280(2)(b) and the findings set forth above, the City Council hereby finds an emergency existed on December 10, 2013 that necessitated immediate remediation and restoration of the fire damage in the Burien Community Center Annex and that justified the waiver of competitive bidding requirements.

Section 2. Contract Ratified. The City Council hereby ratifies the City Manager's actions to hire Belfor USA Group, Inc. as an appropriate contractor to commence immediate emergency remediation and restoration of the Burien Community Center Annex.

ADOPTED BY THE CITY COUNCIL OF THE CITY OF BURIEN, WASHINGTON, AT A REGULAR MEETING THEREOF THIS 3rd DAY OF MARCH, 2014.

CITY OF BURIEN, WASHINGTON

/s/ Lucy Krakowiak, Mayor

ATTEST/AUTHENTICATED:

/s/ Monica Lusk, City Clerk

Approved as to form:

/s/ Ann Marie Soto, Acting City Attorney

Filed with the City Clerk: March 3, 2014

Passed by the City Council: March 3, 2014

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