

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR THE COUNTY OF TILLAMOOK IN THE STATE OF OREGON

In the Matter of Declaring an)
Emergency Concerning Public)
Contracts involved with the Failure)
of the Boulder Creek Culvert)

ORDER
#09 - 070

FILED
Tom
SEP - 4 2009
4105a
TASSI O'NEIL
COUNTY CLERK

This matter came before the Board of Commissioners this 2nd day of September, 2009, at its regular meeting upon the request of Liane Welch, Public Works Director. Being fully apprized of the records and files herein and upon the representations of the Public Works Director, the Board finds as follows.

1. There presently exists a failed ten (10') foot culvert, which is in the process of collapsing, on Blaine County Road, milepost 4.1, at Boulder Creek.
2. By letter on August 5, 2009, OBEC Consulting Engineers recommended that Blaine Road be closed at that location and that the failing culvert be replaced by a bridge.
3. Unless the damaged culvert and associated fill is removed prior to the onset of winter high waters, there is imminent threat of a "blow out" during a high water event with the resulting damage to Boulder Creek and damage to an additional culvert on Blankenship Road.
4. The Oregon Department of Fish and Wildlife recommends that the failing culvert and related fill be removed prior to September 15, 2009, end of the authorized period for in-stream work.
5. The thirteen (13) day period remaining in the in-stream work window does not allow enough time to competitively procure the required public contracts.

NOW THEREFORE, IT IS HEREBY ORDERED that:

6. An emergency be and is hereby declared pursuant to ORS 279B.080 and that the Public Works Director is hereby authorized to procure by direct selection a public contract with a qualified contractor to complete the removal of the damaged culvert and related fill.
7. The Public Works Director shall negotiate said public contract on such terms favorable to Tillamook County as can be secured.

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8. The Public Works Director be and is hereby authorized to execute said contract and any change orders as might be required.

DATED THIS 4th DAY OF September 2009.

BOARD OF COUNTY COMMISSIONERS
FOR TILLAMOOK COUNTY, OREGON

Aye Nay Absent/Abstain

Tim Josi, Chairperson

_____ / _____

Mark Labhart
Mark Labhart, Vice-Chairperson

✓ _____ / _____

Charles J. Hurliman
Charles J. Hurliman, Commissioner

✓ _____ / _____

ATTEST: Tassi O'Neil,
County Clerk

APPROVED AS TO FORM:

BY: Susan L. Beckett
Special Deputy

William K. Sargent
William K. Sargent, County Counsel

