

**BOARD OF COUNTY COMMISSIONERS
COUNTY OF KITTITAS
STATE OF WASHINGTON**

RESOLUTION

NO. 2017 - 075

**DECLARATION OF EMERGENCY – AUDITOR’S OFFICE ASBESTOS
REMOVAL**

WHEREAS: the Kittitas County Maintenance Department has reported to the Board of County Commissioners that an on-going remodeling project in the Office of the Kittitas County Auditor has resulted in the inadvertent and unexpected discovery of asbestos in some of the construction; and

WHEREAS: the presence of asbestos and the risk of disturbance thereof in the course of the project presents a significant threat to the safety of employees and citizens; and

WHEREAS: the project is stalled until that asbestos is properly removed and disposed of in a safe and lawful manner, which requires compliance with strict standards for such work; and

WHEREAS: the working conditions of the Auditor’s staff are substantially and negatively impacted by the inability to complete the remodeling; and

WHEREAS: the Auditor’s Office has statutory duties that are not discretionary; and

WHEREAS: due to those duties, the Auditor’s Office must remain open for business to the same extent as if the remodeling project were not in progress; and

WHEREAS: the only manner by which the remodeling project is able to be continued and the Auditor’s Office is able to be open during its normal hours is to complete the asbestos removal and disposal on the coming weekend, and

WHEREAS: declaring a state of emergency, by which the Maintenance Department is able to obtain the services of a contractor qualified to safely and lawfully remove and dispose of the asbestos is necessary for restoration to a condition of usefulness of this public property. Justification falls under RCW 36.40.180 – restoration of public property the usefulness of which has been destroyed by accident, and RCW 36.32.270 and RCW 39.04.280 which allow for competitive bids to be waived in the event of the emergency.

RESOLVED: That it is hereby declared that there has been an emergency due to the above described circumstances, and that the Board of County Commissioners and

Maintenance Department are authorized to enter into contracts and incur obligations necessary to combat such emergency to protect the health and safety of staff, inmates and property, specifically the Personal Services Agreement (contract) with TriValley Construction, 1008 N. 1st. Street, Yakima WA, to properly remove and dispose of the asbestos referred to above.

ADOPTED this 20th day of April 2017

**BOARD OF COUNTY COMMISSIONERS
KITITAS COUNTY, WASHINGTON**

ABSENT

Chairman

Vice-Chairman

Commissioner

Approved as to form:

722877
Douglas R. Mitchell
Deputy Prosecuting Attorney

