



MEMORANDUM

To: Port of Everett Commission
From: Les Reardanz, Executive Director/CEO
Date: 2/18/2015
Re: Declaration of Emergency – Mount Baker Terminal Rail Mounted Gantry Crane Repairs

RCW 39.04.280 requires that, if an emergency exists, the person designated by the governing body may declare an emergency situation exists, waive competitive bidding requirements, and award all necessary contracts to address the emergency situation.

Within the delegation of authority resolution, Resolution No. 1022, Article IV Contracts for Performance of Work Paragraph 3, and in Resolution 894, the Commission authorizes the Executive Director to make a finding of the existence of an emergency and to execute any contracts necessary to respond to the emergency. It further provides that the Executive Director shall, within two weeks following the award of the contract, post the finding to the Port's website and, report the finding at the first Port Commission meeting following the Executive Director's declaration.

On February 13, 2015, the Rail Mounted Gantry Crane (RMG) at Mount Baker Terminal was scheduled to receive its annual certification. During the certification process, two wire lifting ropes (cables) were identified as deficient. These cables require replacement before certification can be achieved.

As you are aware, the operations at Mount Baker Terminal are part of a just-in-time supply chain for a major customer and any amount down time of the crane could jeopardize their supply chain. This is an essential operation at our Marine Terminals.

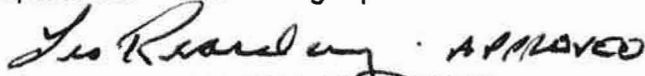
As a result, I declared an emergency and authorized staff to order replacement wire and expedite shipping to ensure that the repairs could be made immediately so that activity scheduled at Mount Baker Terminal could continue with as little interruption as possible. The initial estimate for this work is \$28,000.

DECLARATION OF EMERGENCY

In compliance with the Delegation of Authority Resolution No. 1022 adopted by the Commission on January 6, 2015, Waiver of Competitive Bidding Requirements Resolution No. 894 adopted by the Commission on June 10, 2008, and Washington State statutes RCW 39.04.020, RCW 39.04.280, and RCW 53.08.120, the Executive Director of the Port of Everett declares an emergency situation exists which presents a real, immediate threat to the proper performance of essential functions or will likely result in material loss or damage to property, bodily injury, or loss of life if immediate action is not taken. Further, the Executive Director waives the competitive bidding requirements and authorizes the award of all necessary contracts to address this emergency situation.

The emergency situation exists as a result of a crane certification inspection on Friday, February 13, 2015 of the Rail Mounted Gantry Crane (RMG) at Mount Baker Terminal. The inspection identified two wire lifting ropes that require replacement before certification can be achieved. Due to the fact the activities the Port conducts at Mount Baker Terminal are part of a just-in-time supply chain for a major customer; the repairs need to occur immediately to ensure that the containers serviced at that terminal can stay on schedule. A loss of time could result in significant monetary loss for the Port and the customer.

Staff recommends this project be handled under emergency contracting provisions in order to replace the two wire lifting ropes before the next scheduled barge activity.

 APPROVED

Les Reardanz, Executive Director/CEO
Port of Everett

Dated this 13th day of February 2015.