

**OFFICE OF THE MAYOR OF LEAVENWORTH, WASHINGTON**  
**EMERGENCY DECLARATION**

**WHEREAS**, the Revised Code of Washington (RCW) Chapter 38.52 authorizes the Mayor to exercise emergency powers; and

**WHEREAS**, on September 12, 2023, City Staff responded to a water leak in the City's Pine Street Water Main; and

**WHEREAS**, subsequent staff investigation revealed that the line was riddled with leaks and continued failure of the line was imminent; and

**WHEREAS**, staff obtained a consultant, investigated funding for replacement and repair of the Pine Street Water Main; and

**WHEREAS**, failure of the line would lead to the loss of service, and failure of the line could cause significant City and property owner damages; and

**WHEREAS**, the health, safety and welfare of City residents, businesses, visitors and staff is of utmost importance to the City; and

**WHEREAS** these conditions warrant the declaration of an emergency, as defined by Revised Code of Washington (RCW) Section 38.52.010; and

**WHEREAS**, RCW 36.40.180, RCW 38.52.070(2), and RCW 39.04.280(3), authorize the waiver of the requirements of competitive bidding and public notice with reference to any contract relating to the City's lease or purchase of supplies, equipment, personal services, or public works as defined by RCW 39.04.010, or to any contract for the selection and award of professional and/or technical consultant contracts in emergency situations; and

**WHEREAS**, there is an emergency present which necessitates the utilization of emergency powers granted pursuant to chapter 38.52 RCW, and other relevant provisions of state and federal law; and

**NOW THEREFORE, BE IT DECLARED BY MAYOR CARL J. FLOREA FOR THE CITY OF LEAVENWORTH:**

**SECTION 1**

It is hereby declared under RCW 38.52.020(1)(b) that a State of Emergency has arisen concerning the failure of the Pine Street Water Main which affects the life and health of our residents, and the economy of the City of Leavenworth.

**SECTION 2**

I hereby direct designated City departments under this declaration to take actions deemed necessary to otherwise mitigate and prevent impacts and potential impacts upon private property and publicly owned infrastructure related to the Pine Street Water Main including any necessary

actions needed to obtain emergency permitting and funding through municipal, county, state or federal agencies.

**SECTION 3**


In order to prepare for, prevent, and continue to respond to this emergency, pursuant to RCW 36.40.180, RCW 38.52.070(2), and RCW 39.04.280(3), the requirements of competitive bidding and public notice are hereby waived with reference to any contract relating to the City’s repair or replacement of the Pine Street Water Main and purchase of supplies, equipment, personal services or public works as defined by RCW 39.04.010, or to any contract for the selection and award of professional and/or technical consultant contracts related to said Water Main. Each designated department is hereby authorized to exercise the powers vested in this declaration in light of the demands of the failure of said Water Main and the emergency created.

**SECTION 4**

A copy of this declaration, to the extent practicable, shall be posted at the City’s regular locations for official notices and shall be made available to members of the local news media and the general public.

DATED this 2nd day of October, 2023.

MAYOR OF THE CITY OF LEAVENWORTH



\_\_\_\_\_  
Mayor Carl J. Florea