

RESOLUTION NO. 2026-10

DECLARATION OF EMERGENCY WAIVER OF COMPETITIVE BIDDING REQUIREMENTS PIPING AND FILTER REPAIRS

Background: RCW 39.04.280 provides for the waiver of competitive bidding requirements under certain conditions, including purchases in the event of an emergency and public works in the event of an emergency. RCW 39.04.280 defines an emergency as unforeseen circumstances beyond the control of the municipality that either present a real and 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.

The Des Moines Pool Metropolitan Park District operates Mount Rainier Pool and is responsible for maintaining pool systems necessary for public health, safety, and continued facility operations.

District staff recently identified significant issues with the pool's piping and filter systems. These systems are essential to proper water circulation, filtration, sanitation, and safe operation of the pool. Failure to address these conditions immediately may result in interruption of essential pool operations, material damage to District property, increased repair costs, and potential impacts to public health and safety.

The exact scope and cost of the necessary repairs are not yet known because the full condition of the piping and filter systems cannot be determined until further inspection, diagnostic work, and/or emergency repairs are underway. However, based on the information currently available, District staff have determined that immediate action is necessary to investigate, stabilize, repair, or replace affected piping and filter components.

Because of the urgent nature of the needed work, District staff determined that an emergency condition exists under RCW 39.04.280. The emergency requires prompt action to protect District property, preserve essential pool operations, and maintain safe operating conditions.

District staff are authorized to contact qualified contractors, vendors, consultants, and suppliers capable of performing the necessary emergency inspection, diagnostic, repair, replacement, and stabilization work. Competitive bidding requirements may be waived to the extent necessary to respond to the emergency, consistent with RCW 39.04.280.

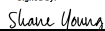
Any work authorized under this resolution shall be limited to actions reasonably necessary to address the emergency condition, protect District property, maintain public health and safety, and restore or preserve essential pool operations. Staff shall document the factual basis for the emergency, contractors or vendors contacted, work authorized, contracts or purchase orders issued, and final costs.

District staff determined that an emergency condition existed and proceeded with the necessary steps to repair the damages.

Resolution: NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Des Moines Pool Metropolitan Park District hereby:

1. Ratifies the staff's determination that an emergency condition exists regarding the District's piping and filter systems;
2. Declares that the circumstances constitute an emergency under RCW 39.04.280 because the condition presents a real and immediate threat to the District's ability to perform essential functions and/or may result in material loss or damage to District property if immediate action is not taken;
3. Authorizes the waiver of competitive bidding requirements to the extent necessary to respond to the emergency;
4. Authorizes District staff to secure qualified contractors, vendors, consultants, materials, inspections, diagnostic services, temporary stabilization, and permanent repairs necessary to address the piping and filter system emergency;
5. Acknowledges that the final scope and cost of the emergency work are not yet known and will depend on the conditions discovered during inspection, diagnostic work, and repair;
6. Directs District staff to limit emergency work to actions reasonably necessary to investigate, stabilize, repair, replace, or restore affected piping and filter system components;
7. Directs District staff to maintain documentation of the factual basis for the emergency, the contractors or vendors contacted, the work authorized, the contracts or purchase orders issued, and the final cost of the emergency work;
8. Directs District staff to report back to the Board with the final scope, contract information, and total cost once the emergency work has been completed or sufficiently defined; and
9. Authorizes District staff to take all additional administrative actions necessary to complete, document, and pay for the emergency work consistent with District policy and applicable law.

Adoption: ADOPTED at regular meeting of the Board of Commissioners of Des Moines Pool Metropolitan Park District on May 26, 2026 the following Commissioners being present and voting:

Signed by:

 0D08E227C9C1427

 President Young

Signed by:

 B1A624E82A4D0

 Clerk of the Board Campbell

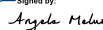
 Commissioner Dusenbury

Signed by:

 DC3F12952934412

 Commissioner Fortine

 Commissioner Stender

Signed by:

 255005FA1064421

 District Clerk