

RESOLUTION NO. 572

A RESOLUTION OF THE BOARD OF FIRE COMMISSIONERS OF SOUTH KING
FIRE & RESCUE, KING COUNTY WASHINGTON
DELEGATING AUTHORITY TO DECLARE AN EMERGENCY

WHEREAS, RCW 39.04.280 provides ample authority for the Board of this agency to delegate authority to the Fire Chief to declare emergencies when warranted;

NOW THEREFORE BE IT HEREBY RESOLVED AS FOLLOWS:

Section 1.

The Board hereby delegates full authority, as provided in RCW 39.04.280(2)(b), to the Fire Chief to (1) declare when an emergency situation exists, and (2) after such a declaration, to award all necessary contracts on behalf of the agency to address the emergency situation, without any necessity for competitive bidding and without regard to any existing dollar limitations on the Chief's purchasing authority, **provided** that the board will, no later than two weeks following the award of any such contract, (1) make a written finding of the existence of an emergency and (2) such finding will be made a matter of record in the meeting minutes of the agency.

Section 2.

For purposes of this resolution, an "emergency" means unforeseen circumstances beyond the control of the agency that either: (a) presents a real, immediate threat to the proper performance of essential functions; or (b) will likely result in material loss or damage to property, bodily injury, or loss of life if immediate action is not taken. See RCW 39.04.280(3). Examples of emergencies include, but are not limited to, natural disasters such as earthquakes, floods, or volcanic events. If an emergency is declared by Washington State officials, such as the Governor, or by local Mayors in cities annexed for service into the agency, including but not limited to public health emergencies, the Fire Chief may also take that as evidence of an emergency under this resolution.

Section 3.

This resolution shall be become effective immediately upon its adoption.

ADOPTED by the Board of Fire Commissioners of South King Fire & Rescue, King County, Washington at an emergency meeting this 9th day of March, 2020, with the following Commissioners being present and voting



CHAIRMAN/COMMISSIONER



VICE CHAIR/COMMISSIONER

John F. Ricket
COMMISSIONER

COMMISSIONER

William S. Fuller
COMMISSIONER

ATTEST

APPROVED AS TO FORM

Jamie W. Perry
Board Secretary

Eric T. Quinn, Attorney at Law

RESOLUTION NO. 572



KING COUNTY FIRE DISTRICT #39 DBA SOUTH KING FIRE & RESCUE (SKFR) – FIRE CHIEF PROCLAMATION OF EMERGENCY

WHEREAS, on January 31, 2020, the United States Department of Public Health and Human Services Secretary Alex Azar declared a public emergency for the novel coronavirus (COVID-19) beginning on January 27, 2020; and

WHEREAS, on February 29, 2020, Governor Jay Inslee signed a Proclamation declaring a State of Emergency exists in all counties in the State of Washington due to the number of confirmed cases of COVID-19 in the state and directed that the plans and procedures of the Washington State Comprehensive Emergency Management Plan be implemented; and

WHEREAS, on March 1, 2020, King County Executive Dow Constantine signed a Proclamation of Emergency due to the number of confirmed cases of COVID-19 in King County thus enabling King County government to take extraordinary measures; and

WHEREAS, on March 5, 2020, City Manager of the City of Des Moines signed a Proclamation that an emergency exists in the City of Des Moines; therefore, the Des Moines Director of Emergency Management and City departments are authorized to take emergency actions and to provide emergency services to protect the health and safety of persons and property pursuant to the City of Des Moines Comprehensive Emergency Management Plan ("Plan"), chapter 38.52 RCW, and chapter 2.36 DMMC; and

WHEREAS, the Emergency Manager for South King Fire & rescue has reported to the Fire Chief that the number of confirmed cases of COVID-19 in King County is increasing daily; and

WHEREAS, South King Fire & Rescue believes that the increased number of confirmed cases of COVID-19 constitute a civil emergency and necessitates the utilization of emergency powers granted to the South King Fire & Rescue Fire Chief, pursuant to South King Fire & Rescue Resolution 572 and RCW 38.52.070(2); and

WHEREAS, in the judgment of the undersigned, extraordinary measures are required to protect the public health, safety and welfare of the residents of South King Fire & Rescue.

NOW THEREFORE BE IT PROCLAIMED BY the Fire Chief of South King Fire & Rescue that an emergency exists in South King Fire & Rescue; therefore, South King Fire & Rescue's Fire

Chief is authorized to take emergency actions and provide emergency services to protect the health and safety of persons and property pursuant to South King Fire & Rescue Resolution 572 and Chapter 38.52 RCW. Pursuant to Resolution 572 , the Chief is authorized to enter into contracts and to incur obligations necessary to combat the above disaster, in light of the exigencies of an extreme emergency situation, without regard to time-consuming procedures and formalities prescribed by law (excepting mandatory constitutional requirements.), including, but not limited to, budget law limitations, requirements of competitive bidding and publication of notices, provisions pertaining to the performance of public work, entering into contracts, the incurring of obligations, the employment of temporary workers, the rental of equipment, the purchase of supplies and materials, the levying of taxes, and the appropriation and expenditures of public funds.

Dated this 09th day of March 2020.

SOUTH KING FIRE & RESCUE



Victor L. Pennington II; Fire Chief

APPROVED AS TO FORM:



Eric T. Quinn; Attorney at Law