

PROCLAMATION OF EMERGENCY

A PROCLAMATION OF EMERGENCY; WAIVING CERTAIN CONTRACTING REQUIREMENTS, AUTHORIZING STAFF TO IMPLEMENT EMERGENCY PURCHASING REQUIREMENTS, AND TO TAKE OTHER STEPS IN RESPONSE TO THE EMERGENCY RETROACTIVE TO OCTOBER 13, 2023

WHEREAS on October 13, 2023, the west protective fender of the Hylebos Bridge at 3590 East 11th Street on the Blair Waterway in the City of Tacoma, Washington was severely damaged due to a shipping vessel collision, and

WHEREAS due to the damage of the fender system the shipping lane and bridge are compromised and the United States Coast Guard has ordered the City to implement fender replacement immediately, and

WHEREAS the Blair Waterway serves as a vital shipping lane to industrial companies located in the waterway, and

WHEREAS the compromised condition of the Hylebos Bridge poses a threat to public health, safety and welfare in Tacoma, and requires immediate action to preserve public health and protect life, and

WHEREAS, the City Manager, as Director of the City's Emergency Management, has determined that it is necessary for the City to proclaim a state of emergency and to take actions authorized under Chapter 1.10 (Emergency Management) of the Tacoma Municipal Code ("TMC") and Chapter 38.52 (Emergency Management) of the Revised Code of Washington ("RCW") including, but not limited to, the definitions in RCW 38.52.010, the authorizations in RCW 38.52.070 and RCW 38.52.110, the liability, immunity, and indemnification provisions of RCW 38.52.180, et. seq.; Now, Therefore,

BE IT PROCLAIMED BY THE TACOMA CITY COUNCIL that an emergency caused by the vessel collision with the western protective fender of the Hylebos Bridge located at 3590 East 11th Street in Tacoma, Washington, exists in the City and, therefore, the City Manager and designees are authorized to do the following:

- (1) enter into contracts and incur obligations necessary to combat such emergency situations to protect the health and safety of persons, including the pursuit of any Washington State grants or loans, and
- (2) other actions, as appropriate.

Each City of Tacoma department is authorized to exercise the powers vested under this proclamation 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).

This declaration of emergency shall be effective retroactive to October 13, 2023, and shall automatically terminate when the western fender of the Hylebos Bridge is repaired or replaced and it no longer poses a threat to shipping and the waterway.

This Proclamation shall be confirmed by the City Council at the earliest practicable time.

Dated this ____th day of _____, 20_____.

_____, **Mayor**

Issued and requested by:

Approved as to form:

City Manager
Emergency Management Director

Interim City Attorney