

BEFORE THE BOARD OF COMMISSIONERS OF LANE COUNTY, OREGON

ORDER NO: 22-05-24-12

ORDER/IN THE MATTER OF APPROVING  
AN EMERGENCY PROCUREMENT AND  
AWARDING A CONTRACT TO KNIFE  
RIVER CORPORATION - NORTHWEST  
FOR A TEMPORARY COMPACTED  
GRAVEL ACCESS ROAD FROM MLK JR.  
BLV TO COUNTY BUILDINGS, AND  
DELEGATING AUTHORITY TO THE  
COUNTY ADMINISTRATOR TO EXECUTE  
THE CONTRACT AND OTHER PROJECT  
DOCUMENTS

**WHEREAS**, Lane County and the City of Eugene will host the World Athletic Championships in July 2022 bringing 400,000 visitors to the area; and

**WHEREAS**, the City of Eugene is expected to issue a permit that will allow the World Athletics Championship event organizers to close of Martin Luther King, Jr. Boulevard for the duration of their event (July 15-24, 2022); and

**WHEREAS**, numerous essential County facilities, including Behavioral Health, Mental Health, Developmental Disabilities Services, MLK School, and the Juvenile Justice Center, are located on the campus served by MLK Jr Blvd, and continued operation of these facilities is necessary to protecting the public health and justice systems; and

**WHEREAS**, construction of a temporary access road capable of allowing emergency service vehicles, staff, and clients to access the facilities on the campus is necessary to allow the facilities to remain open:

**NOW, THEREFORE**, the Board of County Commissioners of Lane County **ORDERS** that:

1. The emergency procurement for construction of a temporary compacted gravel access road at MLK Campus, and the award of a contract to Knife River Corporation - Northwest for construction of the road are approved, and
2. The County Administrator is granted authority to execute the contract and all related documents associated with this project, and
3. Direct staff to pursue reimburse of the Capital Fund from other funding sources such as ARPA, Video Lottery, or the state, and
4. Direct staff to negotiate an agreement with Oregon22 to pay the costs of the temporary road if reimbursement is not secured from other sources.

**ADOPTED** this 24th day of May, 2022.



Pat Farr, Chair  
Lane County Board of Commissioners



## EXHIBIT B -EMERGENCY PROCUREMENT JUSTIFICATION

**Contract Title:** Construction of a Temporary Compacted Gravel Access Road at MLK Campus  
**Contractor/Vendor:** Knife River Corporation-Northwest  
**Purchase Amount:** \$230,218.00  
**Submitted By:** Shawn Waite, Capital Planning and Facilities Manager  
**Department:** Capital Planning  
**Date:** 05/05/2022

**A. BASIS OF EXEMPTION:** For some types of goods or services there may be only one vendor available, for reasons such as acquiring parts or service for proprietary systems or equipment, necessity for compatible software or technology, a need to maintain warranties, or a lack of competing vendors. Pursuant to ORS 279B.075, Lane County has adopted a process to exempt such contracts from the requirements of competitive selection.

**B. RULES:**

In accordance with Section 20.320 of the Lane Manual, the County Administrator or a person designated under ORS 279A.075 (Delegation), may make or authorize others to make emergency procurements pursuant to ORS 279B.080 when,

- a. An emergency exists, generally defined as (but not limited to), a set of circumstances creating a substantial risk of loss, damage, interruption of services or threat to public health or safety,
- b. The circumstances could not have been reasonably foreseen or is beyond the control of the County or its employees, and
- c. Prompt execution of a contract is necessary to remedy the condition, preserve public funds or property, or to maintain the uninterrupted provision of government services.

2. Under Lane Manual 20.320 (2) authority to make the determination is granted;

- a. To the County Administrator, for purchases not exceeding \$100,000.
- b. To the Board of County Commissioner, for purchases in excess of \$100,000.

**C. DESCRIPTION OF THE BASIS FOR THIS FINDING:** From July 15-24, 2022 the USA will host the World Athletic Championships for the first time drawing an unprecedented 400,000 visitors to the Eugene area. This world-class event will require the temporary closure of MLK Jr Blvd and with it access to our county MLK Campus facility. As the campus provides critical health, mental health, and juvenile justice services on a daily basis it is imperative that access be maintained. Due to the impending nature of this historic event, the extremely abbreviated window for procurement and construction, and the temporary nature of the work, Lane County's sub-consultant contacted seven (7) contractors directly and requested bids be submitted to the county by 10AM on 5/4/2022. The only form submitting a bid was Knife River Corporation-Northwest and the proposed amount was lower than our consultant's estimate by almost \$20,000.

**D. FINDINGS:** Award of contract under the documented circumstances is warranted and recommended.

**APPROVED BY:**

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County Administrator

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Date