

RESOLUTION 25-11251

**A RESOLUTION DECLARING AN EMERGENCY AND
WAIVING THE REQUIREMENT FOR COMPETITIVE BIDS**

WHEREAS, a 42-inch diameter water transmission main located within King Avenue East was damaged in November 2024 by a directional drilling contractor. This water transmission main is the primary feed to the Billings' west end; and

WHEREAS, the water main required immediate repair due to the criticality of the water main;

WHEREAS, Section 7-5-4302, MCA, requires the City to advertise for competitive bids and to award the bid to the lowest responsive bidder for construction, repair, or maintenance in excess of \$80,000;

WHEREAS, competitive bidding requires an advertising and award process that would delay the repair; and

WHEREAS, Section 7-5-4303, MCA, allows the City to waive the competitive bidding requirements if three-fourths ($\frac{3}{4}$) of the members present at the meeting of the City Council declare an emergency.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BILLINGS, MONTANA, as follows:

1. **EMERGENCY DECLARED.** The repair of a water transmission main within King Avenue East is declared an emergency due the extreme and immediate necessity to take corrective action for the health, safety and welfare of the public.
2. **COMPETITIVE BIDDING WAIVED.** Due to the declared emergency, the City Council waives the competitive bidding requirements of as permitted by Section 7-5-4303, MCA.

APPROVED by at least three-fourths (¾) of the members present at the meeting of the City Council of the City of Billings, Montana, on the 13th day of January, 2025.

CITY OF BILLINGS



ATTEST:

By: William A. Cole
William A. Cole, Mayor

By: Denise R. Bohlman
Denise R. Bohlman, City Clerk