



MARION COUNTY BOARD OF COMMISSIONERS

Board Session Agenda Review Form

Meeting date: June 14, 2023

Department: Public Works Agenda Planning Date: Time required: 5 min

Audio/Visual aids: Powerpoint

Contact: Ryan Crowther Phone: 503-365-3112

Department Head Signature: [Handwritten Signature]

TITLE: Consider an Emergency Declaration for Abiqua Road NE due to landslide and subgrade failure.

Issue, Description & Background: An active landslide has impacted access and travel on Abiqua Road NE approximately 0.3 miles south of the intersection of Abiqua Road and Briar Knob Loop. The road surface has degraded and portions of the southbound lane have settled more than 12 inches, posing a significant hazard to the traveling public. In March 2023, Public Works installed an unsignalized closure of the southbound lane while staff and a geotechnical engineering firm retained by Public Works investigated the cause of the landslide and identified feasible repair alternatives. The investigation revealed that the landslide is caused by the erosion of soil on the native hillside downslope of the road. Furthermore, the erosion is projected to accelerate when winter rains set in, which may cause failure of the entire roadway. Abiqua Road is the only public road serving the upper Abiqua Creek basin. It is imperative for Public Works to complete landslide repairs before winter rains set in to ensure access is maintained to homes and timber land in the upper Abiqua Creek basin.

Financial Impacts: This emergency declaration has no direct financial impacts to the county. The declaration will, however, allow staff to proceed with contracting for construction services using Marion County's emergency procurement procedures. The Abiqua Road landslide repair project is a budgeted capital expense (\$600,000) in the current fiscal year and a proposed capital expense in the upcoming 2023/24 fiscal year.

Impacts to Department & External Agencies: None

Options for Consideration: 1) Approve the Emergency Declaration for Abiqua Road NE 2) Take no action at this time.

Recommendation: Staff recommend the Board choose option 1 and approve the Emergency Declaration for Abiqua Road NE, allowing emergency landslide repairs to proceed using Marion County's emergency procurement procedures.

List of attachments: Emergency Declaration due to Landslide and Subgrade Failure of Abiqua Road NE

Presenter: Ryan Crowther

BEFORE THE BOARD OF COMMISSIONERS
FOR MARION COUNTY, OREGON

In the Matter of Declaring)
an Emergency due to)
Landslide and Subgrade)
Failure of Abiqua Rd. NE)

RESOLUTION NO. _____

This matter came before the Board of Commissioners on June 14, 2023, involving an emergency situation created by the landslide and subgrade failure of Abiqua Rd. NE; and

WHEREAS, ORS 401.305 provides authority for Marion County to act as an emergency management agency, including authority to establish policies and protocols for defining and directing responsibilities during time of emergency; and

WHEREAS, Marion County has enacted Marion County Code Chapter 2.35 pursuant to the authority granted by ORS Chapter 401 that provides for executive responsibility in times of emergency and specifically delegates authority to declare a state of emergency to the County Board of Commissioners. If circumstances prohibit timely action of the Board of Commissioners the duties shall be performed by The Emergency Management Board Designee, Chair, Vice-Chair, third member of the Board, Chief Administrative Officer, Emergency Management Director, or the Sheriff (in this order); and

WHEREAS, ORS 279C.320(1) and ORS 279B.080 provide authority for Marion County to make or authorize others to make emergency procurements of goods or services in an emergency; and

WHEREAS, Two adjacent active landslides are impacting access and travel on Abiqua Road NE approximately 0.3 miles south of Briar Knob Loop. Public Works has limited the

roadway to one lane of travel through a portion of the slide area. Public Works became aware of the second landslide becoming active in February 2023. Public Works is expecting to receive a revised Geotechnical report and updated survey data in the coming weeks. The road surface has continued to degrade and has now settled significantly with severe cracking such that the southbound lane of Abiqua Road had to be closed to traffic in March 2023. Since then, the road has continued to settle with new cracks beginning to form along the centerline threatening the single remaining lane. The road is a critical route for area residents with no viable detour. It is imperative that construction work begin immediately such that the road repair can be completed in summer 2023.

Now, therefore it is RESOLVED that the Marion County Board of Commissioners formally declares an emergency for Marion County due to the landslide and subgrade failure of Abiqua Rd. This situation poses significant additional risks of property damage and substantial extraordinary expense to the county, and it is further

RESOLVED that emergency procurements of goods and services are authorized pursuant to ORS 279B.080 and execution of a public contract for emergency construction is authorized pursuant to ORS 279C.335(6) and Marion County Public Contracting Rule 40-0150; and it is further

RESOLVED that this declaration of emergency due to the landslide and subgrade failure of Abiqua Rd. NE which threatens critical transportation routes and risks substantial extraordinary expense and additional property damage to the county shall be effective immediately upon signature of the Marion County Board of Commissioners.

DATED this day of June 2023

MARION COUNTY BOARD OF COMMISSIONERS

Chair

Commissioner

Commissioner



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Copies to:

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