

RESOLUTION NO. 2020-40

A RESOLUTION of the City Council of Ellensburg, Washington declaring an emergency, adopting findings with respect to such emergency, and authorizing such contracts as may be necessary to be entered into for responding to a cyber “ransomware” attack against the City.

WHEREAS, RCW 39.04.280(1)(c) authorizes the City of Ellensburg (“City”) to waive competitive bidding requirements for purchases in the event of an emergency; and

WHEREAS, an emergency is defined by RCW 39.04.280(3) to mean an unforeseen circumstance beyond the control of the municipality that presents a real immediate danger to the proper performance of an essential function; and

WHEREAS, the City discovered on December 21, 2020, that it had suffered a cyber attack consisting of the installation of “ransomware” on the City’s computer network, thereby encrypting the City’s databases, files and servers; and

WHEREAS, in order to respond to the cyber attack, the City may have to make certain purchases of hardware, software and consulting services, as well as other expenditures associated with restoring the City’s computer and network systems;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Ellensburg, Washington, as follows:

Section 1. The City Council finds that the facts set forth in the recital paragraphs of this Resolution are true and justify the declaration of an emergency. The Council therefore certifies and declares that an emergency exists arising from the cyber attack, which requires an immediate response by the City’s Information Technology Division and other contracted resources.

Section 2. Pursuant to RCW 39.04.280(1)(c), the City Council hereby authorizes city staff to waive the competitive bidding requirements of Ch. 39.04 RCW and authorizes the City Manager to execute such contracts as may be necessary to respond to the cyber attack and restore City computer and network systems.

Adopted by the City Council of the City of Ellensburg this 21st day of December, 2020.

Attest:

MAYOR

CITY CLERK