

A RESOLUTION EXEMPTING FROM THE COMPETITIVE BID PROCESS, FOR THE PURCHASE OF A 24' BY 48' MODULAR BUILDING TO BE LOCATED AT THE ALBANY POLICE DEPARTMENT.

WHEREAS, the City has identified a need to purchase a Modular Building; and

WHEREAS, the aforesaid \$60,900 Modular Building is funded out of the General Fund Contingency; and

WHEREAS, AMC 2.64.060(20) authorizes the City Council, acting as the Local Contract Review Board, to exempt certain contracts from the requirements of competitive bidding upon findings that such exemption will not result in favoritism or substantially diminish competition and that the exemption will result in substantial cost savings; and

WHEREAS, the Beaverton, Oregon School District # 48, secured competitive bids for the same type of product, and the low bidder therein is willing to sell to the City of Albany the same product upon the exact same terms and conditions as provided in its bid to the Beaverton, Oregon School District No. 48; and

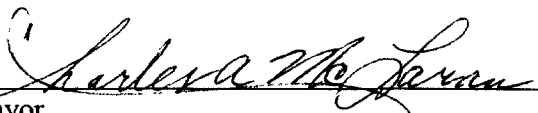
NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Albany, acting as the Local Contract Review Board, finds as follows:

The exemption of this purchase from the requirement of competitive bidding and the purchase of the Modular Building from Modern Building Systems, Inc. will not result in favoritism or diminish competition because the purchase will be upon the same price and terms as those achieved through competitive bidding by another public agency; and the exemption will result in substantial cost savings by avoiding the direct and indirect costs of the competitive bid process and by the financial savings which will be achieved through a more expeditious purchase of the product in question; and

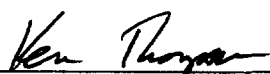
BE IT FURTHER RESOLVED that in making this decision, the City Council, acting as the local contract review board, has considered the memorandum and testimony from staff and the intergovernmental agreement from the Beaverton, Oregon School District No. 48 and has adopted the recommendation; and

BE IT FURTHER RESOLVED that this resolution takes effect immediately upon passage by the City Council and the Mayor, and purchase of the Modular Building from Modern Building Systems, Inc. is authorized.

DATED AND EFFECTIVE THIS 2ND DAY OF JUNE, 2003.

  
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Mayor

ATTEST:

  
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City Recorder