

RESOLUTION NO. 6545

A RESOLUTION OF THE ALBANY CITY COUNCIL, ACTING AS THE LOCAL CONTRACT REVIEW BOARD, WAIVING COMPETITIVE BIDDING AND ESTABLISHING A CONTRACT-SPECIFIC SPECIAL PROCUREMENT FOR SCINOR WATER AMERICA, LLC. MEMBRANE MODULES.

WHEREAS, Albany Municipal Code 2.66.060 (11), Oregon Revised Statutes 279B.085, and OAR 137-047-0285 allow the City Council, acting as the Local Contract Review Board, to authorize the use of the contract-specific special procurement process for the selection of goods and services contractors for a special purpose; and

WHEREAS, such authorization must be based on written findings submitted by the department seeking the exemption that describes the selected special procurement method to be used and the circumstances that support the use of the special procurement as set forth below; and

WHEREAS, the Public Works Department needs to replace 320 membrane modules in Fiscal Year 2017 at the Albany-Millersburg Water Treatment facility; and

WHEREAS, the Public Works Department Albany-Millersburg Water Treatment Plant must utilize membrane modules approved by the National Sanitation Foundation (NSF) and Oregon Health Authority (OHA) for low-pressure vacuum-driven submerged membrane filtration technology; and

WHEREAS, the City invited the only two state-approved membrane manufacturers to submit proposals using a Request for Information process and conducted an equitable review of their proposals; and

WHEREAS, awarding a contract to Scinor Water America, LLC is unlikely to encourage favoritism or to substantially diminish competition for public contracts; and

WHEREAS, the use of a contract-specific special procurement process to purchase Scinor Water America, LLC SMT 600-S26 membrane modules is expected to result in substantial cost savings to the City; and

WHEREAS, procurement of Scinor Water America, LLC SMT 600-S26 membrane modules allows for compatibility with other existing equipment, maintains efficient operations, and promotes the public's best interest in a manner that could not practicably be realized by complying with requirements that are under ORS 279B.055, 279B.060, 279B.065 or 279B.070 or under any rules adopted thereunder.

NOW, THEREFORE, BE IT RESOLVED BY THE ALBANY CITY COUNCIL, ACTING AS THE LOCAL CONTRACT REVIEW BOARD:

SECTION 1: Adopts the following findings:

1. The City requires the replacement of membrane modules in FY 2017 and a contract-specific special procurement of Scinor Water America, LLC SMT 600-S26 membrane modules for the Albany-Millersburg Water Treatment facility is needed in order to maintain consistency and efficiency in operations.
2. The Public Works Department conducted an equitable review of proposals from the only two state-approved membrane manufacturers and found Scinor Water America, LLC SMT 600-S26 membrane modules are of sufficient quality, have a more robust warranty and will meet the needs and requirements of the City at a lower cost than the FY 2017 budgeted amount.

3. There are only two state-approved membrane manufacturers and awarding a contract-specific special procurement to Scinor Water America, LLC would be unlikely to diminish competition or encourage favoritism.

SECTION 2: Notwithstanding the provisions of City Code Section 2.66.060, the Public Works Department is authorized and directed to use the contract-specific special procurement method to procure Scinor Water America, LLC SMT 600-S26 membrane modules.

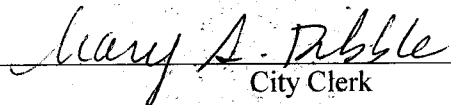
SECTION 3: The Public Works Operations Director is hereby directed to award a contract for Scinor Water America, LLC SMT 600-S26 membrane modules to Scinor Water America, LLC after the City has given public notice for seven days of its intent to award a contract and no protests have been received, per Oregon Administrative Rules (OAR) 137-047-0285.

DATED AND EFFECTIVE THIS 26TH DAY OF OCTOBER 2016.



Mayor

ATTEST:



City Clerk