

RESOLUTION NO. 5706

A RESOLUTION OF THE ALBANY CITY COUNCIL, ACTING AS THE LOCAL CONTRACT REVIEW BOARD, WAIVING COMPETITIVE BIDDING AND AWARDING A SPECIAL PROCUREMENT CONTRACT FOR LIBRARY FURNISHINGS.

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 Special Procurement process for the selection of goods and services contractors for a special purpose; and

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

WHEREAS, the new Library is targeted for construction completion in January 2009 with an anticipated opening in February 2009; and

WHEREAS, the construction schedule requires the City to receive and install all Library furnishings during the month of January; and

WHEREAS, the City must purchase library shelving that meets seismic requirements that is available from Tennsco-Estey at a General Services Alliance (GSA) price equivalent through a California Multiple Award Schedule (CMAS) contract with Ross McDonald Company, Inc.; and

WHEREAS, the associated shelf paneling is available from The Worden Company at a University of Wisconsin Madison contract price extension through a California Multiple Award Schedule (CMAS) contract with Ross McDonald Company, Inc.; and

WHEREAS, the furniture requirements for the new Library are related to the architectural design of the Library and available from various contractors at competitive pricing; and

WHEREAS, the Library project architect, Hennebery, Eddy, and Associates (HEA), researched all furnishing options and determined the best selection at the best value for the Library furnishings, taking into consideration the design of the new Library building (Proposed Furniture Schedule attached); and

WHEREAS, a special procurement for Library furnishings is a special purpose request and would be unlikely to encourage favoritism awarding the public contracts and would not diminish competition; and

WHEREAS, the City will realize significant cost and time savings to procure all Library furnishings as a special procurement in lieu of a formal competitive bid process; and

WHEREAS, the City will realize best value pricing for Library furnishings using the special procurement method.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

SECTION 1. The City of Albany City Council, acting as the Local Contract Review Board, adopts the following findings:

1. The City requires a special procurement of library shelving, panels, and furniture to complete the Library project timely and maintain a Library opening date of February 2009.
2. The Library project architect, Hennebery, Eddy and Associates, has researched all furnishing options and determined the best selection at the best value for all Library furnishings taking into consideration the design of the new Library building.
3. The special procurement method will provide cost savings; contractor selection by a formal invitation to bid process would require additional time from City staff overseeing the project and increase staff administration costs.
4. The special procurement for Library furnishings is a special purpose request, and it would be unlikely to encourage favoritism or diminish competition.
5. The use of the proposed special procurement process would avoid delays in the Library construction schedule that would be caused by a more prolonged procurement selection process.

SECTION 2. Notwithstanding the provisions of City Code Section 2.66.060, the City is authorized and directed to use the special procurement method to procure Library furnishing for the categories of shelving, paneling, and furniture for the Library project.


SECTION 3. The City Manager is hereby directed to negotiate and award contracts for Library furnishings after the City has given public notice of its intent to award a contract for seven days, per Oregon Administrative Rules (OAR) 137-047-0285, to the following contractors:

- a.) Shelving – Tensco-Estey from Ross McDonald Company, Inc. for \$180,250
- b.) Panels - The Worden Company from Ross McDonald Company, Inc. for \$140,550
- c.) Furniture – In accordance with attached HEA furniture schedule for approximately \$120,541

DATED AND EFFECTIVE THIS 24TH DAY OF NOVEMBER 2008.

  
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Mayor

ATTEST:

  
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City Clerk