



RESOLUTION NO. 7150

A RESOLUTION APPROVING AN EXEMPTION FROM COMPETITIVE BIDDING THROUGH AN EXISTING INTERSTATE COOPERATIVE CONTRACT WITH SOURCEWELL, A GOVERNMENTAL AGENCY DEFINED BY THE AMERICAN BAR ASSOCIATION MODEL PROCUREMENT CODE FOR STATE AND LOCAL GOVERNMENTS, AND CUMMINS, INC., NOT TO EXCEED \$234,408.12 TO PURCHASE A CUMMINS 750 KVA GENERATOR AND AUTHORIZE THE PUBLIC WORKS DIRECTOR TO ENTER INTO A CONTRACT WITH CUMMINS INC.

WHEREAS, Sourcewell, conducted a formal, competitive, Request for Proposals (RFP #120617) for electrical energy power generation with related parts, supplies, and services; advertised the RFP in Oregon; and awarded a contract to Cummins, Inc.; and

WHEREAS, Council voted to appropriate American Rescue Plan Act (ARPA) funding in the amount of \$1,000,000 for construction of a generator at the AM-WTP Raw Water Pump Station at the August 25, 2021, council meeting; and

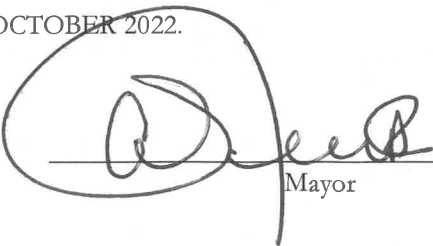
WHEREAS, Sourcewell's contract with Cummins, Inc. allows other public entities to use the terms and conditions of their contract, pursuant to ORS Chapter 279A.220, interstate cooperative procurements, and OAR 137-046-04000 through 480; and is in compliance with federal rules, 2 CFR §§200.317-200.326; and

WHEREAS, purchasing a 750 kVA Generator and related appurtenances through the competitively bid contract between Sourcewell and Cummins Inc. would provide significant cost savings, would not reduce competition, or give favoritism, and would be in the best interest of the City.

NOW, THEREFORE, BE IT RESOLVED that the Albany City Council authorizes the Public Works Department an exemption from the competitive bidding process for the purchase of one 750 kVA generator and related appurtenances through an existing cooperative contract with Sourcewell and Cummins, Inc.; and

BE IT FURTHER RESOLVED that the Albany City Council authorizes the Public Works Director to enter into a contract not to exceed \$234,408.12 with Cummins, Inc. to purchase one 750 kVA generator and related appurtenances.

DATED AND EFFECTIVE THIS 26TH DAY OF OCTOBER 2022.



Mayor

ATTEST:



City Clerk

