

IN AND FOR THE CITY OF BROOKINGS
STATE OF OREGON

**In the Matter of a Resolution, with Findings
of Fact, to exempt an Information
Technology Contract with Falcon Cable
Systems Company II Limited Partnership,
dba Charter Communications, from the
competitive bidding requirements.**

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Resolution No. 04-R-733

A Resolution, with Findings of Fact, to exempt an Information Technology Contract with Falcon Cable Systems Company II Limited Partnership, dba Charter Communications, hereinafter called Charter Business, from the competitive bidding requirements.

WHEREAS, the Brookings City Council pursuant to ORS 279.055 has previously named itself as the Local Contract Review Board; and

WHEREAS, the Brookings City Council affirms and enacts an Information Technology Exemption from the competitive bidding procedure.

NOW, THEREFORE, BE IT RESOLVED by the Local Contract Review Board of the City of Brookings as follows:

A. The City may enter into a contract to acquire Information Technology hardware and software without competitive bidding if the contract amount does not exceed \$75,000 and prior to selecting a contractor, reasonable efforts have been made to solicit proposals from vendors and that the City justifies the award.

B. The City Council acting as the Local Contract Review Board for the City, has made and affirms the findings required by ORS 279.015(2)(a)(b) and determines that awarding the contract under this exemption is unlikely to encourage favoritism or substantially diminish competition and will result in a cost savings to the City.

FINDINGS OF FACT.

1. Rapid changes in technology make it necessary for the City to purchase needed Information Technology equipment quickly.

2. Pricing for high-technology equipment also changes rapidly. It is frequently possible to take advantage of frequent price changes in the marketplace in the purchase of such systems.

3. There is insufficient competition among vendors and Information Technology hardware that meet the requirements of the City.

4. There are no other providers of this type of information technology available to the City at this time.

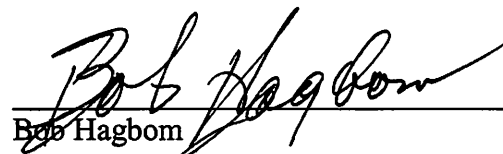
5. It is unlikely that this exemption will encourage favoritism in the award of City contracts or substantially diminish competition for City contracts.

6. The use of this exemption will result in a cost savings to the City.

DECLARATION OF EXEMPTION AND AUTHORIZATION

The Local Contract Review Board of the City of Brookings hereby adopts the findings of fact, declares the contract for Information Technology with Charter Business exempt from the formal competitive bidding process and authorizes the City Manager to enter into a contract with Charter Business for the provision of Information Technology services to the City.

25th PASSED by the Common Council of the City of Brookings and signed by the Mayor this day of October, 2004.



Bob Hagbom
Mayor

ATTEST:



Paul Hughes,
Finance Director/Recorder