

## **RESOLUTION NO. 1462**

### **A RESOLUTION EXEMPTING CERTAIN BRAND NAME ITEMS FROM COMPETITIVE BIDDING REQUIREMENTS**

#### **THE TROUTDALE CITY COUNCIL FINDS AS FOLLOWS:**

1. The City is in the process of designing and advertising for bids for a new Water Pollution Control Facility (WPCF).
2. During the design, City staff determined that it is beneficial to the project to have two components of the WPCF limited to one specific brand and make.
3. Section 2.24.050B of the Troutdale Municipal Code allows the City Council to grant exemptions from the prohibition on specifying a product by brand name in procurement processes, based upon particular findings. The Council concludes that:
  - a. An exemption allowing specification of the Trojan Technologies UV4000 ultraviolet light disinfection system is warranted because it is unlikely this exemption will encourage favoritism or substantially diminish competition in the awarding of contracts, and use of this equipment will allow more efficient utilization of the new WPCF because of the equipment's history of reliability, established technical support system, repair parts supply system and local service representative. Trojan Technologies is the only manufacturer of the equipment desired, of the quality required.
  - b. An exemption allowing specification of Intellutions Fixed Dynamics operating software and future updates or replacements is warranted because it is unlikely this exemption will encourage favoritism or substantially diminish competition in the awarding of contracts, and use of this software will allow more efficient utilization of the existing software from this company by minimizing employee training and enhancing standardization.

#### **NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TROUTDALE**

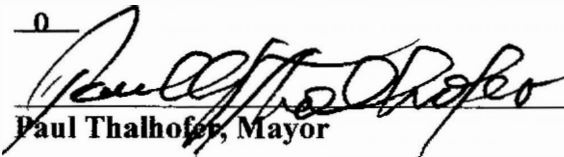
In accordance with Section 2.24.050B of the Troutdale Municipal Code, and the above findings which are adopted, the following items are exempt from competitive procurement procedures during the construction of the Water Pollution Control Facility and any contemplated future purchases for the reasons indicated:

- a. Trojan Technologies UV4000 ultraviolet light disinfection system, including spare/replacement parts. Reason: There are only two manufacturers of medium-pressure, high-intensity, open-channel horizontal-bulb-configuration ultraviolet light disinfection systems with automated cleaning. Trojan Technologies has, by far, the most systems (over 100) in use, a history of reliability, an established technical support system, a repair parts

supply system, and local service representatives in the Portland area. The only other manufacturer, Calgon Carbon, has installed only five systems, has no service representative in this area, and has a spotty track record. In addition, while the Trojan model has both chemical and mechanical automated cleaning capability, the Calgon model only has a mechanical cleaning capability.

- b. Intellutions Fixed Dynamics operating software and any update/replacement thereto. Reason: This product was obtained in a competitive procurement process for the water distribution system. Using the same item for the WPCF will minimize employee training and enhance standardization.

YEAS: 6  
NAYS: 0  
ABSTAINED: 0

  
Paul Thalhofer, Mayor

Dated: 12-15-99

  
Debbie Stickney, City Recorder

Adopted: 12-14-99

C:\RESOL99