

## **RESOLUTION NO. 1894**

### **A RESOLUTION CREATING AN EXEMPTION FROM COMPETITIVE BIDDING REQUIREMENTS IMPOSED BY ORS CHAPTER 279C TO ALLOW THE CITY TO SOLE SOURCE THE DISCOVERY BLOCK PARKING LOT PROJECT**

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


1. Under ORS 279C.335(1), local public agencies are required to competitively bid all public improvement contracts except where the specific public improvement contract is exempted from that bidding requirement by statute or by an exemption created by a local contract review board.
2. The City Council for the City of Troutdale acts as the Troutdale Local Contract Review Board (Troutdale LCRB).
3. The City gave appropriate statutory notice by publishing a notice in the Daily Journal of Commerce, a trade newspaper of general statewide circulation, on June 8, 2007.
4. The City made copies of the draft findings available at the time of the notice.
5. The City held a public hearing on June 26, 2007 on whether to create an exemption to the requirement imposed by ORS Chapter 279C that public improvement contracts be competitively bid.
6. The City Council, acting in its capacity as the Troutdale LCRB, determined construction of the Discovery Block Parking Lot project adjacent to where a private developer is having construction work done on infrastructure in the private development is an appropriate contract to have the ability to sole source to the contractor doing the work on the private development.
7. The Troutdale LCRB found that the exemption from the terms of ORS Chapter 279C is:
  - a. Unlikely to encourage favoritism in the awarding of public improvement contracts; or
  - b. Unlikely to substantially diminish competition for public improvement contracts; and
  - c. The award of a public improvement contract under the exemption will result in cost savings to the City.

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

Section 1. The City Administrator is hereby authorized to sole source the City public improvement contract for construction of the Discovery Block Parking Lot project to the contractor doing the work on the adjacent private development.

Section 2. This resolution is effective immediately upon its adoption.

**YEAS: 7  
NAYS: 0  
ABSTAINED: 0**

  
Paul A. Thalhofer, Mayor  
June 27, 2007  
Date

  
Debbie Stickney, City Recorder

**Adopted: June 26, 2007**