

RESOLUTION NO. 3253

A RESOLUTION DECLARING AN EMERGENCY AND WAIVING THE COMPETITIVE BID REQUIREMENTS FOR THE PURCHASE OF PLAY EQUIPMENT FOR BRYANT PARK.

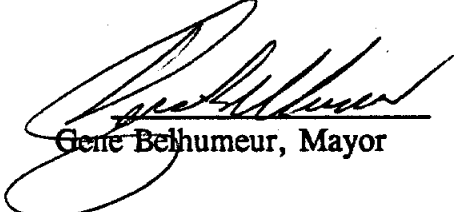
THE CITY OF ALBANY HEREBY FINDS AS FOLLOWS:

1. In 1992, the City of Albany purchased a set of aluminum play equipment from Landscape Structures, Inc., a private play equipment company, for Phase I of the Bryant Park playground project.
2. In the bidding documents for the original purchase mentioned above, additional equipment was specified as Phase II of the Bryant Park playground project. The equipment for Phase II was not purchased at the same time as Phase I due to insufficient funds.
3. The City of Albany has now allocated funds for the purchase of Phase II of the Bryant Park playground project which is estimated to cost \$12,000.
4. Section 2.64.060, subsection (11) of the Albany Municipal Code provides for an exemption to the competitive bid process when there is only one seller of a product of the quality required.
5. Landscape Structures, Inc. is the only supplier who can provide aluminum equipment to match the equipment installed as Phase I of the Bryant Park playground. Phase II of the playground connects to Phase I to form a complete playground structure as called for on the playground development plan.
6. Although there may be other types of play equipment available from other equipment suppliers, they would not be compatible with the equipment already installed as Phase I.
7. The purchase of the additional play equipment from Landscape Structures, Inc. for Phase II of the Bryant Park playground without competitive bidding is in the public interest and is unlikely to cause favoritism.
8. Emergency conditions as set forth above now exist, requiring prompt execution of a contract.

NOW, THEREFORE, be it resolved that the Albany City Council, acting as the Contract Review Board, hereby declares an emergency and authorizes the execution of a contract without competitive bidding as provided for by the provisions of Section 2.64.060 of the Albany Municipal Code, and

BE IT FURTHER RESOLVED that City staff are hereby authorized to purchase the additional play equipment needed to complete Phase II of the Bryant Park playground from Landscape Structures, Inc. at a price estimated to be \$12,000.

DATED THIS 28TH DAY OF APRIL, 1993


Gene Belhumeur, Mayor


Deputy City Recorder

