

RESOLUTION NO. 5000

A RESOLUTION OF THE ALBANY CITY COUNCIL, ACTING AS THE LOCAL CONTRACT REVIEW BOARD, TO ADOPT FINDINGS AND AUTHORIZE THE WAIVER OF COMPETITIVE BIDDING FOR THE CONSTRUCTION OF STREETScape AND ALLEY IMPROVEMENTS RELATED TO WILLAMETTE COMMUNITY BANK.

WHEREAS, the Central Albany Revitalization Area (CARA) has agreed to reimburse Willamette Community Bank for up to \$75,000 in streetscape and alley improvements related to their development project at the northeast corner of Lyon Street and 4th Avenue; and

WHEREAS, CARA's Fiscal Year 2004-05 budget includes \$75,000 to fund said improvements; and

**WHEREAS, the Albany City Council, by contract, serves as the Local Contract Review Board for CARA; and**

WHEREAS, AMC 2.64.060(20) authorizes the City Council, acting as the local contract review board, to exempt certain contracts from the requirements of competitive bidding upon findings that such exemption will not result in favoritism or substantially diminish competition and that the exemption will result in substantial cost savings; and

WHEREAS, the Willamette Community Bank solicited competitive bids for their construction project; and

WHEREAS, the Willamette Community Bank has proceeded with the construction of their building and is prepared to construct the public improvements; and

WHEREAS, competitive public bidding would be unlikely to yield a lower purchase price and would delay construction of the public improvements; and

WHEREAS, exemption from competitive bidding of this project will not limit competition or encourage favoritism in the selection process of the construction contractor when compared to the standard "low bid" process; and

WHEREAS, a public hearing, following published notice, concerning the merits of the waiver was held on or about July 14, 2004.

NOW, THEREFORE, BE IT RESOLVED that the City Council, acting as the Local Contract Review Board, based upon the information presented at the public hearing, adopts the recitals set forth above and the information contained in the accompanying memorandum as findings and concludes that a waiver of competitive bidding in the present case is unlikely to encourage favoritism in the awarding of public contracts or substantially diminish competition and that the exemption will result in substantial cost savings to the public. The Board further finds that the needs of Willamette Community Bank to construct these improvements warrants proceeding as originally negotiated based on their competitive quotes; and

BE IT FURTHER RESOLVED that competitive bids shall not be required for the construction of the Willamette Community Bank streetscape and alley public improvements; and

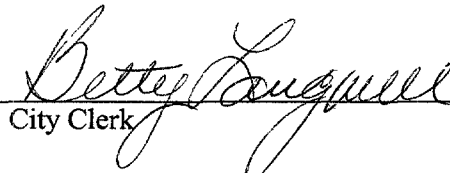
BE IT FURTHER RESOLVED that the City Council of the City of Albany, acting as the Local Contract Review Board, hereby authorizes the Central Albany Revitalization Area to contract with the Bank's

contractor for construction of public streetscape and alley improvements related to the development of the Willamette Community Bank at the total cost not to exceed \$75,000.00.

DATED AND EFFECTIVE THIS 14TH DAY OF JULY 2004.

  
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Mayor

ATTEST:

  
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City Clerk

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