



RESOLUTION NO. 7208

A RESOLUTION OF THE ALBANY CITY COUNCIL, ACTING AS THE LOCAL CONTRACT REVIEW BOARD, WAIVING COMPETITIVE BIDDING AND AWARDING A SPECIAL PROCUREMENT CONTRACT TO AQUATIC HARVESTING, LLC, AND AUTHORIZING THE PARKS AND RECREATION DIRECTOR TO EXECUTE A CONTRACT WITH AQUATIC HARVESTING, LLC, TO PROCURE AQUATIC WEED HARVESTING, AERATION EQUIPMENT INSTALLATION AND FOUNTAIN INSTALLATION

WHEREAS, Albany Municipal Code 2.66.060(11), Oregon Revised Statutes 279B.085, and OAR 137-047-0285 allow the city council, acting as the local contract review board, to authorize the use of the special procurement process for the selection of goods and services for a special purpose; and

WHEREAS, such authorization must be based on written findings submitted by the department seeking the exception that describe the selected special procurement method to be used and the circumstances to support the use of the special procurement; and

WHEREAS, Waverly Lake is currently experiencing a large volume of aquatic weed growth, stagnant water, loss of attractiveness, and the loss of paddle boat use; and

WHEREAS, Aquatic Harvesting, LLC in Centralia, WA, provides weed harvesting services, aeration equipment installation and fountain installation; and

WHEREAS, the City has an opportunity to improve operating efficiencies, lower maintenance cost and allow the paddle boats to operate again during the summer months; and

WHEREAS, Aquatic Harvesting, LLC has developed a proprietary software system that can map ponds and lakes, create a unique profile for the lake, recommend aeration system placement and a management plan that should meet the specific needs of Waverly Lake; and

WHEREAS, a one-time procurement of weed harvesting services from Aquatic Harvesting, LLC is unlikely to encourage favoritism in the awarding of public contracts or to substantially diminish competition for public contracts.

NOW, THEREFORE, BE IT RESOLVED THAT THE ALBANY CITY COUNCIL, ACTING AS THE LOCAL CONTRACT REVIEW BOARD:

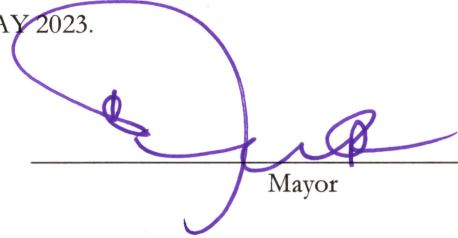
Adopts the following findings:

1. The City requires a special procurement process to procure weed harvesting services, aeration equipment installation and fountain installation from Aquatic Harvesting, LLC. Their aeration system requires a certified installer and their Airmax Assist software is proprietary.
2. The procurement of the proposed aquatic weed harvesting services, aeration equipment and fountain installation will achieve cost savings, operating efficiencies, lower maintenance costs and allow the paddle boats to operate during the summer months.
3. Procurement of weed harvesting services, aeration equipment installation and fountain installation from Aquatic Harvesting, LLC would be unlikely to diminish competition or encourage favoritism in awarding contracts.

BE IT FURTHER RESOLVED that notwithstanding the provisions of Albany Municipal Code Section 2.66.060, the parks and recreation director is authorized and directed to use a special procurement method to procure aquatic weed harvesting services, aeration equipment installation and fountain installation from Aquatic Harvesting, LLC; and

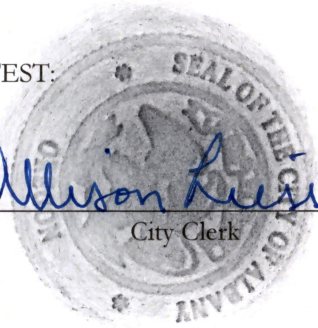
BE IT FURTHER RESOLVED that the parks and recreation director is hereby directed to negotiate, award, and execute a special procurement contract with Aquatic Harvesting, LLC, for weed harvesting and aeration equipment installation and fountain installation after the City has given public notice for seven days of its intent to award a contract, per OAR 137-047-0285 and ORS 279B.085.

DATED AND EFFECTIVE THIS 10TH DAY OF MAY 2023.



Mayor

ATTEST:




City Clerk