

**RESOLUTION 2010-24**

**A RESOLUTION MAKING A SPECIFIC EXEMPTION OF THE GARIBALDI PUBLIC CONTRACTING ORDINANCE ON BEHALF OF THE GARIBALDI CONTRACT REVIEW BOARD TO THE COMPETITIVE BID REQUIREMENTS OF THE GARIBALDI MUNICIPAL CODE SECTION 3.10. PUBLIC CONTRACTS, AND AUTHORIZING STAFF TO ACQUIRE COMPETITIVE BIDS FOR REPLACEMENT OF WASTEWATER TREATMENT PLANT EQUIPMENT.**

**WHEREAS**, Garibaldi Municipal Code (GMC) 3.10.090, Public Contracts, allows for a specific exemption to the requirement of competitive bidding when the method of awarding such a bid is unlikely to encourage favoritism or substantially diminish competition for public contracts; and

**WHEREAS**, unforeseen failure of equipment and the immediate need to replace this equipment makes the competitive bid process impractical and jeopardizes the health and wellbeing of the citizens of Garibaldi; and

**WHEREAS**, the nature of the equipment is such that the competitive bidding process will not encourage competition or substantially affect the cost of purchasing this equipment; and

**WHEREAS**, the GMC 3.10.090(B) states that a Specific Exemption may be made by the Contract Review Board (City Council) for contracts more than \$5,000 and less than \$150,000 and that such an exemption shall be made by resolution; NOW, THEREFORE,

**THE COMMON COUNCIL OF THE CITY OF GARIBALDI RESOLVES AS FOLLOWS:**

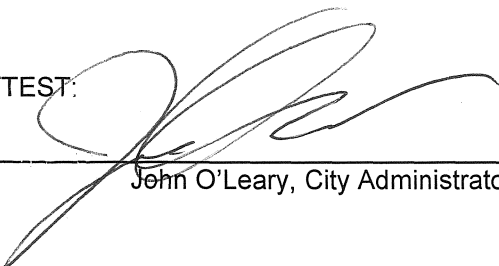
**Section 1.** The Garibaldi Contract Review Board hereby approves the use of an alternate contracting method as a specific exemption to public contracting competitive bid requirements, pursuant to GMC 3.10.090(B).

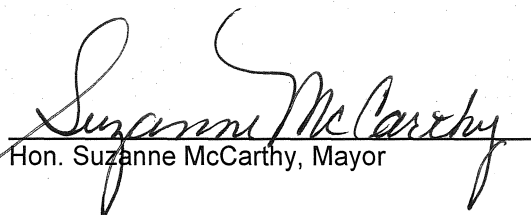
**Section 2.** The Garibaldi Contract Review Board authorizes staff to obtain at least three informally solicited competitive quotes, or less with documentation indicating the attempt to locate at least three suppliers, for the replacement of Wastewater Treatment Plant Sampling Equipment.

**Section 4.** The Garibaldi Contract Review Board will authorize the Administrator to purchase sampler equipment suitable to the use of the wastewater treatment plant from the vender with the lowest competitive quote, upon acceptable documentation associated with recitals of this resolution.

**PASSED BY THE COMMON COUNCIL AND APPROVED BY THE MAYOR**, this 20<sup>th</sup> Day of September, 2010.

ATTEST:

  
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John O'Leary, City Administrator

  
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Hon. Suzanne McCarthy, Mayor