

RESOLUTION NO. 3934

A RESOLUTION AUTHORIZING AWARD OF A PARK CUSTODIAL SERVICES CONTRACT TO F.S. PARK SERVICE, EXEMPTING SAID CONTRACT FROM THE REQUIREMENTS OF COMPETITIVE BIDDING, AND DECLARING EMERGENCY CONDITIONS TO EXIST.

WHEREAS, on or about February 11, 1998, the City formally advertised for competitive bids for a custodial services contract for the maintenance of City parks; and

WHEREAS, the aforesaid contract proposal called for a contract with a two year term with options for additional contract extensions; and

WHEREAS, bids were opened on or about March 4, 1998, and the lowest responsive and responsible bidder was F.S. Park Service; and

WHEREAS, subsequent to the bid opening, the City Council determined that it would be more cost effective to have City park employees perform the custodial services in question, however, in order to accomplish this work it will be necessary to hire additional park staff, purchase supplies and equipment, and organize and appropriately schedule the work; and

WHEREAS, City parks administration estimates that it will not be able to assume the maintenance responsibilities until January 1, 1999; and

WHEREAS, in light of the foregoing circumstances, it is necessary to award a contract for a shorter term than originally bid to adequately provide for park custodial services until City personnel are ready to assume those responsibilities.

NOW, THEREFORE, BE IT RESOLVED as by the City Council of the City of Albany as follows:

1. Findings Justifying Award of Contract Without The Requirement of Competitive Bidding

The City Council of the City of Albany, acting as the local contract review board, hereby finds as follows:

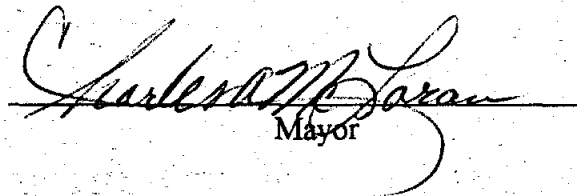
1. The facts set forth in the recitals above are true and correct;
2. The successful low bidder, F.S. Park Service, has submitted a bid which provides for the lowest cost for each of the maintenance items required and, as a consequence, an award of a short term contract to F.S. Parks Service is not likely to encourage favoritism or to substantially diminish competition;
3. The awarding of a contract to F.S. Park Service will result in a substantial cost savings to the public in that it will provide a mechanism for assuring adequate park maintenance at the lowest cost until City parks personnel are able to assume those responsibilities;

4. The City's previous contract with F.S. Parks Service has now expired while that contractors work was satisfactory, they cannot continue to preform park maintenance services without a new contract;
5. Because of the time of year, the demands for public access to the City's parks are pressing and immediate. The parks must be properly maintained immediately in order to provide for the public health and enjoyment of the City's parks;
6. Because of the immediate demands for park access, the City does not have sufficient time to re-bid the contract through the customary conventional bidding processes;
7. Because F.S. Parks Services was the lowest responsive and responsible bidder in the City's previous bid solicitation referred to the recitals noted above, there are no alternative contracting or purchasing practices which would likely result in a lower cost than F.S. Parks Service submitted in its original proposal; and
8. F.S. Parks Service is willing to do the work for the same price submitted in their bid proposal notwithstanding the fact that the term of the contract will be substantially reduced.

2. Contract Awarded

Based upon the foregoing recitals and findings, the City Council of the City of Albany, acting as a local contract review board, hereby determines that an emergency condition exists, and authorizes the City Manager to negotiate a contract with F.S. Parks Service whereby the nature and scope of the work will be as set forth in F.S. Parks Service's previous bid and whereby the amount of compensation paid to F.S. Parks Service does not exceed the amount previously bid for said work during the period from April 1, 1998, through December 31, 1998.

DATED THIS 22<sup>nd</sup> DAY OF APRIL, 1998.

  
Mayor

ATTEST:

  
City Recorder