

CITY OF ORTING
WASHINGTON

ORIGINAL

RESOLUTION NO. 2018-13

**A RESOLUTION OF THE CITY OF ORTING,
WASHINGTON, AUTHORIZING DEVIATION FROM THE
PURCHASING POLICY FOR PROFESSIONAL SERVICE
OF GEOTECHNICAL ENGINEERING SERVICES;
SETTING AN EFFECTIVE DATE.**

WHEREAS, the City of Orting Purchasing Policy, at Part IIX, Section 3, directs staff to engage in formal bidding (such as a Request for Proposal) for the contracting of professional services; and

WHEREAS, the City of Orting is engaged in a design process for a new public facility at the parcel commonly known as 102 Bridge Street South in Orting; and

WHEREAS, the aforementioned project necessitates the procurement of additional, unanticipated geotechnical services; and

WHEREAS, the time it takes to complete a Request for Proposal for said services would create an undue burden on the project when time is of the essence, and a delay would likely lead to increased costs for the project; and

WHEREAS, the Council believes that acquiring three written quotations for Geotechnical Engineering Services would meet the spirit of the Purchasing Policy and State Law which is to maximize fairness and value in the expenditure of public funds; and

WHEREAS, the City Council has carefully considered its purchasing policy, Washington state bidding requirements, and has knowingly determined that the Purchasing Policy as it exists does not meet the City's needs when it comes to purchasing Geotechnical Engineering Services; and

WHEREAS, in light of the City Council's desire to move the public facility design process forward, the City Council has determined that the proposed action addresses concerns for the public health, safety, or general welfare, and are in the best interest of the citizens of the City; and

NOW, THEREFORE, the City Council of the City of Orting, Washington, do resolve as follows:

Section 1. Authorization to Deviate from Purchasing Policy. Owing to the issues identified herein, the City Council authorizes a one-time deviation from the procurement requirements set out in the City of Orting Purchasing Policy for professional services. In lieu of

formal procurement procedures, the Council authorizes the Mayor and his staff to obtain at least three quotations for the necessary Geotechnical Engineering Services related to a new public facility at the parcel commonly known as 102 Bridge Street South in Orting, and to select the lowest responsive and responsible professional services firm.

Section 2. Severability. Should any section, paragraph, sentence, clause or phrase of this Resolution, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this Resolution be pre-empted by state or federal law or regulation, such decision or pre-emption shall not affect the validity of the remaining portions of this Resolution or its application to other persons or circumstances.

Section 3. Effective Date. This Resolution shall take effect and be in full force immediately upon its passage.

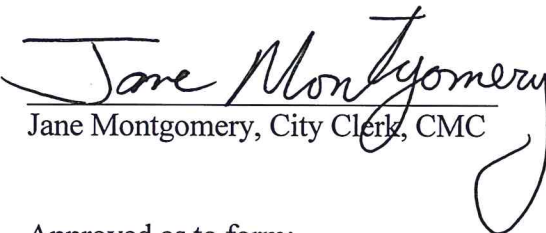
PASSED BY THE CITY COUNCIL AT A SPECIAL MEETING THEREOF ON THE 19TH DAY OF SEPTEMBER, 2018.

CITY OF ORTING



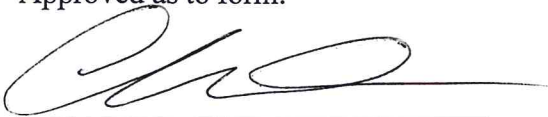
Joshua Penner, Mayor

ATTEST/AUTHENTICATED:



Jane Montgomery, City Clerk, CMC

Approved as to form:



Charlotte A. Archer
Kenyon Disend, PLLC
City Attorney