

**RESOLUTION 2013-17**

**A RESOLUTION OF THE CITY COUNCIL APPROVING AN EXEMPTION TO COMPETITIVE BID REQUIREMENTS OF THE GARIBALDI MUNICIPAL CODE SECTION 3.10, PUBLIC CONTRACTS, TO PURCHASE PUBLIC WORKS EQUIPMENT**

**WHEREAS**, the City of Garibaldi desires to purchase equipment for use by its Public Works Department; and

**WHEREAS**, the equipment to be purchased has been purchased by the State of Oregon through a cooperative procurement agreement following all competitive purchasing rules under Oregon Revised Statutes; and

**WHEREAS**, the GMC §3.10.080(E) states that an exemption to the competitive bidding requirements of the City's Public Contracting Rules may be made by the Contract Review Board (City Council) if the City chooses to utilize another governmental agency's purchase agreement, provided that (1) the original contract meets the requirements of the City's code, (2) the City is allowed to use the other agency's purchase agreement and (3) the other agency concurs with the purchase; and

**WHEREAS**, the City of Garibaldi has an agreement with the State of Oregon that allows for and regulates the use of the State of Oregon Department of Administrative Services Cooperative Procurement Agreements;

**NOW, THEREFORE, THE COMMON COUNCIL OF THE CITY OF GARIBALDI RESOLVES AS FOLLOWS:**

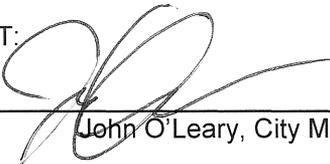
**Section 1.** The recitals of this resolution are incorporated herein by reference and adopted as findings in support of this approval of this exemption. The City Council also finds that the requirements of GMC §3.10.080(E) are met because the original State of Oregon – DAS purchasing contract meets the requirements of the City's code, and the City participates in the state's cooperative purchasing program.

**Section 2.** The Garibaldi City Council acting as the Garibaldi Contract Review Board hereby approves the use of an alternate contracting method as an exemption to the City's competitive bid requirements, pursuant to GMC §3.09.080(E).

**Section 3.** The Garibaldi City Council hereby accepts the quote from Kubota Tractor Corporation of Torrance, California, in the amount of \$8,093.07 for the purchase and installation of a mechanical attachment assembly for the City's Public Works Tractor, and authorizes the City Manager or his designee to oversee the purchase and installation.

**PASSED BY THE COMMON COUNCIL AND APPROVED BY THE MAYOR**, this 15<sup>th</sup> day of July, 2013.

ATTEST:

  
\_\_\_\_\_  
John O'Leary, City Manager

  
\_\_\_\_\_  
Hon. Suzanne McCarthy, Mayor

Attached - **Exhibit A**

Exhibit A -- A RESOLUTION OF THE CITY COUNCIL APPROVING AN EXEMPTION TO COMPETITIVE BID REQUIREMENTS OF THE GARIBALDI MUNICIPAL CODE SECTION 3.10, PUBLIC CONTRACTS, TO PURCHASE PUBLIC WORKS EQUIPMENT

<b>Oregon State Bid</b>	PURCHASE ORDERS MUST BE MADE OUT TO <b>KUBOTA TRACTOR CORPORATION</b> 3401 Del Amo Blvd, Torrance CA 90503				Contract # 1445			
<b>Contract Pricing Worksheet</b>	PHONE: 310-370-3370 EXT. 1813 FAX: 310-370-3846 EMAIL: CBENNETT@KUBOTA.COM				OSB2013-051 R1			
Purchasing Party: City of Garibaldi		REMIT TO: Kubota Tractor Corporation		ADDRESS: 3401 DEL AMO BLVD				
Contact:	Issue PO's TO	CITY: TORRANCE		STATE: CA 90503				
Phone #:	Kubota Tractor Corp. 3401	DLR # 16230		PHONE 503-842-9408				
Fax #:	Del Amo Blvd Torrance,	CONTACT Nancy Rullison		FAX:				
Email:	CA. 90503							
<b>COMMENTS:</b> Prices for product quoted are good for 60 days from quote date/Subject to Availability								
<b>IMPORTANT - This WORKSHEET MUST BE VERIFIED BY KUBOTA NATIONAL ACCOUNTS before a PO is issued. Please fax to Cynthia Bennett (310) 370-3846 or email the worksheet to cbennett@kubota.com. PO's without verified quote may be subject to change. PO Must Be Issued To Kubota Tractor Corporation.</b>								
Factor from MSRP								
<b>ORDERING INFORMATION</b>			<b>FOR KUBOTA USE ONLY</b>					
QTY.	Product Code	MODEL CODE	DESCRIPTION	UNIT LIST PRICE	Factor	NATIONAL ACCT. DISCOUNT PRICE	TOTAL LIST PRICE	TOTAL NATIONAL ACCOUNT PRICE
<b>Subtotal:</b>								
1	M60	LA1353A	LOADER (2-Lever Type Quick Coupler)	\$ 5,526.00	0.298	\$ 4,358.71	\$ 5,526.00	\$ 4,358.71
1		M1864	HYD. SELF LEVELING VALVE KIT-ROPS MODELS	\$ 1,853.00	0.298	\$ 1,481.58	\$ 1,853.00	\$ 1,481.58
1		M1871A	Grille Guard Kit for Loader applications	\$ 196.00	0.298	\$ 154.60	\$ 196.00	\$ 154.60
1		M1816	84" BUCKET, 2-LEVER QUICK ATTACH	\$ 873.00	0.298	\$ 688.59	\$ 873.00	\$ 688.59
1		M1868	THIRD FUNCTION ATTACHMENT VALVE	\$ 926.00	0.298	\$ 730.40	\$ 926.00	\$ 730.40
<b>Subtotal:</b>								
				\$ 9,374.00		\$ 7,393.87	\$ 9,374.00	\$ 7,393.87
<b>Subtotal:</b>								
<b>Subtotal:</b>								
1			KUBOTA STANDARD INBOUND FREIGHT	\$ 100.00		\$ 100.00	\$ 100.00	\$ 100.00
1			Dealer Assembly Fee	\$ 350.00		\$ 350.00	\$ 350.00	\$ 350.00
1			Dealer PDI & Delivery Fee	\$ 250.00		\$ 250.00	\$ 250.00	\$ 250.00
1			Factory Assembly Fee			\$ -	\$ -	\$ -
<b>Subtotal:</b>								
				\$ 700.00		\$ 700.00	\$ 700.00	\$ 700.00
Check: Total cost of Unpublished Options (B) cannot exceed 25% of the total of the Base Unit Price plus Published Options (section A)				For this transaction the percentage is:		0%		
<b>TOTAL= (A+B+C)</b>				<b>\$10,074.00</b>		<b>\$8,093.87</b>	<b>\$10,074.00</b>	<b>\$8,093.87</b>
Pricing Subject to Established Membership & Availability of Product at the Time of Ordering								
AUTHORIZED SIGNATURE: X					DATE			
OSB order processing charge of 1% on Section B items is the responsibility of the delivering dealer. Kubota will reimburse OSB for the entire order processing charge and deduct the amount applicable to Section B from Internal Kubota bid discounts								\$ -
All orders are subject to the terms and conditions as outlined in the National Purchase Agreement. The Standard Kubota Warranty Applies, which does not include pick up or delivery.							Payment Terms = Net 30 Days	
FOR KTC INTERNAL USE	Quote #: OSB2013-051 R1	Quote Date: 6/26/2013	Verified By: kmr					