

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

In the Matter of Exempting a Personal)
Services Contract for the Provision of)
Architecture Services from the)
Screening and Selection Procedures)
of the Personal Services Contracting Rule)

ORDER NO. 159-2007

WHEREAS, Section 10 of the Columbia County Personal Services Contracting Rule, adopted by Order No. 16-96, and amended and re-adopted by Order No. 38-2006, authorizes the County to exempt certain personal services contracts from the screening and selection procedures of the Personal Services Contracting Rule upon approval of the following findings: (a) It is unlikely that such exemption will encourage favoritism in the awarding of personal services contracts or substantially diminish competition for these contracts; and (b) the awarding of personal services contracts pursuant to the exemption will result in substantial cost savings to the County; in making such findings the Board may consider the type, cost, amount of the contract, number of persons available to bid and such other factors as the Department may deem appropriate; and

WHEREAS, the Personal Services Contracting Rules exempt single-source personal services contracts from the screening and selection procedures of the Personal Services Contracting rule, where only a single personal services contractor is known to the County to be qualified to do the particular job or perform the particular services required, or only the single personal services contractor has reasonable access to factual, technical or statistical information necessary to perform the services required; and

WHEREAS, pursuant to ORS 279C.115, a local contracting agency may enter into an architectural, engineering or land surveying services contract directly with a consultant if the project described in the contract consists of work that has been substantially described, planned or otherwise previously studied or rendered in an earlier contract with the consultant was awarded under rules adopted under ORS 279A.065 and the contract is a continuation of that project; and

WHEREAS, the Columbia County Sheriff is in the process of planning for the construction of an expansion of the existing Columbia County Jail, with a deadline for completion within one year; and

WHEREAS, in order to begin the construction process the County must have preliminary drawings of the jail expansion; and

WHEREAS, KMB Architects & Planners P.C. provided architecture services for the construction of the Columbia County Jail; and

WHEREAS, by virtue of designing the original Columbia County Jail, KMB Architects and Planners has particular knowledge of the Columbia County Jail, and has immediate access to the drawings and familiarity with the facility, which is critical and necessary to perform the required work; and

WHEREAS, KMB Architects and Planners is the only personal services contractor known to the County with quick access to the factual and technical information necessary to perform the required work; and

WHEREAS, it is unlikely that the exemption of a personal services contract with KBM Architects and Planners will encourage favoritism in the awarding of personal services contracts or substantially diminish competition for these contracts because the County will issue a formal Request for Proposal for the remaining architecture work; and the awarding of such personal services contract pursuant to the exemption will result in substantial cost savings to the County; and

WHEREAS, the jail expansion was discussed and planned during the design and construction of the Columbia County Jail, as supported by the memo from Bill Potter, which is attached hereto as Attachment 1, and is incorporated herein by this reference;

NOW, THEREFORE, IT IS HEREBY ORDERED that the contract with KMD Architects & Planners P.C., for preliminary architectural services for the Columbia County Jail Expansion project is exempted from the screening and selection procedures of the Personal Services Contracting Rule.

DATED this 19 day of December, 2007.

Approved as to form

By: Suzanne Hansen
Office of County Counsel

BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

By: [Signature]
Chair

By: [Signature]
Commissioner

By: [Signature]
Commissioner

ATTACHMENT 1

Findings for Direct Appointment of KMD Architects

As the Director of General Services, I was the County's project manager for the Columbia County Justice Facility, which was completed in 2001. At the time the facility was designed, it was planned to expand it by adding an additional pod. Plans were incorporated to allow for and to site this addition. KMD Architects performed this design work and have access to all the designs necessary to perform this work. It is therefore decided that a Direct Appointment be used for the preliminary design work for the jail addition.