

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

In the Matter of Exempting a Personal Services Contract for Construction Management Services for Gable Road from the Screening and Selection Procedures of the Personal Services Contracting Rule

ORDER NO. 29-2019

WHEREAS, Section 10 of the Columbia County Personal Services Contracting Rule, adopted by Order No. 38-2006, authorizes the County to exempt certain personal services contracts from the rule's screening and selection procedures with 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;
- (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 Rule exempts single-source personal services contracts from screening and selection procedures 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, the Columbia County Public Works Department has commenced a complex improvement project to construct sidewalks and bike lanes on Gable Road in St. Helens, Oregon; and

WHEREAS, Gable Road is a heavily used County road, and the sidewalk and bike lane improvement project involves storm water design, pavement design, right-of-way acquisition, and coordination with the City of St. Helens and area landowners; and

WHEREAS, David Evans and Associates is the engineering and construction consulting firm that prepared the plans and specifications for the Gable Road improvement project, and

WHEREAS, because of David Evans and Associates' role in the design and engineering of the Gable Road sidewalk and bike lane improvement project, its in-depth understanding of the site conditions and construction design puts it in the best position to understand the full scope of the project, perform construction monitoring and inspections, and promptly address any necessary changes in engineering designs during construction; and

WHEREAS, other engineering firms are unlikely to assume the professional liability for the engineering and design of the project without conducting their own review, which would be duplicative and costly to the County; and

WHEREAS, because of its involvement in the project, David Evans and Associates has also developed a relationship with the County, the City, utility companies, and area residents with respect to the project; and

WHEREAS, David Evans and Associates is therefore the only firm known to the County with reasonable access to the factual, technical, and historical information necessary to perform the services required; and

WHEREAS, hiring a new contractor for the project would add unnecessary costs because the County would have to pay for the new contractor to develop the detailed knowledge necessary to manage this complex project and would incur costs for substantial project delays caused by the contractor's lack of familiarity; and

WHEREAS, for the foregoing reasons, it is unlikely that the exemption of a personal services contract with David Evans and Associates will encourage favoritism in the awarding of personal services contracts or substantially diminish competition for these types of contracts;

NOW, THEREFORE, THE BOARD OF COUNTY COMMISSIONERS hereby orders, as follows:

1. The above recitals are adopted as findings in support of this decision; and
2. The contract with David Evans and Associates to perform construction management and inspection services for the Gable Road sidewalk and bike lane improvement project is hereby exempted from the screening and selection procedures of the Personal Services Contracting Rule.

DATED this 15th day of May, 20 .

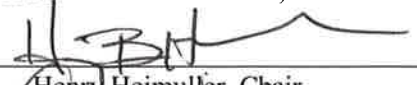
Approved as to form

By:



Office of County Counsel

BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

By:


Henry Heimuller, Chair

By:


Margaret Magruder, Commissioner

By:


Alex Tardif, Commissioner