

RESOLUTION NO. 2017- 02

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELLensburg, WASHINGTON TO WAIVE THE BID REQUIREMENTS FOR THE PURCHASE OF ELECTRICAL METERS.

WHEREAS, the City has a requirement to provide and manage electrical meters for the residential and general service customers within the City, and the City is currently using meters and programming software for these customers that have been supplied by Itron, Inc. that include compatible Encoders, Receivers and Transmitters (ERTs); and

WHEREAS, Washington law, RCW 39.04.280(1), requires that in the event a contract is awarded without competitive bidding due to the sole source nature of the project, a written finding of the existence of the sole source nature of the purchase must be made by the governing body; and

WHEREAS, RCW 39.04.280(1)(a) permits the waiver of bidding and competitive negotiation requirements for the purchase of materials and supplies which are clearly and legitimately limited to a single source of supply;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF ELLensburg, WASHINGTON, DOES RESOLVE AS FOLLOWS:

Section 1. The City Council makes the following factual findings:

1. The Energy Services Department annually evaluates whether compatible electric meters and ERTs from other manufacturers become available and at such time competitively bid the purchase of electric meters and ERTs from that time forward.

2. Other meters similar to those manufactured by Itron, Inc. are available, however, they use different programming software and ERTs and are not compatible with the City's Automatic Meter Reading (AMR) system.

3. Staff has recently confirmed that Itron's manufacturer's representative and distributor is exclusively General Pacific, and there are no other representatives and distributors available to the City with electric meters and ERTs that are compatible with the City's existing AMR system.

4. Based on the foregoing, the only meters compatible with the City's current ERT software must be purchased from Itron, Inc.

Section 2. The City Council of the City of Ellensburg hereby declares electrical meters that include compatible ERTs to be sole source, and therefore waives bidding requirements for the purchases of electrical meters that include compatible ERTs for use within the Energy Services Department. This resolution shall be in effect through December 31, 2019.

ADOPTED by the City Council of the City of Ellensburg this 17th day of January, 2017.


MAYOR


CITY CLERK

APPROVED


CITY ATTORNEY