

RESOLUTION NO. 14-01

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COVINGTON, KING COUNTY, WASHINGTON, AUTHORIZING THE PURCHASE OF A USED 2013 HITACHI ZX60 MINI-EXCAVATOR FROM PAPE MACHINERY.

WHEREAS, Chapter 39.04.280 of the Revised Code of Washington (RCW) allows for exemptions from standard bidding procedures based on special market conditions and sole source findings for qualifying purchases; and

WHEREAS, the city council approved a decision card for the city to purchase a mini-excavator in 2014; and

WHEREAS, the city's Fleet Manager thoroughly researched used mini-excavators that would meet the city's needs both in function and cost and found only one used mini-excavator that fit the city's needs and is within the city's budget; and

WHEREAS, the identified used mini-excavator is part of a rental fleet that is not normally offered for sale and could be surplussed by the seller before the city is able to complete a formal bidding process;

BE IT RESOLVED by the City Council of the City of Covington, King County, Washington, as follows:

Section 1. The purchase of a used 2013 Hitachi ZX60 mini-excavator from Pape Machinery in Tacoma, WA, for the purchase price of \$65,000 plus applicable sales tax is hereby approved.

Section 2. RCW 39.04.280 authorizes the city council to waive standard competitive bidding requirements for the purchase of equipment in the event of "special market conditions" and/or if only a sole provider exists for procurement of the equipment. To the extent any bidding requirements apply to the purchase of the equipment, in light of the findings of facts set forth herein, the city council finds that special market conditions and sole source exemptions under RCW 39.04.280(a) and (b) exist and that all bidding requirements (if any) are hereby waived for the purchase of the specified equipment in Section 1 herein.

Section 3. The city council hereby finds the following facts relating to the special market conditions and sole source procurement of the specified equipment.

- a. The provider, Pape Machinery, is willing to sell to the city a used 2013 Hitachi ZX60 mini-excavator that would normally not be offered for purchase.
- b. The mini-excavator is being offered for a favorable price and includes a five-year warranty.

- c. The equipment may be sold or surplussed by the provider before the city could complete a formal bid process.
- d. No other equipment has been found that meets the needs and budget of the city.

PASSED in open and regular session on this 11th day of February, 2014.


MARGARET HARTO, MAYOR

ATTESTED:

Sharon Scott, City Clerk

APPROVED AS TO FORM:

Sara Springer, City Attorney