

**SOUTHWEST SUBURBAN SEWER DISTRICT
KING COUNTY, WASHINGTON**

RESOLUTION NO. 2012-07

**A RESOLUTION OF THE SOUTHWEST SUBURBAN
SEWER DISTRICT, KING COUNTY, WASHINGTON,
WAIVING THE PUBLIC BIDDING REQUIREMENTS AND
AUTHORIZING THE PURCHASE OF EQUIPMENT FOR
THE MILLER CREEK AND SALMON CREEK PRIMARY
CLARIFIER PROJECT.**

WHEREAS, Southwest Suburban Sewer District ("District") is a sewer district organized and operating pursuant to Title 57 RCW and the District owns and operates a sewer system pursuant to that authority within its service area and corporate boundaries; and

WHEREAS, the District Board of Commissioners has determined that it is necessary to proceed with certain improvements and upgrades to the primary clarifiers at both the Miller Creek and Salmon Creek wastewater treatment facilities ("Project"); and

WHEREAS, the District's consulting engineer has prepared final engineering design drawings, specifications, as well as bid and construction contract documents and the Project is currently out for bid as required by RCW 57.08.050; and

WHEREAS, as part of the Project, the District has determined that it is in the best interest of the District to procure certain equipment and materials described generally as the Chain and Flight Sludge Collection System (the "Equipment") directly from the manufacture which Equipment will then be installed by the contractor selected through a competitive bid process in connection with other work required to be performed by the Project designs, specifications and contract; and

WHEREAS, it is important for the District to procure the Equipment as soon as possible due to the required lead time to obtain such Equipment so it will be available in a timely manner for installation by the selected contractor; and

WHEREAS, the District has previously obtained similar equipment for past upgrades to its two wastewater treatment facilities from a vendor called Polychem Systems, a division of Brentwood Industries, Inc., and in order to provide and ensure operational and maintenance consistencies, interchangeable parts, and to achieve significant costs savings associated with a reduction in the required parts inventory, the District's consulting engineer and staff have recommended that the Equipment be purchased from the same vendor that supplied the equipment used in the prior upgrades to the District's wastewater treatment facilities; and

WHEREAS, the District has received a proposal for the Equipment from Polychem Systems dated April 10, 2012 ("Proposal"), the terms of which are currently being reviewed by District staff and District legal counsel; and

WHEREAS, the District is authorized pursuant to RCW 39.04.280(1) (a) and (b) to waive the competitive bidding requirements set forth in RCW 57.08.050 for equipment purchases that are limited to a single source of supply and/or are considered special facilities or market conditions, and the District staff and the consulting engineer have recommended that the competitive bidding requirements be waived for the purchase of the Equipment for the foregoing reasons; now, therefore,

BE IT RESOLVED, by the Board of Commissioners of Southwest Suburban Sewer District, King County, Washington, as follows:

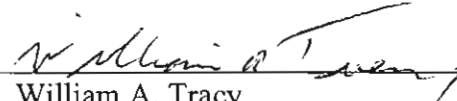
1. The recitals set forth above are incorporated herein by this reference.
2. The competitive bidding requirements set forth in RCW 57.08.050 are hereby waived and District staff are authorized and directed to purchase the Equipment for the Project by direct negotiation and acquisition from Polychem Systems because the Equipment involves a single source of supply and/or special facilities and market conditions as set forth in 39.04.280(1) (a) and (b).

ADOPTED by the Board of Commissioners of Southwest Suburban Sewer District, King County, Washington, at the regular meeting thereof held this 17th day of April, 2012.

SOUTHWEST SUBURBAN SEWER DISTRICT
KING COUNTY, WASHINGTON

Individual Commissioner's
Vote on Resolution

In Favor Of:
Opposed:
Abstained:



William A. Tracy
President and Commissioner

In Favor Of:
Opposed:
Abstained:



Scott Hilsen
Vice President and Commissioner

In Favor Of:
Opposed:
Abstained:



Susan Genzale
Secretary and Commissioner

CERTIFICATE

I, Susan Genzale, Secretary of the Board of Commissioners of Southwest Suburban Sewer District, King County, Washington, do hereby certify that the foregoing resolution is a true and correct copy of Resolution No. 2012-07 of such Board, duly adopted at a regular meeting thereof held on the 17th day of April, 2012, signed by the members of such Board in attendance at such meeting and attested by myself in authentication of such adoption.



Susan Genzale, Secretary
Board of Commissioners
Southwest Suburban Sewer District
King County, Washington