

BEFORE THE COUNCIL OF THE  
METROPOLITAN SERVICE DISTRICT

AN ORDINANCE RELATING TO PUBLIC )	ORDINANCE NO. 81-125
CONTRACT REVIEW ; AND REPEALING )	
METRO CODE CHAPTERS 5.05 AND 5.06; )	Submitted by the Council
AND AMENDING METRO CODE )	Coordinating Committee
CHAPTER 2.04 )	

The Council of the Metropolitan Service District hereby ordains:

Section 1. Sections 2 and 3 of this Ordinance shall be included in Metro Code Chapter 2.04 (Public Contract Review).

Section 2. Contract Review Board Meetings.

(a) The meetings of the Metropolitan Service District Contract Review Board shall normally, but need not, be conducted at the same time as, and as a part of, the regular meetings of the Metropolitan Service District Council.

(b) The rules of procedure adopted by the Metropolitan Service District Council for its proceedings shall also govern proceedings of the Metropolitan Service District Contract Review Board unless they conflict with rules adopted by the Board.

(c) Subsections (a) and (b) of this Ordinance supersede the rules adopted by the Public Contract Review Board at OAR Chapter 127, Divisions 80 and 90.

Section 3. Exemption of Contracts from Competitive Bidding.

(a) The Metro Contract Review Board finds that the exemption of certain contracts where the amount is less than \$10,000 from competitive bidding requirements may be allowed without encouraging favoritism or substantially diminishing competition for public contracts and that exemption of such contracts from competitive bidding procedures will result in substantial cost savings.

(b) The District may, in its discretion, let contracts for the purchase of goods, materials and supplies without competitive bidding if the District has determined that the awarding of the contract without competitive bidding will result in cost savings and the following conditions are complied with:

- (1) The amount of the contract does not exceed \$10,000; is for a single project; and is not a component of or related to any other project.
- (2) When the amount of the contract does not exceed \$500, the District should, where feasible, obtain competitive quotes.
- (3) When the amount of the contract is more than \$500, but less than \$10,000, the District must obtain a minimum of three (3) competitive quotes. The District shall keep a written record of the source and amount of the quotes received. If three (3) quotes are not available, a lesser number will suffice provided that a written record is made of the effort to obtain the quotes.
- (4) No contractor may be awarded in the aggregate, within the fiscal year, contracts in excess of \$30,000 without competitive bidding. In computing the aggregate under this subsection, awards under \$500 shall not be included.

(c) The District may in its discretion let public contracts, not to exceed \$25,000 for road, highway, or parking lot maintenance without competitive bidding if the District obtains a minimum of

three (3) competitive quotes. The District shall keep a written record of the source and amount of the quotes received. If three (3) quotes are not available, a lesser number will suffice provided a written record of the effort to obtain the quotes is made.

(d) Subsections (b) and (c) above supersede the rule adopted by the Oregon Public Contract Review Board at OAR 127-10-020.

Section 4. CRB Procedure Amended


Metro Code Section 2.04.003 (Ordinance No. 79-76, §3) is hereby amended to read as follows:

"The Metro Contract Review Board may adopt rules relating to the award of District contracts. Such rules shall prevail when in conflict with the rules of the Oregon State Contract Review Board at OAR Chapter 127. Such rules of the Metro Contract Review Board shall be adopted by ordinance.

Section 5. Repealer

Metro Code Section 2.04.004 (Ordinance No. 79-76, §4) and Metro Code Chapter 5.05 (Rule No. CRB 79-1) and 5.06 (Rule No. 79-2) are hereby repealed.

ADOPTED this 7th day of January, 1981.

  
\_\_\_\_\_  
Presiding Officer

ATTEST:

  
\_\_\_\_\_  
Clerk of the Council

AJ/srb  
4632B/283

5.3 Public Hearing on Ordinance No. 81-125, An Ordinance Relating to Public Contract Review; and Repealing Metro Code Chapters 5.05 and 5.06; and Amending Metro Code Chapter 2.04.

Motion that Ordinance No. 81-125 be adopted. (Williamson/Etlinger)

There was no one present who wished to speak during the public hearing.

5.4 Ordinance No. 81-122, For the Purpose of Establishing a New Rate for St. John's Landfill and Amending Code Section 4.06.010 and Ordinance No. 81-106.

Merle Irvine stated that the ordinance dealt with adjusting the operating costs with the Genstar contract and the rate adjustment amounted to approximately seven percent (7%) increase.

General discussion of future anticipated rate increases.

A vote on the previous motion (Rhodes/Williamson) indicated that the adoption of the ordinance carried unanimously. (Coun. Kafoury was absent for the vote on this ordinance.)

6.1 Confirmation of Recycling Support Fund Recommendations.

Motion to adopt the recommendations as outlined; carried. (Banzer/Rhodes, Deines voting "no")

Prior to voting on the motion, the following discussion took place.

Coun. Banzer stated she had received a letter from Mayor Nelson of Beaverton expressing his support of the program.

Coun. Rhodes stated that the staff had done as well as possible in analyzing the proposals submitted since the Council did not set specific guidelines.

Coun. Burton concurred, but suggested that in the future, such funds be restricted to non-profit organizations. He presented a motion in the form of a memo suggesting that the Chairman appoint two members of the Services Committee to oversee the contracts.

Coun. Bonner stated he believed the recycling efforts of Metro should grow in the future.

Coun. Etlinger spoke briefly about the conflict explained at the previous meeting.

Coun. Deines stated his opposition to the entire program.

General discussion.

Motion that the Chairman appoint two members of the Services Committee to oversee the contracts for the Recycling Support Fund (Burton/Kirkpatrick): failed to pass by the following vote:

YEAS: Schedeen, Burton, Kirkpatrick and Oleson.

Friends of the Zoo

Betty Schedeen  
Ernie Bonner  
Bob Oleson, alternate

Bi-State Task Force

Mike Burton  
Cindy Banzer, alternate

Presiding Officer Banzer also specified in the committee assignments that three (3) committee members shall constitute a quorum for the Services, Development and Coordinating Committees.

Motion to confirm the Presiding Officer's committee assignments; carried unanimously. (Oleson/Schedeen)

There were no introductions.

2. Written Communications to the Council.

Presiding Officer Banzer stated she had received some correspondence from Margaret Strachan's office regarding the seriousness of the state budget cuts. The letter requested endorsement by Metro and other agencies to cooperate with one another and communicate their concerns to the state; this endorsement was in the form of a resolution.

Motion that the resolution be adopted; carried. (Bonner/Schedeen, Kirkpatrick voting "no")

There were no citizen communications to the Council on non-agenda items.

4.1 Ordinance No. 81-123, An Ordinance Relating to Personnel and Establishing Personnel Rules Relating to Zoo Visitor Services Employees and Outside Work.

Motion to amend the ordinance to delete Section 3 (Outside Work) and to delete references to same in the title and Section 1A; carried. (Rhodes/Williamson, Kirkpatrick voting "no")

A vote on the previous motion to adopt the ordinance (Kafoury/Schedeen) indicated that the ordinance passed unanimously.

4.2 Ordinance No. 81-124, An Ordinance Relating to Rulemaking and Declaratory Rulings; Amending Ordinance No. 81-105; and Repealing Metro Code Chapters 5.01 and 5.03. (Second Reading)

A vote on the previous motion to adopt the ordinance (Schedeen/Burton) indicated that the ordinance passed unanimously.

4.3 Ordinance No. 81-125, An Ordinance Relating to Public Contract Review; and Repealing Metro Code Chapters 5.05 and 5.06; and Amending Metro Code Chapter 2.04. (Second Reading)

A vote on the previous motion to adopt the ordinance (Williamson/Etlinger) indicated that the ordinance passed unanimously.

January 11, 1982

County Administrator  
Washington County  
150 North First, Room 418  
Hillsboro, OR 97123

Gentlemen:

Enclosed are true copies of the following ordinances:

Ordinance No. 81-122, adopted by the Council of the  
Metropolitan Service District on December 22, 1981;

Ordinances No. 81-123, 81-124, and 81-125, adopted  
by the Council of the Metropolitan Service District  
on January 7, 1982.

Please file these copies in the Metro ordinance files.

Sincerely,

Sue Haynes  
Clerk of the Council

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