

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR THE COUNTY OF TILLAMOOK IN THE STATE OF OREGON

FILED

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MAY 21 2009

3:10 PM

TASSI O'NEIL
COUNTY CLERK

In the Matter of a Notice of Intent
to Award a Contract
for Tillamook County Bookmobile

) ORDER
) #09- 045
) NOTICE OF INTENT TO AWARD OF A
) CONTRACT

This MATTER CAME BEFORE THE Tillamook County Board of Commissioners on May 20, 2009 at the request of Sara Charlton, Director, Tillamook County Library, for a Notice of Intent to Award a Contract.

The Board being fully advised in the premises, records and files herein, makes the following findings:

1. Tillamook County advertised its Call for Bids in the Daily Journal of Commerce on March 12, 2009. Therefore, notice of solicitation for bids was properly published.
2. Tillamook County distributed three (3) copies of its Bid solicitation documents in response to all telephone and personal requests for copies.
3. During the Call for Bids period, Tillamook County received no objections or other concerns regarding the Bid documents timely raised by potential proposers or other interested persons.
4. On April 21, 2009 Tillamook County issued Addendum #1 to its Call for Bids which addressed the following matters:
 - 4.1 Pre-qualified OBS Inc. and Matthews Specialty Vehicles Inc. (MSV) as bidders;
 - 4.2 Responded to questions raised by OBS Inc. on March 19, April 5 and April 14, 2009.
 - 4.3 Addressed substitution requests submitted by MSV Inc. on April 16, 2009 and OBS Inc. on April 15, 2009.
5. Tillamook County received two (2) bids by the date and time required by the bid documents, one (1) each from the two (2) qualified bidders.
6. The bid of OBS Inc. contained an exception consisting of a written entry indicating that, although it would comply with the provisions of Addendum #1 to deliver the bookmobile within two hundred ninety (290) days, it would not agree to pay liquidated damages as required by the bid document and Addendum #1..
7. Oregon Administrative Rule (OAR) 137-047-0640 requires that a public contracting agency must reject any bid that takes exception to terms and conditions set forth in the solicitation document.

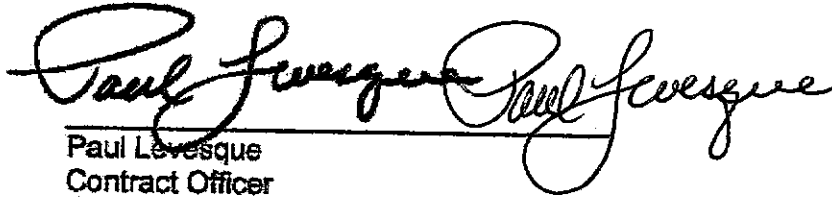
8. The Board of Commissioners hereby finds the bid of OBS Inc. as qualified in the manner described in paragraph 7 above, must be rejected as required by OAR 137-047-0640.
9. The base bid of MSV in the amount of One Hundred Seventy-Eight Thousand Seven Hundred Eighty-Three (\$178,783) Dollars, together with the additive alternative #1 for Seven Hundred (\$700) Dollars (pre-inspection visit); additive alternative #2 for One Thousand Eight Hundred Thirty-Six (\$1,836) Dollars (extended five [5] year warranty on body construction) and for Two Thousand Four Hundred Thirty-One (\$2,431) Dollars (extended five [5] year warranty on the chassis); additive alternative #6 for One Hundred Forty-Two (\$142) Dollars (radio); additive alternative #7 for Eight Hundred Twenty (\$820) Dollars (speakers); additive alternative #8 for Two Hundred Sixty-Seven (\$267) Dollars (extra wiring); additive alternative #9 for Six Hundred Ninety-Nine (\$699) Dollars (window shades) and additive alternative #11 for Three Thousand Eighty-Six (\$3,086) Dollars (awning) came to a total of One Hundred Eight-Eight Thousand Seven Hundred Sixty-Four (\$188,764) Dollars. Additive alternatives 3, 4, 5 and 10 of MSV are hereby rejected.
10. Therefore, it is in the best general health, safety and welfare interests of Tillamook County to award the Contract to Matthews Specialty Vehicles Inc..
11. The bid of Matthews Specialty Vehicles in the amount of One Hundred Eighty-Eight Thousand Seven Hundred Sixty-Four (\$188,764) Dollars for the solicited project is accepted, subject to this decision becoming a final decision pursuant to local contracting rules.

NOW THEREFORE, IT IS HEREBY ORDERED THAT:

12. Notice of Intent to Award a Contract for the build a bookmobile in accordance with the Call for Bid specifications be and is hereby adopted. The Board's Executive Secretary is directed to promptly send by first-class US Postal Service, a copy of this Order to the successful Bidder and all plan holders who provided an address.
13. This Notice shall constitute a final decision of Tillamook County if no written protest of the Notice of Award is filed with Tillamook County at its Board of Commissioners' office, 201 Laurel Avenue, Tillamook, Oregon 97141, within seven (7) calendar days of the date of this Notice of Award pursuant to local contracting rules.
14. Matthews Specialty Vehicles shall submit the required insurance certificates and executed Contract in order that a signed Contract is presented to the Board of Commissioners at its regular meeting on June 3, 2009

15. Upon this decision becoming a final decision, all proposals not otherwise selected are rejected.

Approved as to form this 19th day of May, 2009.


Paul Levesque
Contract Officer

DATED this 20 day of May, 2009.

THE BOARD OF COMMISSIONERS
FOR TILLAMOOK COUNTY, OREGON

Aye Nay Abstain/Absent

Tim Josi, Chair

____ ____ ____ / ✓



Mark Labhart, Vice-Chair

✓ ____ ____ / ____

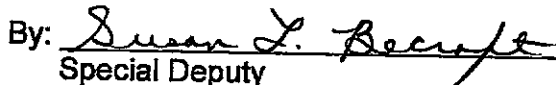



Charles J. Hurliman, Commissioner

✓ ____ ____ / ____

ATTEST: Tassi O'Neil,
 County Clerk

APPROVED AS TO FORM:

By: 
Special Deputy



William K. Sargent
County Counsel

