

RESOLUTION NO. 2023-04

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OKANOGAN, WASHINGTON, Establishing a Sole Source Provider and Authorizing the Purchase of Petroleum Products; Waiving the State Competitive Bidding Requirements Pursuant to RCW 39.04.280(1)(a).

WHEREAS, the City has a fleet of fire and City vehicles; and

WHEREAS, it is critical for the City of Okanogan to have petroleum products/services on demand; and

WHEREAS, RCW 39.04.280(1)(a) provides that bidding requirements may be waived by the Okanogan City Council for purchases that are clearly and legitimately limited to a single source of supply; and RCW 39.04.280(1)(b) purchases involving special facilities or market conditions; and

WHEREAS, 2006 – 2022 the City Council approved contracts with Whitley Fuel LLC, the only bidder to supply the City with its petroleum requirements for 2007 - 2023, and

WHEREAS, City staff has researched price and availability of petroleum products/services in anticipation of entering into an agreement with Whitley Fuel LLC for the purchase of petroleum products/services; and

WHEREAS, Whitley Fuel LLC is the sole provider of petroleum products/services that meets the City’s needs; and

WHEREAS, City staff has requested that the City Council waive the state competitive bidding requirements and authorizes the agreement with Whitley Fuel LLC; now therefore,

THE OKANOGAN CITY COUNCIL OF THE CITY OF OKANOGAN RESOLVES AS FOLLOWS:

Section 1. The City of Okanogan shall purchase petroleum products/services from Whitley Fuel LLC.

Section 2. The above-described circumstance is justification for the waiver of bidding requirements under the authority of RCW 39.04.280(1)(a) pursuant to sole source provider and special market conditions RCW 39.04.280(1)(b).

The bidding requirement is hereby waived for the purchase of petroleum products/services from Whitley Fuel LLC under the authority of RCW 39.04.280(1)(a) and (b).

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF OKANOGAN THIS _____ DAY OF _____ 2023.

APPROVED:

Wayne Turner, Mayor

ATTEST:

Jessica Blake, City Clerk Treasurer