

IN THE BOARD OF COMMISSIONERS OF THE STATE OF OREGON

FOR THE COUNTY OF YAMHILL

FILM 79 PAGE 1743

SITTING FOR THE TRANSACTION OF COUNTY BUSINESS

In the Matter of an Ordinance Amending the )  
 Yamhill County Local Contract Review Board )  
 Rules as Originally Adopted by Ordinance 646 ) ORDINANCE 744  
 to Add "Liquid Asphalt Products" to the )  
 Schedule of Exemptions for Road Maintenance. )

THE BOARD OF COMMISSIONERS OF YAMHILL COUNTY, OREGON ("the Board") sat for the transaction of county business in formal session on August 19, 2004, commissioners Kathy George, Mary P. Stern and Leslie Lewis being present.

THE BOARD MAKES THE FOLLOWING FINDINGS:

A. On June 11, 1998 the Board adopted Ordinance 646 to reestablish the Local Contract Review Board and to adopt the Yamhill County Local Contract Review Board Rules (the "Rules"). The Rules included a schedule of exemptions from competitive bidding. Exemption 14 in Section 3(B) of the rules made the following class of contracts exempt from competitive bidding.

"Contracts for the purchase of asphaltic concrete or rock where the material is to be used for maintenance. Where practicable, competitive quotes shall be obtained."

B. The public works director has advised the Board that liquid asphalt products are routinely used for road maintenance, and it is impractical and not cost-effective to use a competitive bidding process to acquire the product. Based on his recommendation, the Board has determined that it is appropriate and in the best interests of the citizens of the county to include liquid asphalt products with asphaltic concrete and rock as exempt from competitive bidding when used for maintenance. NOW, THEREFORE,

THE YAMHILL COUNTY BOARD OF COMMISSIONERS HEREBY ORDAINS AS FOLLOWS:

Section 1. Amendment of the Rules.

Exemption 14 in Section 3(B) of the Yamhill County Local Contract Review Board Rules as stated in Exhibit "A" to Ordinance 646 is hereby deleted and replaced with the following language:

“Contracts for the purchase of asphaltic concrete, liquid asphalt products or rock where the material is to be used for maintenance. Where practicable, competitive quotes shall be obtained.”

**Section 2. Remainder of Ordinance 646 not Affected.**

Except as provided in Section 1, all other terms and provisions of Ordinance 646 shall remain in full force and effect.

**Section 3. Emergency Clause, Effective Date.**

This ordinance, being necessary for the health, safety and welfare of the citizens of Yamhill County, and an emergency having unanimously been declared to exist, shall become effective immediately.

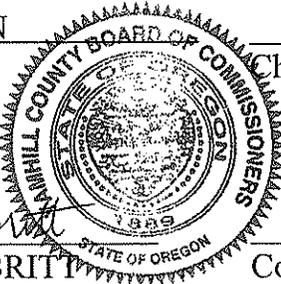
AYES: Commissioners George, Stern and Lewis.

NAYS: None.

DONE at McMinnville, Oregon on August 19, 2004.

ATTEST YAMHILL COUNTY BOARD OF COMMISSIONERS

JAN COLEMAN  
County Clerk



*Kathy George*

Chair

KATHY GEORGE

By: *Anne Britt*  
Deputy ANNE BRITT

*Mary P. Stern*

Commissioner

MARY P. STERN

FORM APPROVED BY:

For *John M. Gray, Jr.*  
JOHN M. GRAY, JR.  
Yamhill County Legal Counsel

*Leslie Lewis*  
Commissioner  
LESLIE LEWIS