

**RESOLUTION
OF
THE BOARD OF OURAY COUNTY COMMISSIONERS**

**Granting an Exception to the Ouray County Purchasing Policy for Top of the Pines (TOP)
for purchase of services for a County-sponsored GOCO grant project**

Whereas, the Board of County Commissioners of Ouray County, Colorado, has determined that consistent procedures should be followed by all of Ouray County elected officials, department heads, and staff for the purchasing and contracting of supplies, materials, equipment, and services (including leases, lease purchases, contractual services, and rentals); and for the accountability of grant processes; and

Whereas, the Board seeks to assure itself and the public of maximum economies to be achieved through fair and equitable purchasing, grant processes, and contractual services, and to ensure that the County will receive the best possible service or product at the "best overall value" as addressed in the Ouray County Policy and Procedures Manual for Purchasing, Grants, and Contracting (Policy); and

Whereas, Top of the Pines (TOP) has requested that the Board of County Commissioners grant an "Exception" under the Policy for the purchase of services and materials for a County-sponsored GOCO Grant project located on property transferred to Ouray County from the Chipeta Girl Scout Council through a Quit Claim Deed and by transfer approval from the Bureau of Land Management, Recreation and Public Purposes Act; and

Whereas, Ouray County has entered into a "Management Agreement" and an "Addendum to the Management Agreement" with TOP for the management and operation of the property and to comply with the terms of the GOCO Grant in their capacity as the manager of the property, which is located on Miller Mesa south of Ridgway, Colorado; and

Whereas, the Board of County Commissioners believes that the grant project work TOP is undertaking is beneficial to Ouray County citizens and its users; and

Whereas, due to the nature of the volunteer workforce TOP is utilizing and the reduced rates offered by local businesses to assist TOP and perform the necessary work required to bring the project to fruition, it is not in the interest of the best overall value to require TOP to meet the bid requirements set forth in the Policy; thus the reason for the request to the Board asking for consideration of exception to the Policy; and

Whereas, TOP has indicated that they will be advertising in media sources in an effort to continue soliciting assistance from volunteers for in-kind services and to solicit assistance from local businesses wishing to perform work at reduced rates in order to complete the project by the December 12, 2008 deadline and to truly recognize this project as a community project.

Now, Therefore, Be It Resolved, by the Board of County Commissioners of Ouray County, Colorado, that Resolution #2008-045 is hereby adopted granting Top of the Pines the authority to deviate from Policy under the "Exceptions" clause of the Policy for the purchase of services and materials with the following conditions:

1. TOP must advertise in local media sources in an effort to continue soliciting assistance from volunteers for in-kind services, to solicit assistance from local businesses wishing to perform work at reduced rates, and to explain the community benefit of this project.
2. TOP must provide written monthly status reports to Ouray County outlining their progress in obtaining assistance from volunteers and local businesses.

3. TOP must provide copies of all reimbursable invoices to Ouray County for financial administration of the grant.
4. If TOP is unable to secure volunteer services or services at a reduced rate for a particular component of the project, and they have to hire a contractor to provide a service at a market rate, then TOP would be required to go through the process as outlined in the Ouray County Policy and Procedures Manual for Purchasing, Grants, and Contracting.

Adopted this 11th day of August, 2008.

BOARD OF COUNTY COMMISSIONERS
OF OURAY COUNTY, COLORADO

Attest:

K. Keith Meinert, Chair

Don Batchelder, Vice Chair

Michelle Nauer, Clerk and Recorder
By: Linda Munson-Haley, Deputy Clerk of the Board

Heidi M. Albritton, Commissioner Member