

## **ITEM TITLE:**

A resolution accepting the recommendation to waive the competitive bid process of the procurement code as a Special Procurement/Bid Waiver to directly negotiate the contract terms for the continuation of professional instruction services with Diamond Degree Baseball for baseball, softball and t-ball related programming and services at the War Memorial Youth Center in the annual amount of \$50,000.00, not to exceed the available annual budget pursuant to Section 2-691 of the City's Procurement Code.

### **DEPARTMENT HEAD RECOMMENDATION:**

Approval.

## **BRIEF HISTORY:**

In 2013 at the request from the public, staff-initiated baseball programming with Diamond Degree Baseball using a Professional Service Agreement using Procurement Code, Section 2-607(24); the initial program was a success prompting city staff to continue services on a yearly basis for 12 years.

The communities demand for these baseball program services increased to provide more teams and clinics, as a result of the programs popularity and high-quality programming services rendered. The program serves more than 100 children at the War Memorial Youth Center.

The Community Recreation Department recommends continuing with this contracted baseball program vendor for programming services to provide continuity of operations and high-level services through August 31, 2026. Approval of the competitive bid waiver will allow for the negotiation of terms for continuation of program services with Diamond Degree Baseball for instructor program services to the community and patrons of the War Memorial Youth Center.

Section 2-691 of the Procurement Code entitled "Special Procurement/Bid Waiver" authorizes the Chief Procurement Officer to initiate a special procurement/bid waiver when an unusual or unique situation exists that makes the application of all requirements of competitive sealed bidding or competitive sealed proposal contrary to the public interest.

#### FINANCIAL INFORMATION:

No.	Amount	Account No.	Source of Funds
1.	\$50,000.00	001-6050-572-3122	Operating budget for Division 6050
2.			
Total:	\$50,000		

# **Fiscal Impact:**

The requested amount will increase the current PSA threshold from 25,000 to 50,000 and be funded from the budgeted operating funds allocated to the War Memorial Youth Center.

The new PSA will not result in an additional funding request as the funds to pay the contractor are collected in the form of fees from the participant and a revenue split is conducted between the city and the contractor for services performed. Fee/revenue split breakdown: 100% of fees are collected from the participant, 30% are retained by the city in the form of revenues and 70% are paid out to the contractor for services performed from the budgeted operating funds.

# ATTACHMENT(S):

1. Resolution