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TO: Board of Finance
FROM: Michael S. Toma, Assistant Corporation Counsel *MST*
DATE: July 23, 2018
RE: Waiver of Proposal Process – West Main Street Bridge Design Contract

I have reviewed the waiver form submitted by Lou Casolo for the design of the West Main Street Bridge and believe that the form meets the requirements of the Purchasing Ordinance. Mr. Casolo cited the following sections of the Purchasing Ordinance as the reasons for the need for the waiver: 23-18.3.B(1) (c) (time is a critical factor) and (d) (a proposal process would result in substantially higher costs to the city). (I note that he did not request a waiver on the basis of a concern for public safety.) Based on Mr. Casolo's written explanation on the form that Wengell, McDonnell & Costello has a history with the bridge in question and can complete the design in a timely manner, I believe that the reasons on the form for the waiver are supported in a manner consistent with the requirements of the Purchasing Ordinance.

Cc: Valerie Rosenson, Board of Representatives
Mayor David Martin
Director of Legal Affairs Kathryn Emmett