



BRAND NAME APPROVALS FOR FACILITIES PROJECTS**POLICY ISSUE / SITUATION:**

Oregon procurement rules state that specifications for public improvement contracts may not expressly or implicitly require any product by a brand name. However, ORS 279C.345 allows a local contract review board to exempt certain products from this restriction. A year-long effort to update the District's technical design standards for the 2014 Bond construction program has also developed a list of products staff recommend be approved by the Board as exemptions from the brand name restriction.

BACKGROUND INFORMATION:

On a limited basis, it is in the District's best interest to utilize proprietary, brand name parts and materials. Generally, these materials are used in situations where new items should match existing District building components to ensure efficient maintenance operations, or where the use of a single product is necessary to get the quality, durability, and function required by the long required economic life of the District's assets.

ORS 279C.345 states that a local contract review board may allow brand name requirements upon making any of the following findings:

- a) It is unlikely that the exemption will encourage favoritism in the awarding of public improvement contracts or substantially diminish competition for public improvement contracts;
- b) The specification of a product by brand name or mark, or the product of a particular manufacturer or seller, would result in substantial cost savings to the contracting agency;
- c) There is only one manufacturer or seller of the product of the quality required; or;
- d) Efficient utilization of existing equipment or supplies requires the acquisition of compatible equipment or supplies.

Attachment (A) identifies the applicable finding for each of the products proposed for brand name exceptions.

RECOMMENDATION:

It is recommended that the Board approve the products listed on Attachment (A) as required brand name items in contract specifications.

(14-409) BE IT RESOLVED that the Beaverton School District Board of Directors approves an exemption under ORS 279C.345 and authorizes use of brand names in public improvement contract specifications for the items listed in Attachment (A) based upon the findings listed.

District Goal: All students will show continuous progress toward their personal learning goals, developed in collaboration with teachers and parents, and will be prepared for post-secondary education and career success.

The Beaverton School District recognizes the diversity and worth of all individuals and groups. It is the policy of the Beaverton School District that there will be no discrimination or harassment of individuals or groups based on race, color, religion, gender, sexual orientation, gender identity, gender expression, national origin, marital status, age, veterans' status, genetic information or disability in any educational programs, activities or employment.

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Approved by Beaverton School Board Resolution 14-409

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BSD Technical Standard	Product * <small>Note: Current model numbers may be changed by manufacturers in the future</small>	* ORS279C.345 Finding
Div 7: Roofing and Thermal Envelope	Bilco Roof Hatch with LadderUP Safety Post	d
	Kalwall Skylights and Clerestory Applications	b
Div 8: Doors, Windows, and Openings	Curries 747 T Metal Doors and Frames	d
	LCN 4010 (opening inward) LCN 4111 EDA (opening outward) Closures	d
	LCN 4630 or 4640 Power Assist Door Operators and LCN actuators, mounting boxes, receivers, and transmitters	d
	Von Duprin 6000 series Electronic Strikes	d
	Von Duprin QEL or EL 99 series Panic Devices	d
	Schlage ND Series VandLGard Locksets	d
	Locknetics 625 RD Pushbutton Latch Operators and Locknetics 653 Keyed Switches for Seclusion Rooms	d
	Locknetics 653 for Elevator Keyed Switches and Gymnasium Bleacher Locks	d
	Olympus National DCN CAM Lockset for Flagpole Operations Control Box	d
	Olympus National DCN CAM Lockset and Key Lock Box (Knox Box) for Fire Extinguisher Cabinets	d
Div 9: Paint and Finishes	Armstrong 895 Fissured Acoustic Ceiling Tile	d
	Armstrong 870B Acoustic Ceiling Tile for kitchens	d
	Armstrong 1734A (2x2) or Armstrong 2767D (2x4 with 2x2 appearance) for 2x2 application	d

BSD Technical Standard	Product * Note: Current model numbers may be changed by manufacturers in the future	* ORS279C.345 Finding
Div 11: Nutrition Services	Blodgett Combi Oven Natural Gas: BX-14G and DFG-200 with Stacking Kit SK-88FS Electric: BX14E and Zephaire-E Plus with Stacking Kit SK-88FS	d
	Classic Beltway by BSI Crowd Control	d
	Carrier Beverage-Air SMF School Milk (SMF 34, 49, 58)	c
	Cambro Condiment Bar (Elem: 6FBRSL with End Tables (2) and Tray Rails (2), Black. Mid & High design decision)	d
	Cambro Salad Bar (Elem: VBR5110 with Sneeze Guard, End Table (1) and Tray Rails (1), Black Mid & High: VBR6110 with Sneeze Guard, End Table (1) and Tray Rails (1), Black)	d
	Metro Hot Cabinets, C5 3 Series	b
	Hatco Glo-Ray GR2SDS Merchandiser	c
	Hobart dishwashers, CL44e with Opti-rinse or C-Line 44A	d
	Red Goat Disposers for kitchens (1/5 HP min ISE Badger 5 elsewhere)	c
Div 22: Plumbing	Chicago Faucets (see list in Div 22 Technical Standard)	d
	Sloan Valve Company Flushometers	d
	T & S Brass and Bronze Works Pre-Rinse Sprayers and Hoses	d
	Kohler Vitreous China Sinks and Lavatories	d
	Elkay Stainless Steel Sinks and Lavatories	d
	Precision Plumbing Products Trap Primers	d
	Aqua Pure Water Filters	d
Div 23: HVAC	Johnson ADX server or Tridium Niagara enterprise level BAS platforms	d
Div 26: Electrical	Pass & Seymour Key Switches	d
	Watt Stopper Occupancy Sensors	d
Div 27: Communications and Technology	Primex GPS Transmitter Clock System, #14000-E	d
Div 28: Electronic Safety and Security	Simplex Fire/Life Safety Systems	d
Div 32: Grounds and Exterior Improvements	Rainbird Irrigation Controller ESP-LXME or ESP-LXD two-wire decoder system	d
Sports Complex	Daktronics Scoreboard	c
	Brock International Shock Pad	c