



Request # WCP24-003
(assigned by OMB)

CITY OF PITTSBURGH
REQUEST FOR WAIVER OF COMPETITIVE PROCESS

Contract Title: D'Appolonia A Div. of Ground Technology

Contract Description: Emergency On-Call Geotechnical Services

Contract Duration: 1-year Previous Contract # (if applicable) 52724

Requesting Department: Permits, Licenses, and Inspections Contract Type: Professional Services

Requests for exemption must be based on one or more of the categories listed in City Code 161.02B located here:

Please list all exemption types that apply (see page 2) 1-Emergency Contract, 5-Expert Witness, 10-Continuation of Services

Justification:

- 1 - Emergency/ On-Call remediation of land movement and structural integrity following a catastrophic event(s) or imminently danger to the built environment and public safety.
- 5- Work in Process (WIP) with the following projects: 3 Kenzig (184186C); 329 Glenside (207012A); Tell Street (217014A); Chartiers Ave (237029)
- 10 - To continue/complete ongoing geotechnical projects and maintain existing expert witness for ongoing litigation.

Signed by:
Department Director

Date: 2/6/2024

OMB Procurement:

Date: 2/6/2024

After completion, please email this form, along with any appropriate backup to procurement@pittsburghpa.gov

Waiver Request is hereby: X Granted Denied

Chief Solicitor:

Date: 2/20/2024

If a waiver is granted, contract authorization is then required by City Council. Department shall submit appropriate legislation and note the Resolution number on this form and submit a copy along with the contract when submitting to the Controller's Office for signature.

§ 161.02B – EXEMPTIONS FROM COMPETITIVE PROCESS

(a) The following contracts are exempt from the requirement of a competitive process for selection, contingent upon obtaining a written waiver issued by the Director of the Office of Management & Budget or his/her designee, confirming that a recognized exemption applies to the contract because it falls within one or more of the following categories:

- (1) Emergency Contract, defined as: A contract required where there exists unforeseen circumstances beyond the City's control that either: (a) present a real and identifiable threat to the proper performance of essential functions or (b) will likely result in material loss or damage to property, bodily injury, or loss of life if immediate action is not taken.
- (2) Sole Source contracts, defined as: contracts involving services documented to fall within one of three categories: (i) where competition is precluded due to existence of patent rights, copyrights, or related proprietary claim; (ii) where supplier is the only identifiable source of the product or service; or (iii) where distributor or service provider has exclusive franchise or operating agreement w/ supplier or manufacturer of goods otherwise determined to be sole source.
- (3) Single Source contracts, defined as: contracts involving services documented to fall within one of the three categories: (i) available from only one source (in which case accompanying waiver request must clearly define the scope in which it is unique); (ii) for which only one prospective contractor is willing to enter into a contract with the City; or (iii) where an item required for the service has design and/or performance features that are essential to the department, including due to compatibility with services or goods currently in use, and no other source satisfies the City's requirements.
- (4) Contracts requiring compliance with terms and conditions of a court order, grant, collective bargaining agreement or governmental order.
- (5) Contracts for expert witnesses, consultants, or counsel associated with anticipated, pending, or potential litigation, including cases in which confidentiality could be compromised by public solicitation.
- (6) Intergovernmental agreements.
- (7) Contracts for supplies, equipment, or materials at auctions and surplus sales conducted by the government of the United States or any agency thereof, any agency of the Commonwealth of Pennsylvania, any municipality or other government agency, or any private party, if the items can be obtained at a competitive price, if determined in advance and in writing that the procurement by auction or surplus sale is in the best interests of the City.
- (8) Contracts for subscriptions to periodicals, databases, legal research services, or legal publications.
- (9) Services of visiting speakers or performing artists.
- (10) Contracts for which a continuation of services is desired by the using department in order to maintain the essential functions of the City as determined in writing by the Office of Management and Budget, including but not limited to contracts for maintenance of existing software or equipment.
- (11) Legally required advertisements and postage.
- (12) Dues and memberships in trade or professional organizations.
- (13) Abstracts of titles for real property and title insurance.
- (14) Statutorily-dictated procurement.

(b) The Office of Management & Budget shall maintain a policy further defining the categories listed above and the process by which waivers are to be requested, reviewed and executed if deemed appropriate.

Certificate Of Completion

Envelope Id: A1A32136E5E14DEC80FC09E029468CD5	Status: Completed
Subject: Complete with DocuSign: WCP24-003 D'Appolonia.pdf	
Source Envelope:	
Document Pages: 2	Signatures: 3
Certificate Pages: 5	Initials: 0
AutoNav: Enabled	Envelope Originator:
Envelopeld Stamping: Enabled	Jennifer Olzinger
Time Zone: (UTC-08:00) Pacific Time (US & Canada)	414 Grant Street
	Room 502
	Pittsburgh, PA 15219
	jennifer.olzinger@pittsburghpa.gov
	IP Address: 205.141.129.43

Record Tracking

Status: Original	Holder: Jennifer Olzinger	Location: DocuSign
2/5/2024 12:16:50 PM	jennifer.olzinger@pittsburghpa.gov	
Security Appliance Status: Connected	Pool: StateLocal	
Storage Appliance Status: Connected	Pool: City of Pittsburgh	Location: DocuSign

Signer Events

David Green
david.green@pittsburghpa.gov
Acting Director, PLI
City of Pittsburgh
Security Level: Email, Account Authentication (Optional)

Signature

DocuSigned by:

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Signed: 2/6/2024 5:27:22 AM

Electronic Record and Signature Disclosure:
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Jennifer Olzinger
jennifer.olzinger@pittsburghpa.gov
Assistant Director-Procurement
City of Pittsburgh
Security Level: Email, Account Authentication (Optional)

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Signed: 2/6/2024 6:59:18 AM

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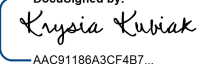
Lynda Bartolowits
Lynda.Bartolowits@pittsburghpa.gov
Contract Administrator
Security Level: Email, Account Authentication (Optional)

Completed
Using IP Address: 205.141.129.43

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Viewed: 2/20/2024 5:58:54 AM
Signed: 2/20/2024 6:02:52 AM

Electronic Record and Signature Disclosure:
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Krysia Kubiak
Krysia.Kubiak@pittsburghpa.gov
Solicitor
Security Level: Email, Account Authentication (Optional)

DocuSigned by:

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Signature Adoption: Pre-selected Style
Using IP Address: 205.141.129.43

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In Person Signer Events

Signature

Timestamp

Editor Delivery Events	Status	Timestamp
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Agent Delivery Events	Status	Timestamp
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Intermediary Delivery Events	Status	Timestamp
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Certified Delivery Events	Status	Timestamp
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Carbon Copy Events	Status	Timestamp
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Monica Bender monica.bender@pittsburghpa.gov Assistant Director PLI Security Level: Email, Account Authentication (Optional) Electronic Record and Signature Disclosure: Not Offered via DocuSign	<div style="border: 2px solid blue; padding: 5px; display: inline-block;">COPIED</div>	Sent: 2/20/2024 7:55:55 AM
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Witness Events	Signature	Timestamp
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Notary Events	Signature	Timestamp
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Envelope Summary Events	Status	Timestamps
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Certified Delivered	Security Checked	2/20/2024 7:55:37 AM
Signing Complete	Security Checked	2/20/2024 7:55:53 AM
Completed	Security Checked	2/20/2024 7:55:55 AM

Payment Events	Status	Timestamps
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Electronic Record and Signature Disclosure

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You may contact us to let us know of your changes as to how we may contact you electronically, to request paper copies of certain information from us, and to withdraw your prior consent to receive notices and disclosures electronically as follows:

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