

Kenai Peninsula Borough Legal Department

MEMORANDUM

TO: Charlie Pierce, Mayor
THRU: John Hedges, Purchasing & Contracting Director *JH*
FROM: Sean Kelley, Borough Attorney *SK*
DATE: January 28, 2022
RE: Request for Waiver of Formal Bidding Procedures – Computerized Legal Research Contract

The legal department is requesting authorization to waive formal bidding procedures per KPB 5.28.300 for entry into a new 5-year contract with Thomson Reuters for Westlaw computerized legal research services. Based primarily on internet searches and general knowledge, there are only two vendors providing the comprehensive level we need for this service, LexisNexis and Thomson Reuters.

After a thorough evaluation of the contents of each database, ease of use, other features offered and cost, it was concluded that Thomson Reuters' Westlaw product is far superior. Westlaw provides access to numerous outstanding publications we frequently use, especially publications specific to municipal law. LexisNexis does not provide county or municipal case law as part of their coverage.

Our current contract with Westlaw will expire on June 30, 2022. In order to continue with the necessary services for the operation of the legal department and considering that going out for formal bidding would not produce different results, we respectfully request authorization to enter into a 5-year contract with Thomson Reuters for access to Westlaw computerized legal research services.

We have negotiated the rates and the total cost of the services for the 5-year period is \$78,475.20. The annual cost of the service over the 5-year contract period at 1.00% inflation rate is:

- Year #1: \$ 15,384.24
- Year #2: \$ 15,538.08

Page -2-

January 28, 2022

RE: Request for Waiver of Formal Bidding

- Year #3: \$ 15,693.48
- Year #4: \$ 15,850.44
- Year #5: \$ 16,008.96

Thank you for your consideration.

CP Approved Not Approved

charlie pierce
Charlie Pierce, Mayor
Date: 2/1/2022

FINANCE DEPARTMENT FUNDS/ACCOUNT VERIFIED	
Account:	<u>100.11310.00000.43920</u>
Amount:	<u>\$15,384.24</u>
Note:	Contingent upon Assembly approval of FY2023 budget.
By: <u>CP</u>	Date: <u>1/28/2022</u>
By: <u>BH</u>	