



DAN JOHNSON
DIRECTOR

DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT
DEVELOPMENT SERVICES BUILDING
150 BEAVERCREEK ROAD OREGON CITY, OR 97045

September 8, 2022

Board of County Commissioners
Clackamas County

Approval of purchases from OverDrive, Inc. for digital library content. Total value is \$2,790,000 through 2032. County General Funds are not involved.

Purpose/Outcome	Library Support Services is seeking approval to purchase digital content (e-books, e-audiobooks, e-magazines, etc.) from OverDrive, Inc. over the next ten years for the libraries of Clackamas County (LINCC).
Dollar Amount and Fiscal Impact	The estimated annual value is \$279,000, or \$2,790,000 over ten years.
Funding Source	Paid from annual Library Support Services budget and reimbursed by LINCC library cities.
Duration	From date of signature through 2032
Previous Board Action/Review	This replaces the previously approved requests for \$45,000/year for OverDrive and \$205,000/year for Bibliotheca, another e-content vendor (August 1, 2019 Board of County Commissioners agenda). More information about this replacement is contained below.
Strategic Plan Alignment	1. The purpose of Library Support Services is to provide integrated systems, shared operational support and collaboration services to libraries in Clackamas County (LINCC). Digital content is a critical resource for libraries throughout the county to have available for patrons. 2. Build public trust through good government; Ensure safe, healthy and secure communities; Build a strong infrastructure.
Counsel Review	ARN 8/23/22
Procurement Review	(Please check yes or no for procurement review. If the answer is "no," please provide an explanation.) 1. Was the item processed through Procurement? yes <input checked="" type="checkbox"/> no <input type="checkbox"/>
Contact Person	Rick Peterson, LINCC Library Services Manager, rpeterson@clackamas.us , 503-723-4889
Contract No.	

BACKGROUND:

Since 2005, the Libraries in Clackamas County (LINCC) cooperative has been a member of the Oregon Digital Library Consortium (ODLC), a statewide cooperative that pools resources to

purchase e-books and e-audiobooks on behalf of library patrons throughout the state. The Department of Transportation and Development (DTD) Library Support Services coordinates ODLC participation on behalf of all LINCC libraries, and facilitates the purchase of e-content through ODLC's selected vendor, OverDrive, Inc. In addition to making e-books and e-audiobooks available to patrons via the Library2Go website and the Libby app, OverDrive, Inc. is the only library e-book vendor who can provide access to titles in the proprietary Kindle format, the preferred method of access for a significant number of library patrons. The Board approved the purchase of e-content under ODLC through OverDrive, Inc. in August, 2019 (\$45,000/year for ten years).

Since 2015, Library Support Services had also been using Bibliotheca, LLC's cloudLibrary platform to provide additional e-books and e-audiobooks to LINCC library patrons.

The Board of County Commissioners previously approved the purchase of e-content through Bibliotheca, LLC in August, 2019 (\$205,000/year for ten years).

In the spring of 2022, LINCC library directors decided to move the collection of e-content purchased from Bibliotheca, LLC (over 14,000 items) to OverDrive, Inc. and exclusively use the OverDrive platform for both ODLC and additional content going forward. This move will reduce confusion for library patrons and provide broader access through Kindle compatibility. E-content purchases with Bibliotheca, LLC will cease.

LINCC library directors also decided to subscribe to OverDrive, Inc.'s e-magazine collection of over 4,200 titles.

This request replaces the previously approved requests for purchases of e-content through two digital content providers: OverDrive, Inc. and Bibliotheca, LLC, and consolidates it to a single provider: OverDrive, Inc. The increase in cost from the requests approved in 2019 reflects the addition of the e-magazine collection (\$17,500) and the growing price for ODLC participation (\$56,500 vs \$45,000).

In order to continue purchasing e-content for LINCC libraries and their patrons, DTD Library Support Services is requesting authorization from the Board to follow the procurement process outlined below.

PROCUREMENT PROCESS

Procurement will periodically issue County purchase orders to place orders with OverDrive, Inc. as needed. Library Support Services will typically pre-pay for the content on an annual basis. The purchase of books is an exempt procurement category under LCRB C-047-0288(4).

RECOMMENDATION:

Staff respectfully recommends the Board of County Commissioners authorize DTD Library Support Services, in coordination with the Procurement Division, to issue purchase orders as needed over the next ten (10) years.

Respectfully submitted,



Sarah Eckman, Assistant Director
Department of Transportation and Development

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
OF CLACKAMAS COUNTY, STATE OF OREGON**

In the Matter of Approving the
Issuance of Purchase Orders for
Purchase of Library Resources



Board Order No. _____
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Whereas, the Clackamas County Board of County Commissioners (the “Board”) has authority to sign all contracts and any amendments or renewals of the same;

Whereas, Local Contract Review Board Rule C-047-0288(4) exempts the purchase of copyrighted materials from the competitive bid or proposal process;

Whereas, the Department of Transportation and Development (DTD), through its Library Support Services division, is a member of the Oregon Digital Library Consortium (ODLC), a statewide consortium that pools resources to purchase e-books and e-audiobooks (library resources) on behalf of library patrons throughout the state;

Whereas, Overdrive Inc. authorizes members of the ODLC to purchase library resources;

Whereas, DTD desires to purchase library resources from Overdrive Inc., over a 10-year period, by issuance of purchase orders (“PO”). DTD estimates that the total amount of purchase orders for library resources would not exceed \$279,000 per year, for a total amount not to exceed \$2,790,000.00 through FY 2032;

Whereas, LINCC has previously purchased library resources by issuing POs, but no Board Order was previously executed authorizing this purchasing method with Overdrive, Inc;

Whereas, the Clackamas County Department of Finance requests authority to purchase the aforementioned resources by issuance of POs; and

Whereas, a PO is issued directly through the Clackamas County Department of Finance’s management software with no signature required or available;

NOW THEREFORE, the Clackamas County Board of County Commissioners orders as follows:

1. The requested purchase of the aforementioned library resources from Overdrive, Inc through 2032, in an amount not to exceed \$279,000 annually and \$2,790,000.00 through FY 2032, is hereby approved;
2. DTD will notify the Board of Commissioners of each fiscal year encumbrance amount made with Overdrive, Inc. at a regularly scheduled Board meeting; and
3. The Clackamas County Department of Finance is hereby delegated limited authority to issue POs to purchase the aforementioned library resources through 2032.

[Signatures to Follow]

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DATED this ____ day of _____, 2022

BOARD OF COUNTY COMMISSIONERS

Chair

Recording Secretary