

**RESOLUTION NO. 2201**

**A RESOLUTION OF THE CITY OF WILSONVILLE APPROVING THE BID PROCESS; ACCEPTING THE LOWEST RESPONSIBLE BID; AWARDING A CONSTRUCTION CONTRACT TO ROBERT GRAY PARTNERS, INC., THE LOWEST RESPONSIBLE BIDDER; AND VERIFYING FUND AVAILABILITY FOR THE PROJECT COMMONLY REFERRED TO AS COMMUTER RAIL RESTROOMS/DRIVER BREAKROOM.**

WHEREAS, the Commuter Rail Restroom/Driver Break Room Project was duly advertised for pre-qualification and competitive bids in the Daily Journal of Commerce, a newspaper of general circulation as well as The Scanner, the Asian Reporter, and El Hispanic News; and

WHEREAS, three sealed bids were received prior to 12 p.m. local time, August 10, 2009, at the City Hall, 29799 SW Town Center Loop East, Wilsonville, OR, 97070; and

WHEREAS, the three bids were then opened individually, and separately read aloud at 1 p.m., local time, August 11, 2009. The Summary of Bids is marked Exhibit "A", attached hereto and incorporated herein; and

WHEREAS, Robert Gray Partners, Inc. submitted the lowest responsible bid in the amount of \$361,888.00; and

WHEREAS, the City desires to execute a Construction Contract Agreement in the amount of \$361,888.00 in a timely manner; and

WHEREAS, the City's FY09-10 budget includes a \$650,000 appropriation for the Commuter Rail Restroom/Driver Break Room Project; and

WHEREAS, the Commuter Rail Restroom/Driver Break Room Project has been awarded ARRA Stimulus Funds which will reimburse the City's budgeted expenses on this project.

NOW, THEREFORE, THE CITY OF WILSONVILLE RESOLVES AS FOLLOWS:

1. Subject to the final review and approval of the City Engineer and in accordance with the provisions of Oregon Revised Statutes, Chapter 279, Public Bids and Contracting; Wilsonville Code 2.3.14, Contracts with the City; and the Attorney General's Model Rules which the City has adopted as its contracting rules; the City Council acting as the Contract Review Board hereby awards the contract for construction to Robert Gray Partners, Inc.

2. Subject to final completion of all improvements specified in the contract documents and any supplementary changes, the City Engineer is authorized to certify the required improvements complete and make final payment including release of retainage.

3. The City Engineer is authorized to approve change orders to this contract as required provided, however, that the total cost does not exceed the approved budget for this project.

4. The City Council hereby authorizes the expenditures for this contract not to exceed the total FY09-10 budget amount:

<u>Account</u>	<u>Amount</u>
260.950.45030.8075	\$650,000

5. This resolution becomes effective upon adoption.

ADOPTED by the Wilsonville City Council at a regular meeting thereof this 17<sup>th</sup> day of August, 2009, and filed with the Wilsonville City Recorder this date.

  
TIM KNAPP, MAYOR

ATTEST:

  
Sandra C. King, City Recorder

SUMMARY of Votes:

Mayor Knapp	Abstain
Council President Kirk	Excused
Councilor Ripple	Excused
Councilor Nunez	Yes
Councilor Hurst	Yes

**LUMP SUM BID TABULATION FORM  
 COMMUTER RAIL RESTROOMS / DRIVER BREAK ROOM BUILDING  
 BID OPENING: AUGUST 11, 2009**

	<b>BIDDER</b>	<b>BID</b>	<b>BID BOND</b>	<b>1<sup>ST</sup> TIER</b>	<b>BASE BID</b>
1	Mr. Robert Gray Robert Gray Partners, Inc.	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	\$361,888.00
2	Mr. Scott Conway First Cascade Corporation	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	\$397,777.00
3	Mr. Keeley O'Brien O'Brien Constructors, LLC	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	\$403,514.00

**COMMUNITY DEVELOPMENT DEPARTMENT  
STAFF REPORT**

DATE: August 17, 1009

TO: Honorable Mayor and Councilors

FROM: Kristin Retherford, Urban Renewal Project manager

SUBJECT: A resolution approving the bid process, accepting the lowest responsible bid, and awarding a construction contract to Robert Gray Partners, Inc. to construct the Commuter Rail restroom and driver break room facility.

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**Background:** On August 11, 2009 City Staff opened three bids to construct driver break room and public restroom facilities at SMART Central adjacent to the Commuter Rail platform. The building design has been approved through DRB and the project has received ARRA stimulus funding which will cover construction costs. The lowest responsible bid amount is \$361,888.00.

**Recommendation:** Staff recommends City Council adopt a resolution approving the bid process, accepting the lowest responsible bid, and awarding a construction contract to Robert Gray Partners, Inc. to construct the Commuter Rail restroom and driver break room facility.

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Kristin Retherford  
Urban Renewal Project Manager

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Date