

RESOLUTION NO. 2271

A RESOLUTION OF THE CITY OF WILSONVILLE APPROVING THE BID PROCESS; ACCEPTING THE LOWEST RESPONSIBLE BID; AWARDING A CONSTRUCTION CONTRACT TO EMERY AND SONS, INC., THE LOWEST RESPONSIBLE BIDDER; VERIFYING FUND AVAILABILITY; FOR THE TOOZE ROAD 48" WATERLINE AND METERING VAULT PROJECT #1105.

WHEREAS, on June 21, 2010, the Wilsonville City Council adopted a Capital Improvement Program for the City that includes a FY 2010/11 appropriation of \$315,780 for the Tooze Rd 18" Waterline and Revenue Vault Project #510.950.45030.00000.1105; and

WHEREAS, staff has renamed this project to the Tooze Rd. 48" Waterline and Metering Vault Project to address scrivener errors in the original budget document; and

WHEREAS, the Tooze Rd. 48" Waterline and Metering Vault Project is a water infrastructure project supported by the system development funds and City of Sherwood funds; and

WHEREAS, the City of Wilsonville and City of Sherwood have executed an Intergovernmental Agreement to share the costs (approximately 57% Wilsonville / 43% Sherwood) for the design and construction of the project; and

WHEREAS, a supplemental budget request for FY 10/11 will be submitted to Council at a later date to cover project costs up through June 30, 2011; and

WHEREAS, the Tooze Rd. 48" Waterline and Metering Vault project was duly advertised as identified in the staff report; and

WHEREAS, six (6) sealed bid were received prior to 2:00 p.m., local time, January 11, 2011, at the City Hall, 29799 SW Town Center Loop East, Wilsonville, Oregon 97070. Bids were opened at 4:00 p.m., local time and read aloud. A summary of bids for this construction contract are marked "Exhibit A", attached hereto and incorporated herein; and

WHEREAS, the lowest bid of \$891,217.00 was submitted by Emery and Sons, Inc. and they are considered the lowest responsible bidder; and

WHEREAS, the bid of \$891,217.00 by Emery and Sons, Inc. is, upon recommendation of the City Engineer, responsive and balanced, satisfactory in all respects; and

WHEREAS, the City of Wilsonville reserves the right to reject any bid and to waive all informalities, or to accept any bid which appears to serve the best interests of the City Council, acting as the Local Contract Review Board, as reserved in its Invitation To Bid; and

WHEREAS, the City of Wilsonville desires to execute a Construction Contract Agreement in a timely manner.

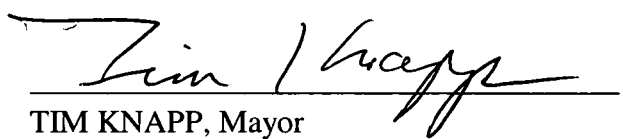
NOW, THEREFORE, THE CITY OF WILSONVILLE RESOLVES AS FOLLOWS:

1. The City Council acting as the Local Contract Review Board finds and concludes:
 - a. The recital of findings above are incorporated by reference herein.
 - b. The bid of Emery and Sons, Inc. is deemed responsive. Emery and Sons, Inc. is the lowest responsible bidder and is qualified for the work.
2. Subject to the final review and approval of the City Engineer and in accordance with the provisions of Oregon Revised Statutes, Chapter 279C, Public Contracting – Public Improvements and Related Contracts and 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 the Tooze Road 48” Waterline and Metering Vault project to Emery and Sons, Inc., the lowest responsible bidder, in the amount of \$891,217.00.
3. 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.
4. The City Engineer is authorized to approve change orders to this contract so long as total project costs do not exceed the budgeted amounts.
5. The City Council hereby authorizes the expenditures for this contract from the Fiscal Year 2010-11 budget as follows:

<u>ACCOUNT</u>	<u>FY</u>	<u>AMOUNT</u>
510.950.45030.00000.1105	10/11	\$315,780

6. This resolution is effective upon adoption.

ADOPTED by the Wilsonville City Council at a regular meeting thereof this 7th day of February, 2011, and filed with the Wilsonville City Recorder this date.


TIM KNAPP, Mayor

ATTEST:


Sandra C. King, MMC, City Recorder

SUMMARY OF VOTES:

- | | |
|-------------------|-----|
| Mayor Knapp | Yes |
| Councilor Núñez | Yes |
| Councilor Hurst | Yes |
| Councilor Goddard | Yes |
| Councilor Starr | Yes |

List of Exhibits

Exhibit A – Bid Summary and Tally

