

RESOLUTION NO. 2434

A RESOLUTION OF THE CITY OF WILSONVILLE AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH KERR CONTRACTORS FOR THE BOECKMAN ROAD BRIDGE REPAIR PROJECT (CAPITAL IMPROVEMENT PROJECT #4177).

WHEREAS, the City has planned, designed, and budgeted for the completion of Capital Improvement Project #4177, known as the Boeckman Road Bridge Repair project (the Project); and

WHEREAS, the City solicited sealed bids for the Project from qualified contractors in compliance with the City of Wilsonville Municipal Code and Oregon Revised Statute (ORS) 279C - Public Contracting for Public Improvements and Related Contracts; and

WHEREAS, it is in the public interest to construct the project this summer and fall and re-open this section of Boeckman Road; and

WHEREAS, to meet this schedule, construction must begin before the end of July; and

WHEREAS, on June 27, 2013 submitted bids were opened, and Kerr Contractors submitted the sole bid to construct the Project in the amount of \$1,434,790.15 and was determined to be the lowest responsive, responsible bidder; and

WHEREAS, the final Engineer's Estimate for the Project construction contract was \$995,308, and

WHEREAS, the adopted City of Wilsonville FY 2013-14 Budget includes \$1,215,000 for Project construction for which cost estimates were assumed for the construction contract, contract administration and inspection services, and a cost offset from selling the rock used to pre-consolidate the subgrade soils (rock sale); and

WHEREAS, staff is awaiting the actual value and cost offset from the rock sale; and

WHEREAS, staff is negotiating with Kerr Contractors to align the project with the City Budget and Engineer's Estimates; and

WHEREAS, the bid can be rejected if negotiations do not bring the contract within reasonable range of the City Budget and Engineer's Estimates; and

WHEREAS, the City Manager will act on the City Council's behalf in completing or terminating negotiations with Kerr Contractors; and

WHEREAS, the City Council acting as the Local Contract Review Board may delegate the City Manager as its contracting agent in this matter.

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

1. The procurement process for the Project duly followed Oregon Public Contracting Rules, and Kerr Contractors submitted the lowest responsive, responsible bid.
2. The City Council, acting as the Local Contract Review Board, authorizes the City Manager, as its contracting agent, to complete negotiations and execute a construction contract with Kerr Contractors on behalf of the City of Wilsonville that is in the best interest of the public and that the City Manager determines is within reasonable range of the City Budget and Engineer's Estimates.
3. The City Council authorizes the City Manager to terminate negotiations with Kerr Contractors if necessary and reject all bids for good cause finding that it is in the public interest.
4. The City Manager will report to the City Council the outcome of the negotiations with Kerr Contractors at the next meeting after the negotiations are completed and construction contract is executed.
5. If the negotiations are terminated and the bid is rejected, findings will be provided for the City Council at the next meeting after this action.
6. This resolution is effective upon adoption.

ADOPTED by the Wilsonville City Council at a regular meeting thereof this 15th day of July, 2013, and filed with the Wilsonville City Recorder this date.

TIM KNAPP, MAYOR

ATTEST:

Sandra C. King, MMC, City Recorder

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SUMMARY OF VOTES:

Mayor Knapp	Yes
Council President Starr	Yes
Councilor Goddard	Excused
Councilor Fitzgerald	Yes
Councilor Stevens	Yes