

RESOLUTION NO. 931

A RESOLUTION APPROVING THE BID PROCESS; ACCEPTING THE LOW QUALIFIED BID FOR CONSTRUCTION; AWARDING THE CONTRACT TO THE LOW QUALIFIED BIDDER; EXEMPTING THE CITY FROM COMPETITIVE BIDDING PROCEDURES FOR LANDSCAPE ARCHITECTURAL SERVICES DURING CONSTRUCTION; AUTHORIZING THE CITY MANAGER TO ACCEPT A PROPOSAL TO PROVIDE LANDSCAPE ARCHITECTURAL SERVICES DURING CONSTRUCTION; VERIFYING FUND AVAILABILITY; AUTHORIZING STAFF TO REVIEW REIMBURSEMENT TO THE PARKS FUND FOR STORM SEWER COSTS AND AUTHORIZING EXPENDITURE OF FUNDS FOR THE PROJECT KNOWN AS THE CITY OF WILSONVILLE PHASE 1A SITE IMPROVEMENTS WILSONVILLE MEMORIAL PARK.

WHEREAS, the City of Wilsonville, by Resolution No. 801 dated February 4, 1991, approved phasing of construction in Wilsonville Memorial Park. The City subsequently authorized Walker and Macy to proceed with design of Phase 1A Site Improvements for Wilsonville Memorial Park and later added storm drainage improvements; and

WHEREAS, the design was completed and construction contract was advertised for bid on June 9 and 10, 1992; and

WHEREAS, the FY92-93 budget includes \$525,000 to complete the project and these funds are estimated to be sufficient to complete the project (see estimate on attachment "A"); and

WHEREAS, sealed bids were received prior to 3:30 PM Pacific Daylight Time, Monday, June 29, 1992. Bids were then opened individually and separately read aloud after 3:30 PM Pacific Daylight Time on June 29, 1992 and are listed in attachment "B"; and

WHEREAS, the sum of base bids A for park improvements and B for storm drainage improvements were significantly below the project estimate and somewhat below the project budget without considering bid alternates or substitutions; and

WHEREAS, the City of Wilsonville desires to execute a construction agreement in a timely manner; and

WHEREAS, acceptance of a proposal to provide materials testing services is within the approval of the City Manager; and

WHEREAS, acceptance of a proposal to temporarily relocate 94 trees to a temporary planting area near the Nike Well Site is within the approval authority of the City Manager; and

WHEREAS, Section 2.312 of the City Code states that "The Council is hereby designated as a Local Contract Review Board and relative to contract concerns for the City, shall have all the powers granted to the State Public Contract Review Board"; and

WHEREAS, Section 2.314 (1) states that "All contracts shall be based upon competitive bid with certain exceptions"; and

WHEREAS, Section 2.314 (2) states that "The Board may, by Resolution, exempt other contracts from competitive bidding if it finds: (a) the lack of bids will not result in favoritism or substantially diminish competition in awarding the contract; and (b) the exemption will result in substantial cost savings. In making such finding the Board may consider the type, cost, amount of the contract, number of persons available to bid and such other factors as the Board may deem appropriate"; and

WHEREAS, Oregon Revised Statutes 279.015 Competitive Bidding Exemptions also allows exemption as stated in the City Code; and

WHEREAS, the consulting firm of Walker & Macy had designed the project and is completely familiar with project details; and

WHEREAS, Walker and Macy has proposed to provide landscape architectural services during construction at an hourly rate not to exceed a total of \$13,925 without prior approval; and

WHEREAS, the City Council as the Local Contract Board finds that under the circumstances as recited above awarding the engineering services contract to Walker and Macy will not result in favoritism or substantially diminish competition in awarding the contract and will result in substantial cost savings; and

WHEREAS, the project includes a detention basin and storm sewer facilities at a cost of \$98,671.00; and

WHEREAS, the City of Wilsonville by Resolution No. 829 dated May 6th, 1991, approved expenditure of up to \$150,000 to correct the storm sewer system in Memorial Park and provided guidance to replace the Park funds in the future; and

WHEREAS, much of the cost of storm sewer improvements is caused by continued development in the Town Center area and is not a result of Memorial Park construction.

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

1. All construction bids were duly advertised, received, publicly opened and approved as being completed for consideration of award according to the provisions of Oregon Revised Statute, Chapter 279, Public Bids and Contracting and Wilsonville Code, 2.314, Contracts with the City.
2. Council approves and staff is authorized to award the construction contract to Coffman Excavating, the lowest bidder from the bidders listed on attachment "B" for all work listed on Schedule A and B at a price of \$422,656.
3. That the City Council serving in its role as a Local Contract Review Board does

hereby exempt the award for landscape architectural services during construction from competitive bidding requirements for the City of Wilsonville Phase 1A Site Improvements at Wilsonville Memorial Park.


4. The City Council serving as a Local Contract Review Board does hereby approve and authorize the City Manager to accept a proposal from Walker and Macy in the amount of \$13,925.00 for landscape architecture service during construction.

5. That the City Council authorize staff to review expenditures for storm sewer improvements included in this project, and provide recommendations to Council as to reimbursement to the Park funds.

6. The Council authorizes the expenditure of funds for this project from:

<u>Account No.</u>	<u>Amount</u>
5000-590-7709001 (Project 9001)	\$525,000

7. The Finance Director by signature below, has verified that funds are available in the account number mentioned in Item No. 6 above for payment of all billings for the project.



 Finance Director

7-13-92

 Date

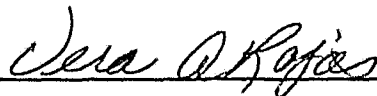
8. The final payment to the contractor shall not be paid until the City Council has authorized said payment to be made.

ADOPTED by the City Council of the City of Wilsonville at a regular meeting thereof this 13th day of July, 1992 and filed with the Wilsonville City Recorder this same date.



 GERALD A. KRUMMEL, Mayor

ATTEST:



 VERA A. ROJAS, CMC/AAE, City Recorder

SUMMARY of Votes:

- Mayor Krummel AYE
- Councilor Chandler ABSENT
- Councilor Carter AYE
- Councilor Van Eck ABSENT
- Councilor Lehan AYE

PHASE 1A
MEMORIAL PARK EXPANSIONS
STORM SEWER
PROJECT ESTIMATE

Budget	\$525,000.00
Deduct consultant during construction	14,000.00
Deduct Mat'ls Testing (est.)	7,000.00
Deduct Survey before bid	4,000.00
Deduct extra to Walker & Macy	1,600.00
Deduct Park equip. Purchase by Deb	20,000.00
Tree removal and replacement	18,000.00
Plans reproduction & other admin. expenses	4,000.00
Deduct 5% Change Order Contingency	<u>22,000.00</u>
Net available	\$434,400.00
Architects estimate as adjusted	\$574,740.00
Apparent low bid for all work with no deductions	\$422,656.00

7/7/92

Attachment "A"

off-hours
which combo is who Apparent
low.

BID OPENING 6/29/1992 - 3:30 PM
PHASE IA SITE IMPROVEMENTS
WILSONVILLE MEMORIAL PARK

	BID BOND	ADDENDUM	SCHEDULE A	DEDUCT A	DEDUCT B	SCHEDULE B	SUBSTITUTE C	SUBSTITUTE D	DEDUCT E	
BLESSING										
BENGE										
BERNING										
EMERY & SONS		ACKN. RECPT								
CENS	YES	ADD #1 REC	431,000.00	15,900.00	1,800.00	54,000.00	6,300.00	17,600.00	13,200.00	17,900.00
COFFMAN	YES	ADD #1 REC	333,985.00	6,800.00	1,500.00	98,671.00	25,350.00	18,505.00	12,090.00	28,535.00
EMERY & SONS	YES	ADD #1 REC	390,000.00	14,000.00	700.00	141,000.00	9,000.00	15,000.00	12,000.00	35,000.00
D&D LAND										
DIRT/JAG										
HOUCK										
INTL PAV										
INTERTEC										
KERR										
KOSTERS										
KRUEGERS										
NW EARTH										
NW GEO										
NW LAND										
OHNO										
PAC WAT										
PARSONS	YES	ADD #1 REC	311,899.00	11,400.00	750.00	154,590.00	19,875.00	11,250.00	6,880.00	37,250.00
PAUL BROS	YES	ADD #1 REC	340,900.00	12,900.00	1,500.00	134,100.00	8,400.00	4,200.00	10,400.00	23,700.00
PRESLEY	YES	ADD #1 REC	330,678.00	15,760.00	1,530.00	136,620.00	11,000.00	20,200.00	13,200.00	35,600.00
RZA										
WILDISH										

After cleanup B