

RESOLUTION NO. 1466

A RESOLUTION OF THE CITY OF WILSONVILLE APPROVING THE BID PROCESS; ACCEPTING THE LOWEST RESPONSIBLE BID; AWARDING A CONSTRUCTION CONTRACT TO FIRST CASCADE CORPORATION, THE LOWEST RESPONSIBLE BIDDER; VERIFYING FUND AVAILABILITY; FOR THE PROJECTS COMMONLY REFERRED TO AS TOWN CENTER PARK - PHASE 1, TOWN CENTER PARK - OATC WATERLINE EXTENSION, AND THUNDER WAY RECONSTRUCTION; AND DENYING THE APPEAL OF JMC CONSTRUCTION INC.

WHEREAS, the Town Center Park Phase 1 project including waterline extension and Thunder Way reconstruction was duly advertised for competitive bids in the Daily Journal of Commerce, a newspaper of general circulation; and

WHEREAS, seven sealed bids were received prior to 2 p.m. local time, May 13, 1998, at the Community Development Department, 8445 SW Elligsen Road, Wilsonville, Oregon; and

WHEREAS, the bid submitted by JMC Construction Inc. was returned unopened pursuant to project contract document requirements due to failure to have prequalification materials on file with the City Engineer; and

WHEREAS, the remaining six bids were then opened individually, and separately read aloud after 2 p.m., local time, May 13, 1998. The Summary of Bids is marked Exhibit "A", attached hereto and incorporated herein; and

WHEREAS, First Cascade Corporation submitted the lowest responsible bid; and

WHEREAS, the City desires to execute a Construction Contract Agreement in a timely manner; and

WHEREAS, the City's budget committee has recommended adoption of a FY98-99 budget including a \$1,632,500 appropriation for the Town Center Park- Phase 1 project, \$57,750 for the Town Center Park Waterline Extension, and \$210,000 for Thunder Way Reconstruction; and

WHEREAS, the total construction cost for Town Center Park-Phase 1 including testing, construction management, system development charges and contingency is \$1,819,500; and

WHEREAS, the Town Center Park - Phase 1 project costs incurred to date along with the total construction cost exceed the proposed budget; and

WHEREAS, Park Project Design and Development (project 999) has funds available to cover the anticipated increase in costs.

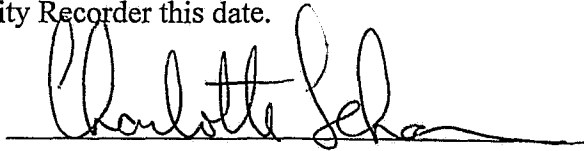
NOW, THEREFORE, THE CITY OF WILSONVILLE RESOLVES AS FOLLOWS:

1. The City Council acting as the Local Contract Review Board finds and concludes:
 - a) The bid submitted by JMC Construction Inc. was accurately and correctly returned unopened pursuant to the contract documents prequalification requirements, and
 - b) The appeal of JMC Construction Inc. is denied.
2. 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 First Cascade Corporation.
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 as required provided, however, that the total cost does not exceed the approved budgets for these projects.
5. The City Council authorizes transfer of \$187,000 FY98-99 appropriation from Park Design and Development project 999 to Town Center Park Phase 1 project 926.

6. Authorize the expenditure of funds from:

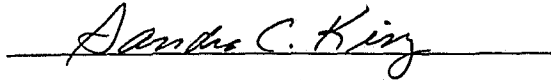
<u>Account</u>	<u>Amount</u>
530-49130-5000-336	\$57,750
540-49130-5000-453	\$210,000
590-49130-5000-926	\$1,819.500

ADOPTED by the Wilsonville City Council at a regular meeting thereof this 18th day of May, 1998, and filed with the Wilsonville City Recorder this date.



CHARLOTTE LEHAN, Mayor

ATTEST:


SANDRA C. KING, CMC, City Recorder

SUMMARY of Votes:

Mayor Lehan	Yes
Councilor Kirk	No
Councilor Helser	Yes
Councilor Barton	Yes
Councilor Luper	Yes

EXHIBIT "A"
SUMMARY OF BIDS
CITY OF WILSONVILLE
TOWN CENTER PARK
May 13, 1998 @ 2:00 PM

Contractor	Pre-Qual	Bid Bond	Signed Proposal	Adden. #1	Adden. #2	Schedule A	Schedule B	Subtotal A & B	Schedule C	TOTAL A, B & C	ALT #1	ALT #2	ALT #3
First Cascade Corp	Yes	Yes	Yes	Yes	Yes	\$279,189.38	\$1,132,493.54	\$1,411,682.92	\$114,523.20	\$1,526,206.12	\$25,406.77	\$4,172.85	\$12,029.00
Skyline Equipment	Yes	Yes	Yes	Yes	Yes	\$356,807.00	\$1,377,549.50	\$1,734,356.50	\$143,602.00	\$1,877,958.50	\$16,000.00	\$2,000.00	\$6,500.00
J.P. Contractors	Yes	Yes	Yes	Yes	Yes	\$312,907.00	\$1,356,188.25	\$1,669,095.25	\$144,725.00	\$1,813,820.25	\$24,000.00	\$5,000.00	\$22,400.00
Michael J. Watt	Yes	Yes	Yes	Yes	Yes	\$289,564.80	\$1,205,067.70	\$1,494,632.50	\$115,666.42	\$1,610,298.95	\$26,309.20	\$2,948.92	\$12,762.46
J.M.C. Construction	Not Prequalified with the City							\$0.00		\$0.00			
Excel Excavation	Yes	Yes	Yes	Yes	Yes	\$270,119.00	\$1,475,196.00	\$1,745,315.00	\$114,051.40	\$1,859,366.40	\$32,000.00	\$4,650.00	\$10,500.00
Westech Construction	Yes	Yes	Yes	Yes	Yes	\$283,733.00	\$1,338,008.20	\$1,621,741.20	\$120,040.00	\$1,741,781.20	\$26,550.00	\$1,800.00	\$12,000.00

Engineer's Estimate: \$1,698,035.00