

RESOLUTION NO. 1773

A RESOLUTION OF THE CITY OF WILSONVILLE APPROVING THE BID PROCESS; ACCEPTING THE LOWEST RESPONSIBLE BID; AWARDING THE CONTRACT TO KERR CONTRACTORS, INC., THE LOWEST RESPONSIBLE BIDDER; VERIFYING FUND AVAILABILITY; FOR THE PROJECT KNOWN AS THE SW KINSMAN ROAD WATERLINE AND ROADWAY IMPROVEMENTS.

WHEREAS, on June 18, 2001, the Wilsonville City Council adopted a Capital Improvement Program for the City that included a FY 2001/02 appropriation of \$880,000 to fund the design and construction of the Kinsman Transmission Main Phase 1 (Project No. 530-49130-5000-347) and an appropriation of \$165,000 to fund the design and construction of the Kinsman Road Reconstruction (Project No. 540-49130-5000-542); and

WHEREAS, on June 3, 2002, the Wilsonville City Council adopted a Capital Improvement Program for the City that includes a FY 2002/03 appropriation of \$2,324,000 to fund the design and construction of the Kinsman Transmission Main Phase 1 (Project No. 530-49130-5000-347); and

WHEREAS, on June 3, 2002, the Wilsonville City Council adopted a Capital Improvement Program for the City that includes a FY 2002/03 appropriation of \$450,000 to fund the design and construction of the Kinsman Road Reconstruction (Project No. 540-49130-5000-542); and

WHEREAS, the SW Kinsman Road Waterline and Roadway Project (consisting of the Kinsman Transmission Main Phase 1 and Kinsman Road Reconstruction projects) was duly advertised for competitive bids in the Daily Journal of Commerce, a newspaper of general circulation; and

WHEREAS, eight (8) sealed bids were received on May 29, 2002, prior to 10 a.m., local time, at the Community Development Department, 8445 SW Elligsen Road, Wilsonville, Oregon. Bids were then opened individually and separately read aloud after 2 p.m., local time, May 29, 2002. The design engineer's recommendation and summary of bids is marked "Exhibit A", attached hereto and incorporated herein; and

WHEREAS, the lowest bid of \$1,268,555.00 by Kerr Contractors, Inc. is, upon recommendation of the City Engineer, responsive and balanced, satisfactory in all respects; and

WHEREAS, in the public interest the City Council acting as the Local Contract Review Board may exercise its rights to reject any bids and waive informalities as reserved in its Notice 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 Kerr Contractors, Inc., is deemed responsive. Kerr Contractors, 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 the Oregon Revised Statutes, Chapter 279, Public Bids and Contracting 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 Local Contract Review Board hereby awards the contract for the SW Kinsman Road Waterline and Roadway Project to Kerr Contractors, Inc., the lowest responsible bidder in the amount of \$1,268,555.00.

3. Subject to final completion of all improvements specified in the contract documents and any supplemental 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 budget amount.

5. Authorize the expenditure of project funds as budgeted or amended from:

<u>ACCOUNT</u>	<u>AMOUNT</u>
530-49130-5000-347	\$1,300,000.00
540-49130-5000-542	\$450,000.00
Total Appropriation	\$1,750,000.00

6. This resolution is effective June 3, 2002.

ADOPTED by the Wilsonville City Council at a regular meeting thereof this 3rd day of June, 2002, and filed with the Wilsonville City Recorder this date.



CHARLOTTE LEHAN, Mayor

ATTEST:



Sandra C. King, City Recorder, CMC

SUMMARY OF VOTES:

Mayor Lehan	<u>Yes</u>
Councilor Helser	<u>Excused</u>
Councilor Barton	<u>Yes</u>
Councilor Kirk	<u>Yes</u>
Councilor Holt	<u>Yes</u>