

RESOLUTION NO. 2233

A RESOLUTION OF THE CITY OF WILSONVILLE APPROVING THE BID PROCESS; ACCEPTING THE LOWEST RESPONSIBLE BID; AWARDING A CONSTRUCTION CONTRACT TO KNIFE RIVER, INC., THE LOWEST RESPONSIBLE BIDDER; VERIFYING FUND AVAILABILITY; FOR THE 2010 STREET MAINTENANCE PROGRAM PROJECT.

WHEREAS, on June 1, 2009, the Wilsonville City Council adopted a Capital Improvement Program for the City that includes a FY 2009/10 appropriation of \$600,000 for the Street Maintenance Project #540.950.45030.00000.4014; and

WHEREAS, the unused balance related to the 2009/10 shall be applied to this project.

WHEREAS, the Street Maintenance Program is an annual project to maintain the street infrastructure supported by the monthly road maintenance fee; and

WHEREAS, the 2010 Street Maintenance Program project was duly advertised as identified in the staff report; and

WHEREAS, one (1) sealed bid was received prior to 2:00 p.m., local time, April 22, 2010, 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 \$612,183.05 was submitted by Knife River, Inc. and they are considered the apparent low bidder; and

WHEREAS, the bid of \$612,183.05 by Knife River, 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 Knife River, Inc. is deemed responsive. Knife River, 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 2010 Street Maintenance Program project to Knife River, Inc., the lowest responsible bidder, in the amount of \$612,183.05.
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 2009-10 budget as follows:

<u>ACCOUNT</u>	<u>FY</u>	<u>AMOUNT</u>
540.950.45030.00000.4014(available)	09/10	\$205,935
540.950.45030.00000.4014	10/11	\$814,000

6. This resolution is effective upon adoption.

ADOPTED by the Wilsonville City Council at a regular meeting thereof this 3rd day of May, 2010, and filed with the Wilsonville City Recorder this date.


TIM KNAPP, MAYOR

ATTEST:


Sandra C. King, City Recorder

SUMMARY OF VOTES:

Mayor Knapp	Yes
Councilor Kirk	Yes
Councilor Ripple	Yes
Councilor Núñez	Yes
Councilor Hurst	Yes

List of Exhibits

Exhibit A – 2010 Street Maintenance Program Bid Summary and project map

**BID SUMMARY
Exhibit "A"**

**2010 Street Maintenance Program
OWNER: CITY OF WILSONVILLE
APRIL 22, 2010, 4:00 PM**

Engineer's Estimate = \$ 623,674.26

Order Opened	Bidder	Envelope Marked:	Bid Pg. 11 to I-22	Addenda Acknowledged	Proposal Signed Pg. I-16	10% Bid Security Pg. I-23		Non-Collusion Affidavit Pg. I-25	First-Tier Subcontractor Disclosure Form Pg. I-29	Total Bid Amount (Pg. I-21)	Status
						(Y/N)	Type				
1	Eagle Elsner, Inc.									N/A	
2	KF Jacobsen & Co.									N/A	
3	Knife River, Inc.	Y	Y	Y	Y	Y	B	Y	Y	\$ 612,183.05	1
4	Valley Slurry Seal Co.									N/A	

Bid Opening:
 Check sheet above (DQ if any missing)
 Announce total bid amount for each
 Announce apparent low bidder
 Bids available for public inspection after notice of intent to award is issued (ORS279C.410)

Type:
 B: Surety Bond
 C: Cashiers or certified check
 L: Irrevocable Letter of credit

ENGINEERING DEPARTMENT
STAFF REPORT & RECOMMENDATION

DATE: May 03, 2010

TO: Honorable Mayor and City Councilors

FROM: Gerald Fisher, P.E.
Civil Engineer, Capital Projects

SUBJECT: Award of the 2010 Street Maintenance Program

SUMMARY

The attached Resolution No. 2233 awards the construction contract for the 2010 Street Maintenance Program.

RECOMMENDATION

Staff respectfully recommends that the City Council award the contract for the 2010 Street Maintenance Program in the amount of \$612,183.05 to Knife River, Inc.

DISCUSSION

This program involves widespread surface repairs and treatments to extend pavement life and protect the considerable investment made in Wilsonville's transportation system. Streets were selected for this program based upon the previous pavement management survey updated during the fall of 2008.

Four contractors submitted Statements of Qualifications for the 2010 Street Maintenance Program and all received approvals from the Technical Review Committee. On April 05, 2010, I contacted each of the qualified bidders via confirmed facsimile that the bidding period was open beginning April 06, 2010 and that contract documents were available for pick-up. All qualified contractors picked up a copy of the bid packet. Competitive bids were opened on April 22, 2010. A total of one (1) bid was received which was determined to be responsive. The bid submitted was below the engineer's estimate of \$623,674.26. A bid summary and map showing streets scheduled for maintenance under this construction contract are attached to the resolution as Exhibit A. The budget for FY 2009-10 was \$600,000 and as of March 2010, the unused budget for Street Maintenance was \$205,935. The budget for FY 2010-11 for Street Maintenance is \$814,000 for a total of \$1,019,935 over the duration of the project. Staff intends to issue a Notice to Proceed on May 18, 2010 and construction will be completed by September 15, 2010.