

RESOLUTION NO. 293

A RESOLUTION APPROVING THE BIDS; ACCEPTING THE BID FROM MARION CONSTRUCTION SALEM, OREGON; APPROVING THE OREGON DEPARTMENT OF TRANSPORTATION TO AWARD THE CONTRACT TO MARION CONSTRUCTION COMPANY, INC., TO ACKNOWLEDGE THE APPOINTMENT OF THE BOARD OF VIEWERS AND TO DEPOSIT THE SUM OF FOUR HUNDRED AND THIRTY SIX THOUSAND DOLLARS (\$436,000) WITH THE STATE OF OREGON TREASURER LOCAL GOVERNMENT INVESTMENT POOL FOR LOCAL IMPROVEMENT DISTRICT NO. 6 - FAS-C-RS-A619 BOECKMAN BRIDGE PROJECT, HEREINAFTER REFERRED TO AS LID #6; AND APPROVING THE IRREVOCABLE LIMITED POWER OF ATTORNEY TO DRAW ON SUCH FUNDS.

WHEREAS, the City Council at their regular scheduled Council Meeting at the Wesleyan Church - 29775 S.W. Town Center Loop East on August 2, 1982, at 7:30 pm, did review and adopt RESOLUTION 265 "A RESOLUTION DECLARING THE INTENTION TO PROCEED WITH THE CONSTRUCTION OF THE WILSONVILLE ROAD AND BOECKMAN CREEK IMPROVEMENT PROJECT, HEREINAFTER REFERRED TO AS LID #6; APPROVING THE FINAL DETAILED PLANS AND SPECIFICATIONS AS PRESENTED BY OBEC ENGINEERS FOR THE BRIDGE WORK DESIGN AND WESTECH ENGINEERING INC., CITY ENGINEER FOR THE STREET IMPROVEMENT DESIGN; APPROVING THE STATE OF OREGON - DEPARTMENT OF TRANSPORTATION TO ADVERTISE FOR BIDS THE TOTAL PROJECT INCLUDING THE BRIDGEWORK AND ROADWORK TO BE COMPLETED IN TIME FOR THE August 26, 1982, BID OPENING; ACKNOWLEDGED THE AGREEMENT ADOPTED BY THE STATE WITH THE COUNTY, THE COUNTY WITH THE CITY FOR ACCEPTANCE OF FEDERAL ASSISTANCE SECONDARY FUNDS FOR THE STREET IMPROVEMENT; AND PROCUR THE INTERIM FINANCING FOR LID #6"; and

WHEREAS, the City Council at a special Council Meeting on September 27, 1982, at 7:30 pm in the Wesleyan Church - 29775 S.W. Town Center Loop East moved to table LID #6 until after the November 2, 1982 election to determine the outcome of the effects of Ballot Measure #3 regarding bonding; and

WHEREAS, The City Council at their regular scheduled meeting on November 15, 1982, at 7:30 pm in the Wesleyan Church - 29775 S.W. Town Center Loop East

Wilsonville, Oregon removed from Table, LID #6 for consideration, did approve going forward with LID #6 and re-engaged Clements and Marshall as Financial Consultant for procuring interim financing for LID #6; and

WHEREAS, the City Council at their regular scheduled meeting on December 20, 1982, at 7:30 pm in the Wesleyan Church - 29774 S.W. Town Center Loop East did approve the recommendations of Public Works Director Larry R. Blanchard in a memo dated December 16, 1982, and titled, "APPOINTMENT OF THE BOARD OF VIEWERS - LID #6" for the Mayor to appoint three (3) residents of the City of Wilsonville to the Board of Viewers for LID #6; the three (3) residents being 1) Greg Meyer - 7733 Arbor Glen Court 2) Bob Crucchiola - 7130 Montgomery Way 3) Don Carlton - 28650 Canyon Creek Road and ;

WHEREAS, the Oregon Department of Transportation advertised for bids on January 6, 1983, to contractors prequalified with the State of Oregon as stipulated in the bid requirement to receive bids no later than 9:00 am January 27, 1983, in Room 121 of the Transportation Building - Oregon Department of Transportation - Salem, Oregon; and

WHEREAS, the Oregon Department of Transportation has acknowledged Marion Construction Company Inc., - Salem, Oregon as the low bidder for LID #6 for a total construction cost of Seven Hundred Eight Thousand Three Hundred Fifty Three Dollars (\$708,353); and

WHEREAS, in a letter dated February 2, 1983, hereinafter referred to as EXHIBIT I from Westech Engineering Inc. and titled, "WILSONVILLE ROAD IMPROVEMENT PROJECT, LID #6 JO 419 R-6" did estimate the total amount for bridge work and engineering costs at \$586,433 not including interim financing cost, and the estimated FAS Grant and ODOT funds to be accounted toward

LID #6 Project of \$404,750 for a total estimated cost of \$991,183 including engineering cost, but excluding interim financing cost, and

WHEREAS, the Oregon Department of Transportation in a letter to Winston Kurth - Assistant Director of Environmental Services - Clackamas County dated February 2, 1983, stipulates that the advance deposit by the City to ODOT necessary to award the construction contract to Marion Construction Co. Inc. is \$436,000, and that the deposit can be done by: OPTION 1 Local Agency makes their check in the prescribed amount payable to the Oregon State Highway Division and sends it to Highway Accounting, Room 434, Transportation Building, Salem, Oregon 97310. OPTION 2 Local Agency obtains an irrevocable letter of credit from a bank, savings bank, trust company, or savings association and sends it to the same address as listed in Option 1. OPTION 3 Local Agency wire prescribed amount from their bank to the State Treasurers Office for deposit in the Local Government Investment Pool. Local Agency furnishes the State Treasurer with an irrevocable limited power of attorney, with a copy to Highway Accounting, Room 434, Transportation Building, Salem, Oregon 97310. Local Agency receives the interest which is credited daily and posted monthly. A monthly statement is furnished by the State Treasurer, showing transactions and accrued interest; and

WHEREAS, the City Council approved the recommendation of a memo titled "RATIFICATION OF \$2,175,000 WARRANT SALE" from Daniel O. Potter - City Administrator dated February 7, 1983, and attached hereto as Exhibit II.

NOW THEREFORE IT IS HEREBY RESOLVED, that:

1. The City Council does approve, 1) Greg Meyer of 7733 Arbor Glen Court 2) Bob Crucchiola of 7130 Montgomery Way, and 3) Don Carlton of 28650 Canyon Creek Road all of Wilsonville, Oregon,

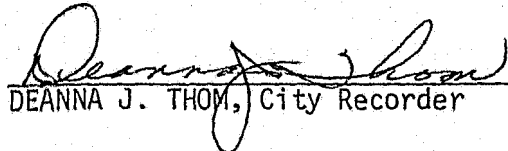
to the Board of Viewers for LID #6 as required by Section 3 of the Wilsonville Code. A time and date for the Board of Viewers meeting will be established at a subsequent City Council meeting.

2. The City of Wilsonville concurs with the Oregon Department of Transportations recommendation to award the construction bid for LID #6 to Marion Construction Company Inc. - Salem, Oregon for a total construction price of \$708,353 and does approve said construction bid of Marion Construction Company.
3. The City Council of the City of Wilsonville approves the attached Exhibit III "IRREVOCABLE LIMITED POWER OF ATTORNEY LOCAL GOVERNMENT INVESTMENT POOL" as prescribed in deposit, Option 3 above of this Resolution, and instructs the Mayor and City Recorder to deposit the sum of \$436,000 by appropriate means to the Local Government Investment Pool with the Attached Exhibit III, as a deposit for the construction of the Wilsonville Road/Boeckman Creek Bridge Local Improvement District No. 6 (FAS-C-RS-A-619). Prior to making this transaction the City shall obtain a Local Government Investment Pool account number from the State Treasurer.
4. The City shall send a copy of all transactions in Item 3 above to Highway Accounting Room 434, Transportation Building, Salem, Oregon 97310.

ADOPTED by the Wilsonville City Council at a regular meeting thereof
this 22nd day of February, 19 83, and filed with City Recorder
this same date.

ATTEST:


WILLIAM G. LOWRIE, Mayor


DEANNA J. THOM, City Recorder

Mayor
City Administration
City Council
City Recorder
Planning Dept.
Public Works
Building Dept.
Engineering

RECEIVED
FEB 4 1983
CITY OF WILSONVILLE



Westech Engineering, Inc.

CONSULTING ENGINEERS AND PLANNERS

PRINCIPALS
C. H. STEKETEE, P.E.
H. C. FERRIS, P.E.
J. M. SCHUETTE, P.E.

3421 - 25th St. S.E.
SALEM, OREGON 97302
Telephone 585-2474

EXHIBIT I

February 2, 1983

City of Wilsonville
PO Box 220
Wilsonville OR 97070

RE: Wilsonville Road Improvement Project, LID #6, JO 419 R-6

ATTENTION: Mr. Larry Blanchard, Director of Public Works
Honorable Mayor and City Council

Gentlemen:

There are a number of recent developments on the Wilsonville Road Bridge and Road Straightening Project of which you should be aware. They are:

1. Bids were received last week. Fourteen bids, all of which were less than the engineer's estimates, were opened and have been tabulated. The low bidder is Marion Construction Company of Salem, a firm that has been around for many years and has a considerable amount of experience in heavy construction and building construction. Their bid was \$708,353. This compares with the earlier estimates of project construction costs of \$1,032,267. The low bids, we believe, reflect the extremely tight bidding climate that now prevails.
2. It has now been determined that the grant eligible portions of the construction work total \$346,218. You will find an updated estimate showing the projected project costs as we now see them. We are now projecting that the costs to be born by the LID participants will amount to about \$586,433 plus the interim financing costs. This compares with the 1981 estimate of \$902,946. Thus, even though all of the federal grant funds allocated for this project cannot be captured, the property owners should see their costs reduced by 20% or more from the earlier projections.
3. Because of the low bids, we recommend that efforts be made to make the bulk of the construction engineering services a grant eligible portion of the project. By doing so, total costs to the LID participants should be reduced by around \$50,000. In this regard, we have taken the steps outlined in the attached letter to Clackamas County. If Clackamas

County agrees to the proposed construction engineering arrangement, we propose to simply charge all of our construction engineering costs on the project to the State Highway Department account until the limit of eligible funding has been reached. The Federal Highway Administration will accept up to 15% of the grant eligible construction cost as grant eligible construction engineering. Because of the extremely low bids, and all the restrictions and requirements placed on this project because of its federal funding, completing the construction engineering within those limits probably will not be possible.

4. We are asking, therefore, that the City enter into an agreement with us to bear any costs for construction engineering over and above those found grant eligible and paid for through our proposed contract with Clackamas County. We propose to charge you on an hourly basis for that work, and to make all such charges for construction engineering to the grant eligible account until the allocated funds there are used up. Please review, and if acceptable, execute the attached engineering contract.
5. Additionally, OBEC, who designed the bridge, should be involved in critical aspects of the bridge construction. After some discussion with OBEC, we now recommend that the enclosed contract agreement between OBEC and the City of Wilsonville for construction engineering on the bridge project be accepted and signed by the City. We will be generally responsible for coordinating OBEC's efforts on this project. We intend to have their people involved in all critical aspects of the bridge construction, but we do not intend to have their inspectors on the job during non-critical aspects of the bridge project when our full time project inspector can oversee both the bridge work and the roadwork. This should help reduce overall project costs.

If you have any questions regarding all these matters, please don't hesitate to call us.

Very truly yours,

WESTECH ENGINEERING, INC.



C. H. Steketee, P.E.

- Enc. 7 bid tabulations
7 updated estimates
1 copy letter to Clackamas County with contract
3 OBEC contracts for signature
3 Westech contracts for signature

TYPE OF WORK

Backman Creek Br.

MARION Pepper Slayton Siuslaw Ralph Ross Beos
 Const. Co. Inc. Helm Const. McDaniel

NO.	ITEM	QUANTITY	UNIT	UNIT BID	AMOUNT	UNIT BID	UNIT BID	UNIT BID	UNIT BID	UNIT BID
001	MOBILIZATION	1.000	LUMP SUM	30000.00	30000.00	30000.00	47500.00	78600.00	11822.35	63000.00
002	TEMPORARY PROTECTION AND DIR OF TRAFFIC	1.000	LUMP SUM	500.00	500.00	1500.00	5000.00	3000.00	8200.00	6300.00
003	FLAGMEN	500.000	hour	16.00	8000.00	17.00	10.00	20.00	17.75	20.00
004	ROADWORK									
004	CLEARING AND GRUBBING	1.000	LUMP SUM	15000.00	15000.00	15000.00	9000.00	30000.00	12500.00	11000.00
005	REMOVAL OF STRUCTURES AND OBSTRUCTIONS	1.000	LUMP SUM	2000.00	2000.00	1000.00	750.00	1500.00	1300.00	4500.00
006	GENERAL EXCAVATION	25,500.000	CU YD	2.25	57375.00	2.35	1.90	1.90	2.78	2.00
007	TRENCH EXCAVATION	610.000	LIN FT	2.00	1220.00	5.00	4.50	4.50	2.78	3.00
008	GENERAL BACKFILL	220.000	LIN FT	1.00	220.00	2.00	4.00	4.00	1.33	1.00
009	ROCK BACKFILL	390.000	LIN FT	3.00	1170.00	6.00	7.00	6.75	3.30	4.00
010	1/1/2"-0 AGGREGATE BASE	6,925.000	TON	7.20	49860.00	6.45	6.70	6.00	8.45	7.50
011	3/4"-0 AGGREGATE BASE	1,375.000	TON	9.00	12375.00	6.55	6.80	6.00	8.88	9.50
012	CLASS C ASPHALT CONCRETE	2,200.000	TON	28.30	62260.00	29.50	28.25	28.25	33.50	28.25
013	12-INCH CULVERT PIPE	295.000	LIN FT	6.00	1770.00	10.00	7.00	6.80	5.50	12.00
014	12-INCH SEWER PIPE	315.000	LIN FT	6.00	1890.00	12.00	8.50	8.40	8.50	12.00
015	BEDDING MATERIAL	560.000	LIN FT	1.50	840.00	1.00	2.50	2.50	1.10	1.00
016	CONCRETE MANHOLES	1.000	EACH	750.00	750.00	750.00	1000.00	875.00	1300.00	1100.00
017	CONCRETE INLETS TYPE G-1	5.000	EACH	500.00	2500.00	315.00	350.00	350.00	390.00	400.00

LOW BID

ITEMIZED BIDS RECEIVED

SECTION _____
 HIGHWAY _____
 COUNTY _____
 TYPE OF WORK _____

NO.	ITEM	QUANTITY	UNIT	UNIT BID	AMOUNT	UNIT BID	UNIT BID	UNIT BID	UNIT BID	UNIT BID
018	3-INCH DRAIN PIPE	157.000	LIN FT	GRANT Eligible 100% 3.00	471.00	5.00	2.25	2.25	2.70	3.00
019	4-INCH DRAIN PIPE	306.000	LIN FT	100% 3.00	918.00	5.00	3.50	1.75	2.65	3.40
020	3-INCH UNPERFORATED DRAIN PIPE	48.000	LIN FT	100% 3.00	144.00	5.00	3.00	2.25	3.00	5.00
021	GUARD RAIL TYPE 2A	550.000	LIN FT	100% 10.00	5500.00	10.50	11.50	10.00	11.10	10.50
022	GUARD RAIL TYPE 3	100.000	LIN FT	100% 20.00	2000.00	23.10	26.50	22.00	24.50	22.00
023	GUARD RAIL ANCHORS TYPE 1	6.000	EACH	100% 300.00	1800.00	420.00	300.00	400.00	440.00	350.00
024	RAIL END PIECES TYPE C	6.000	EACH	100% 80.00	480.00	84.00	80.00	80.00	90.00	90.00
025	CONCRETE CURBS	2,850.000	LIN FT	100% 4.00	11400.00	3.65	2.90	2.72	3.33	3.00
026	BARRICADES	2.000	EACH	100% 300.00	600.00	315.00	300.00	150.00	180.00	225.00
	LANDSCAPING									
027	ROADSIDE SEEDING AND MULCHING	1.300	ACRE	100% 1000.00	1300.00	1050.00	1200.00	1200.00	1330.00	1200.00
028	FURNISHING AND PLANTING TREES	19.000	EACH	100% 40.00	760.00	52.50	40.00	37.00	41.00	40.00
029	FURNISHING AND PLANTING SHRUBS	59.000	EACH	100% 10.00	590.00	15.75	15.00	11.00	12.20	11.00
030	BARK MULCH	3.000	UNIT	100% 100.00	300.00	315.00	150.00	100.00	110.00	100.00
	STRUCTURES									
031	SHORING CRIBBING ETC	1.000	LUMP SUM	25% 3000.00	3000.00	1000.00	9000.00	10000.00	.00	19000.00
032	STRUCTURE EXCAVATION	815.000	CU YD	600 cu yd 9.00	7335.00	4.00	8.00	7.00	7.50	10.00
✓033	SPECIAL WALL BACKFILL	220.000	CU YD	100% 12.00	2640.00	15.00	12.00	16.00	13.30	12.00

LOW BID

STATE BUSINESS FORMS PRINTED IN OHIO

ITEMIZED BIDS RECEIVED

SECTION _____
HIGHWAY _____
COUNTY _____
TYPE OF WORK _____

NO.	ITEM	QUANTITY	UNIT	UNIT BID	AMOUNT	UNIT BID	UNIT BID	UNIT BID	UNIT BID	UNIT BID
034	FURNISH PILE DRIVING EQUIPMENT	1.000	LUMP SUM	7000.00	7000.00	18180.00	16750.00	6000.00	22000.00	13600.00
035	FURNISH CAST-IN-PLACE PILING	1,254.000	LIN FT	10.00	12540.00	5.30	13.00	10.00	4.15	12.00
036	DRIVE STEEL PILE SHELLS	1,254.000	LIN FT	8.00	10032.00	5.30	1.00	5.50	7.80	1.00
037	STRUCTURAL CONCRETE CLASS 3300	1.000	LUMP SUM	90000.00	90000.00	68680.00	87000.00	75968.75	99600.00	75000.00
038	STRUCTURAL CONCRETE CLASS 4000	1.000	LUMP SUM	72000.00	72000.00	52520.00	75000.00	53100.00	75000.00	64000.00
039	CONCRETE IN RETAINING WALLS	500.000	CU YD	125.00	62500.00	202.00	170.00	220.00	145.00	170.00
040	45'/50' TYPE III PRESTRES BEAMS	6.000	EACH	2900.00	17400.00	2850.00	3150.00	3180.00	3360.00	3153.00
041	65'/70' TYPE III PRESTRES BEAMS	18.000	EACH	4000.00	72000.00	4020.00	4357.00	4150.00	4430.00	4360.00
042	REINFORCEMENT	1.000	LUMP SUM	45000.00	45000.00	52283.00	52000.00	48530.00	55900.00	55000.00
043	REINFORCEMENT IN RETAINING WALLS	42,000.000	LB	.35	14700.00	.31	.35	.31	.38	.37
044	TWO TUBE STEEL RAILING	492.000	LIN FT	34.00	16728.00	30.00	32.00	30.00	32.90	39.00
045	PIPE HANDRAIL	99.000	LIN FT	15.00	1485.00	18.20	23.00	18.00	18.70	30.00
	TOTAL BID				708353.00	711432.95	755701.25	776878.00	778899.00	785963.40

TOTAL GRANT ELIGIBLE # CONSTRUCTION - 346,468

LCW SID

2-1-83
 BOECKMAN CREEK BRIDGE SECTION
 FAS-A619
 EXHIBIT B
 ESTIMATED PROJECT COSTS

1. Project costs eligible for FAS funding

A.	Roadway and retaining wall construction	\$346,218
B.	Clackamas County Environmental assessment	7,000
C.	Oregon State Highway Department	
	Liason	5,000
	Testing	3,500
	Special Inspections	1,500
D.	Construction engineering - Westech	51,788
E.	Construction contingencies @ 4 1/2%	<u>15,580</u>
	 ESTIMATED GRANT ELIGIBLE COSTS	 \$430,586

2. Project Costs chargeable to Wilsonville

A.	Bridge construction	361,885
B.	Preliminary reimbursable costs borne by Nike	
	OBEC	14,798
	Foundation Sciences	9,593
	Davis and Pike	5,619
C.	Technical services	
	LID Report - Westech	2,500
	Preliminary surveying and design for ROW acquisition	11,700
	Roadway Design - Westech	22,300
	Bridge Design - OBEC	18,500
	Westech -	
	Inspection	15,212
	Testing (NW Testing)	5,200
	Construction Management	9,000
	Barker Surveying - Field staking	7,600
	OBEC - Construction engineering and inspection	25,000
D.	Construction contingencies @ 4 1/2%	<u>16,285</u>
		525,192

3. General Expenses

Wilsonville - General administration, légal @ 5%	35,405
---	--------

TOTAL PROJECT COSTS (LESS INTERIM FINANCING COSTS) \$991,183

Estimated FAS grant and ODOT funds	404,750
Estimated City share (L.I.D.) =	586,433 +
	interim financing

CITY OF WILSONVILLE

MEMO

EXHIBIT II

February 7, 1983

DATE

TO: Mayor and City Council
FROM: Daniel O. Potter, City Administrator
SUBJECT: Ratification of \$2,175,000 Warrant Sale

Heretofore the Council authorized Mayor Lowrie, and the City Administrator to select a financial concern to negotiate the sale of warrants to provide construction progress funding for Kinsman Road LID #4 and for the Wilsonville Road/Boeckman Creek Bridge Crossing Local Improvement District #6.

Council also engaged the services of Clements and Marshall to act as financial counsel for the sale of warrants on the two projects.

A Preliminary Official Statement was issued under date of January 16, 1983, and the Investment Division of the U.S. National Bank negotiated the sale. The sale was completed, and the city was notified of the completion in a letter dated February 2, 1983, in which all terms and conditions of the sale were specified. Based on Council's prior authorization, Mayor Lowrie, and Administrator Potter, accepted the conditions of the sale under date of February 3, 1983.

Recommendation: I recommend that the City Council ratify the sale of \$2,175,000 City of Wilsonville General Obligation Limited Tax Improvement warrants to be dated February 1, 1983, to bear interest coupons at the rate of 6.50% per annum.

I also recommend that Council ratify all acts leading to the sale of such warrants including, but not limited to, the Preliminary Official Statement, and the Negotiated Sale by the U. S. National Bank of Oregon.

I further recommend that you instruct that the Mayor and City Recorder sign the warrants, and complete the delivery for the purpose of providing construction funding for the two LID projects specified above.

Respectfully submitted,



Daniel O. Potter

DOP/fr

EXHIBIT III

IRREVOCABLE
LIMITED POWER OF ATTORNEY
LOCAL GOVERNMENT INVESTMENT POOL

The City of Wilsonville, Oregon
Local Government Unit hereby appoints the

Investment Manager of the Oregon State Excess Fund, as attorney in fact for it and said officer shall have the power of attorney to negotiate warrants made payable to the Oregon State Department of Transportation, Highway Division and delivered to said officer by either H. S. Coulter, State Highway Engineer; Vernon E. Skoog, Highway Division Controller; Frank R. Griffin, Highway Division Assistant Controller; or Richard Hacek, Highway Division Assistant Controller for the State of Oregon, for the purpose of depositing the proceeds of such warrants to the account of the Oregon State Department of Transportation, Highway Division, with the Oregon State Treasurer.

The City of Wilsonville, Oregon
Local Government Unit has deposited with

the State of Oregon Investment Pool the sum of \$ 436,000.00. The purpose of this deposit is to create a fund from which to pay its share of the cost of certain improvements to be made in connection with Boeckman Creek Bridge Project
Project Name

FAS-C-RS-A-619 and Wilsonville Road Improvements LID #6

By this document it authorizes the Highway Division of the State of Oregon, Department of Transportation to draw on the account created by this instrument for the purposes above stated with the State Excess Fund. The authorized signatures of withdrawal will be one of any of the following: H. S. Coulter, Vernon E. Skoog, Frank R. Griffin, or Richard J. Hacek. The signature of either upon a voucher in a form acceptable to the custodians of the State Investment Pool shall constitute proper authority for the withdrawal of money up to the total amount of the deposit identified above.

The authorized signatures of the above individuals shall be furnished by the Highway Division of the Department of Transportation to the State Treasury Department.

This power of attorney was authorized by City of Wilsonville,
Local Government Unit

Oregon

this 22 day of February, 1983 by a vote of the majority of a quorum of its governing body.

William H. Laurie

MAYOR

Deanna Johnson

CITY RECORDER