

RESOLUTION NO. 935

A RESOLUTION APPROVING THE BID PROCESS; ACCEPTING THE LOW QUALIFIED BID; AWARDING THE CONTRACT TO THE LOW QUALIFIED BIDDER; VERIFYING FUND AVAILABILITY; AND AUTHORIZING THE EXPENDITURE OF FUNDS FOR THE PROJECT KNOWN AS LOCAL IMPROVEMENT DISTRICT NO. 10, 95TH AVENUE.

WHEREAS, the City of Wilsonville adopted Resolution No. 782, declaring the City's intent to proceed with LID No. 10, July 16, 1990; and

WHEREAS, the City and the property owners initially contemplated financing through Bancroft funding; and

WHEREAS, proceedings were delayed with the consent of the property owners to await the November, 1990 election outcome of Measure 5, given the then Oregon Attorney General's opinions on its effect on Bancroft funding and local improvement districts; and

WHEREAS, after voter passage of Measure No. 5 the proceedings were delayed to explore other financing alternatives including private financing with property owners in the late winter and spring of 1991; and

WHEREAS, the property owners paid MacKay and Sposito to prepare construction plans and specifications for construction of 95th Avenue using private financing; and

WHEREAS, over two-thirds of the petitioning property owners, owning over two-thirds of the specially benefited property, have advised the City that they support a financing alternative of a State of Oregon Economic Development Commission loan of One Million, Five Hundred and Twenty-six Thousand, Two Hundred and Fourteen Dollars [\$1,526,214] (total project, with City's contribution, One Million, Six Hundred and Sixteen Thousand, One Hundred and Two Dollars [\$1,616,102]) to be paid back by assessing each of the property owners, specially benefited, their pro-rata share on a per-acreage basis and permitting each to apply for installment payments; and

WHEREAS, the City of Wilsonville based on the LID property owners' support adopted Resolution No. 904 to include Freeman Drive improvements in LID NO. 10 as a special benefit to Tax Lots 1802 and 1903; approving Oregon Department of Economic Development loan financing for LID No. 10 and providing for specially assessing benefited properties to repay the loan on April 6, 1992; and

WHEREAS, the City of Wilsonville by Resolution No. 903 approved the filing of the

Economic Development final loan application for 95th Avenue on April 6, 1992; and

WHEREAS, construction of this project needs to be expedited to coordinate with construction which ODOT will accomplish at the interchange between Interstate Five and Elligsen Road; and

WHEREAS, on May 4, 1992, Council approved an Engineering service agreement with MacKay and Sposito to update plans and specifications for the project, to prepare legal descriptions and to provide Engineering Services during construction; and

WHEREAS, on June 18, 19 & 24, 1992, the project was advertised for bid; and

WHEREAS, sealed bids were received prior to 3:30 p.m., Pacific Daylight Time, Tuesday, July 7, 1992, at the Community Development Department, 8445 S.W. Elligsen Road, Wilsonville, Oregon, 97070; and

WHEREAS, the City has an agreement for loan financing with the Oregon Department of Economic Development; and

WHEREAS, the bids were significantly below the estimated cost for construction used in the loan application; and

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

WHEREAS, the Clearwater Construction Co., Tigard, Oregon, the apparent low bidder has successfully completed the projects in Wilsonville and also in Beaverton where one of the City inspectors previously worked.

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

1. All bids were duly advertised, received, publicly opened and approved as being completed for consideration for award according to the provisions of Oregon Revised Statutes, Chapter 279, Public Bids and Contracting and Wilsonville Code, 2.314, Contracts with the City.

2. Council approves and authorizes staff to award the bid for the LID No. 10, 95th Avenue construction contract to Clearwater Construction Co., the lowest qualified bidder from those bidders represented in attachment "A" at a unit price bid of \$1,038,045.85.

3. Authorize the expenditure of funds for this contract from:

<u>ACCOUNT NO.</u>	<u>AMOUNT</u>
5000-540-7704005	\$1,330,988

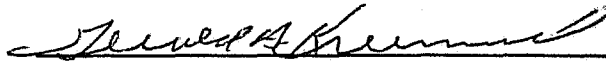
4. The Finance Director, by his signature below, has verified that funds are available in the account number mentioned in Item #3 above, for payment of all billings for this project.


Finance Director

7-13-92
Date

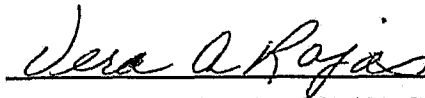
5. The final payment shall not be paid until the City Council has authorized said payment to be made.

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



GERALD A. KRUMMEL, Mayor

ATTEST:



VERA A. ROJAS, CMC/AAE, City Recorder

SUMMARY of Votes:

Mayor Krummel	<u>AYE</u>
Councilor Chandler	<u>ABSENT</u>
Councilor Carter	<u>AYE</u>
Councilor Van Eck	<u>ABSENT</u>
Councilor Lehan	<u>AYE</u>

BID OPENING
LID No. 10

7/7/1992 - 3:30 PM

	BID BOND	ADDENDUM 1&2	TOTAL BID
DBA DED PAVING AXIS CURB CO	YES	YES	\$1,242,325.39
CLEARWATER CONST CO	YES	YES	\$1,038,045.85
COFFMAN EXCAVATION	YES	YES	\$1,220,366.20
DIRT & AGG - REGATE	YES	YES	\$1,209,441.70
GELCO CONST COMPANY	YES	YES	\$1,112,835.85
N(D) EARTHMOVERS	YES	YES	\$1,154,527.41
TRI-STATE CONST.	YES	YES	\$1,171,314.20
WILDISH STD. PAVING CO.	YES	YES	\$1,060,003.00
ENGINEERS ESTIMATE			\$1,292,983.60