

RESOLUTION NO. 2173

A RESOLUTION OF THE CITY OF WILSONVILLE APPROVING THE BID PROCESS; ACCEPTING THE LOWEST RESPONSIBLE BID; AWARDING A CONSTRUCTION CONTRACT TO DUNN CONSTRUCTION, THE LOWEST RESPONSIBLE BIDDER; VERIFYING FUND AVAILABILITY; FOR THE 2009 REHABILITATION AND RECONSTRUCTION PROGRAM PROJECT.

WHEREAS, on June 2, 2008, the Wilsonville City Council adopted a Capital Improvement Program for the City that includes a FY 2008/09 appropriation of \$410,000 for the Winchester Way Waterline Project #510.950.45030.00000.1101, \$410,000 for the Montebello Sanitary Sewer Rehabilitation Project #520.950.45030.00000.2080, \$700,000 for the Street Maintenance Projects #540.950.45030.00000.4014, and \$136,500 for the Montebello Storm Sewer Project #570.950.45030.00000.7026; and

WHEREAS, the projects listed were combined into a single project known as the 2009 Rehabilitation and Reconstruction Program project for efficiency and to reduce construction contracting and management costs; and

WHEREAS, the 2009 Rehabilitation and Reconstruction Program project was duly advertised for competitive bids in the Daily Journal of Commerce on March 03, 2009 and March 05, 2009, a newspaper of general circulation; and

WHEREAS, twelve (12) sealed bids were received prior to 2:00 p.m., local time, March 25, 2009, at the City Hall, 29799 SW Town Center Loop East, Wilsonville, Oregon 97070. Bids were opened individually at 4:00 p.m., local time and separately 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 \$825,781.20 was submitted by Dunn Construction and they are considered the apparent low bidder; and

WHEREAS, the bid of \$825,781.20 by Dunn Construction 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 Dunn Construction is deemed responsive. Dunn Construction 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 2009 Rehabilitation and Reconstruction Program project to Dunn Construction, the lowest responsible bidder, in the amount of \$825,781.20.
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 2008-09 budget as follows:

<u>ACCOUNT</u>	<u>AMOUNT</u>
510.950.45030.00000.1101	\$410,000
520.950.45030.00000.2080	\$410,000
540.950.45030.00000.4014	\$700,000
570.950.45030.00000.7026	\$136,500

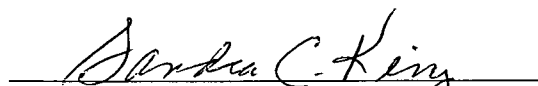
6. This resolution is effective upon adoption.

ADOPTED by the Wilsonville City Council at a regular meeting thereof this 6th day of April, 2009, and filed with the Wilsonville City Recorder this date.



TIM KNAPP, Mayor

ATTEST:


Sandra C. King, MMC, City Recorder

SUMMARY OF VOTES:

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

List of Exhibits

Exhibit A – 2009 Rehabilitation and Reconstruction Program Bid Summary

2009 REHABILITATION AND RECONSTRUCTION PROGRAM BID SUMMARY
 Exhibit "A"

Resolution No. 2173

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2009 REHABILITATION AND RECONSTRUCTION PROGRAM
 OWNER: CITY OF WILSONVILLE
 MARCH 25, 2009, 4:00 PM

Engineers Estimate \$ 1,158,221.50

Order Opened	Bidder	Envelope Marked:	Bid Pg. 1-11 to 1-35	Addenda Acknowledged Pg. 1-15	Proposal Signed Pg. 1- 16	First-Tier Subcontractor Disclosure Form Pg. 1-37	Non-Collusion Affidavit Signed & Notorized Pg. 1 39 & 1-40	10% Bid Security Pg. 1- 43		Total Bid Amount (Pg. 1-35)	Status
		(Y/N)	(Y/N)	(Y/N)	(Y/N)	(Y/N)	(Y/N)	(Y/N)	Type		
1	Northwest Earthmovers Inc.	Y	Y	Y	Y	Y	Y	Y	B	\$ 868,557.10	3
2	John L Jersey & Sons, Inc.	Y	Y	Y	Y	Y	Y	Y	B	\$ 1,071,221.00	9
3	C&M Construction	Y	Y	Y	Y	Y	Y	Y	B	\$ 1,141,358.14	10
4	Emery & Sons Construction	Y	Y	Y	Y	Y	Y	Y	B	\$ 1,006,759.50	8
5	Dirt & Aggregate Interchange, Inc.	Y	Y	Y	Y	Y	Y	Y	B	\$ 1,187,818.50	11
6	Dunn Construction	Y	Y	Y	Y	Y	Y	Y	B	\$ 825,781.20	1
7	The Saunders Company	Y	Y	Y	Y	Y	Y	Y	B	\$ 841,463.65	2
8	LS Henriksen Construction, Inc.	Y	Y	Y	Y	Y	Y	Y	B	\$ 883,594.27	4
9	Civil Works NW	Y	Y	Y	Y	Y	Y	Y	B	\$ 886,320.50	7
10	Rutan Construction, Inc.	Y	N	Y	Y	Y	Y	Y	B	DQ	
11	GVS Contracting, Inc.	Y	Y	Y	Y	Y	Y	Y	B	\$ 914,008.65	5
12	Canby Excavating, Inc.	Y	Y	Y	Y	Y	Y	Y	B	\$ 923,872.33	6

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: April 06, 2009

TO: Honorable Mayor and City Councilors

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

SUBJECT: Award of the 2009 Rehabilitation and Reconstruction Program

SUMMARY

The attached Resolution No. 2173 awards the construction contract for the 2009 Rehabilitation and Reconstruction Program.

RECOMMENDATION

Staff respectfully recommends that the City Council award the contract for the 2009 Rehabilitation and Reconstruction Program in the amount of \$825,781.20 to Dunn Construction.

DISCUSSION

This program involves the combination of several capital projects in multiple locations throughout the city. Projects included are the Winchester Way Waterline Replacement, Montebello Sanitary Sewer Rehabilitation, Boones Bend Spur Reconstruction, Montebello Storm Sewer, and other miscellaneous improvements. These projects were combined to reduce construction contracting and project management cost.

Competitive bids for the 2009 Rehabilitation and Reconstruction Program were opened on March 25, 2009. A total of twelve (12) bids were received, eleven (11) of which were determined to be responsive and one (1) determined to be non-responsive due to submission of an incomplete bid packet. The lowest responsible bid was \$825,781.20 submitted by Dunn Construction. A bid summary is attached to the resolution as Exhibit A and funds for the improvements are available in the approved FY 2008-09 budget. Staff intends to issue a Notice to Proceed on April 24, 2009 and construction will be completed by September 11, 2009.