



August 22, 2022

**Sent via email [jeffd@kirbynagelhout.com](mailto:jeffd@kirbynagelhout.com) & First Class Mail**

RE: Project - Contract for the Negus Transfer Station Improvements Project

### **NOTICE OF INTENT TO AWARD CONTRACT**

On August 22, 2022, the Board of County Commissioners of Deschutes County, Oregon, considered proposals for the above-referenced project. The Board of County Commissioners determined that the successful bidder for the project was Kirby Nagelhout Construction Company of Bend, Oregon.

This Notice of Intent to Award Contract is issued pursuant to Oregon Revised Statute (ORS) [specify 279B.135 for contracts other than public improvements or 279C.375 for public improvements]. A copy of this Notice is being provided to each firm or person that submitted a bid or proposal for the project. Any firm or person which believes that they are adversely affected or aggrieved by the intended award of contract set forth in this Notice may submit a written protest within seven (7) calendar days after the issuance of this Notice of Intent to Award Contract to the Board of County Commissioners of Deschutes County, Oregon, at Deschutes Services Building, 1300 NW Wall Street, Bend, Oregon 97703. **The seven (7) calendar day protest period will expire at 5:00 PM on Monday, August 29, 2022.**

Kirby Nagelhout Construction Company

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Any protest must be in writing and specify any grounds upon which the protest is based. Please refer to Oregon Administrative Rules (OAR) 137-049-0450 for construction contracts or OAR 137-047-0740 for contracts other than construction. If a protest is filed, a hearing will be held at 10:00 a.m. on Wednesday, September 7, 2022 before the Board of County Commissioners of Deschutes County Oregon, acting as the Contract Review Board, in the Deschutes Services Building, 1300 NW Wall Street, Bend, Oregon 97703.

If no protest is filed within the protest period, this Notice of Intent to Award Contract becomes an Award of Contract without further action by the County unless the Board of County Commissioners for good cause, rescinds this Notice before the expiration of the protest period. The successful bidder or proposer on a Deschutes County project is required to execute two (2) copies of the Contract, which will be provided when the contract is negotiated. In addition to the execution of Contract, the contractor will be required to provide one or more certificates of insurance together with endorsements naming Deschutes County as an additional insured.

All contract copies will need to be returned to the County for execution. After all parties have signed the contract, a copy of the contract will be forwarded to you along with a notice to proceed.

If you have any questions regarding this Notice of Intent to Award Contract, or the procedures under which the County is proceeding, please contact Deschutes County Legal Counsel Bend, OR 97703, telephone (541) 388-6625 or FAX (541) 383-0496, or email to: david.doyle@deschutes.org.

Be advised that if no protest is received within the stated time period that the County is authorized to process the contract administratively.

Sincerely,

DESCHUTES COUNTY, OREGON

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Patti Adair, Chair

cc w/enc: Transmitted by Email and First Class Mail on August 22, 2022 to all Proposers (4 pages)

See attached List

Contract for the  
Negus Transfer Station Improvements Project

Kirby Nagelhout Construction Company

63049 Lower Meadow Drive

Bend, OR 97701

Phone: (541) 389-7119

Email: [jeffd@kirbynagelhout.com](mailto:jeffd@kirbynagelhout.com)

Pence Contractors, LLC

1051 NW Bond Street

Bend, OR 97701

Phone: (503) 252-3802

Email: [paul@pence.net](mailto:paul@pence.net)

2KG Contractors, Inc.

4917 NE 185<sup>th</sup> Drive

Portland, OR 97230

Phone: (503) 489-2020

Email: [doug@2kgcontractors.com](mailto:doug@2kgcontractors.com)

Wildish Paving Company

dba Wildish Building Company

P.O. Box 40310

Eugene, OR 97404

Phone: (541) 485-1700

Email: [spencerl@wildish.com](mailto:spencerl@wildish.com)