

RESOLUTION NO. 5935-25

A RESOLUTION AWARDDING AND AUTHORIZING THE CITY MANAGER TO EXECUTE
AN AGREEMENT WITH OTAK, INC. FOR NYBERG CREEK STORMWATER
IMPROVEMENTS – PHASE II DESIGN, PERMITTING, AND PUBLIC INVOLVEMENT

WHEREAS, on May 20, 2024, the City advertised a Request for Proposals for engineering and related professional services for the Nyberg Creek Stormwater Improvements project and received four proposals by the June 26, 2024, deadline;

WHEREAS, Otak, Inc. submitted the highest-ranked proposal and the City Council adopted Resolution No. 5810-24 authorizing a Professional Services Agreement with Otak, Inc. for Phase I – Conceptual Design;

WHEREAS, the City now desires to proceed with Phase II of the project to advance the preferred concept through final design and prepare a bid-ready construction package, including permitting, public involvement, right-of-way acquisition support, and related technical services necessary to prepare the project for construction;

WHEREAS, City staff has negotiated a detailed Phase II scope of work and a not-to-exceed fee with Otak, Inc. and its subconsultants in the amount of \$869,842; and

WHEREAS, there are funds budgeted for this project in the Stormwater Operating Fund.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TUALATIN, OREGON, that:

Section 1. Otak, Inc. is hereby awarded an Agreement for Nyberg Creek Stormwater Improvements – Phase II Design, Permitting, and Public Involvement.

Section 2. The City Manager is authorized to execute a Phase II Agreement with Otak, Inc. in an amount not-to-exceed \$869,842.

Section 3. The City Manager, or the City Manager's designee, is authorized to execute contract amendments totaling up to 10% of the Phase II contract amount.

Section 4. This resolution is effective upon adoption.

Adopted by the City Council this 8th day of December, 2025.

ATTEST:

CITY OF TUALATIN, OREGON

BY _____
City Recorder

BY _____
Mayor

