

RESOLUTION NO. 5753-24

A RESOLUTION INCREASING TUALATIN RIVER GREENWAY TRAIL  
EXTENSION CONSTRUCTION PROJECT CHANGE ORDER AUTHORIZATION  
AMOUNT

WHEREAS, on October 23, 2023 Council Resolution 5731-23 authorized the City Manager to execute a contract with Brown Contracting, Inc. after a competitive bid process in the amount of \$738,423 for the construction of the Tualatin Greenway Trail Extension;

WHEREAS, Section 3 of Resolution 5731-23 authorized the City Manager to execute change orders totaling up to 15% of the original contract amount;

WHEREAS, the City and Brown Contracting executed an agreement to construct the extension of the Tualatin River Greenway Trail on October 27, 2023;

WHEREAS, both the City with design consultants and Brown Contracting, Inc. reasonably assumed upon execution of agreement the subsoil conditions were suitable for trail construction; however, upon further investigation design consultants determined the soil water saturation required additional base rock and drainage;

WHEREAS, additional subgrade rock and drainage work is required to ensure trail stability and sustainability for safe community use;

WHEREAS, Brown Contracting, Inc. determined that it will cost an additional \$225,000 for added subgrade rock and drainage system, and submitted Change Order Request information reflecting the same;

WHEREAS, there are funds budgeted for this work in park project funds; and

WHEREAS, Brown Contracting is scheduled to begin this work immediately due to grant schedule requirements, and open to the public as required by the State of Oregon Community Paths Program Grant Agreement.

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

**Section 1.** The City Manager or designee is authorized to execute Change Orders totaling up to 50% of the original contract amount authorized on October 23, 2023.

**Section 2.** The City Manager or designee is authorized to execute any and all documents necessary to effectuate change orders.

**Section 3.** This resolution is effective upon adoption.

Adopted by the City Council this 26<sup>th</sup> day of February, 2024.

CITY OF TUALATIN, OREGON

BY \_\_\_\_\_  
Mayor

ATTEST:

BY \_\_\_\_\_  
City Recorder

APPROVED AS TO FORM

BY \_\_\_\_\_  
City Attorney