

RESOLUTION NO. 2970

A RESOLUTION OF THE CITY OF WILSONVILLE AUTHORIZING THE CITY MANAGER TO EXECUTE AN AMENDMENT TO THE CONSTRUCTION MANAGER/GENERAL CONTRACTOR (CM/GC) CONTRACT WITH KIEWIT INFRASTRUCTURE WEST CO. FOR A GUARANTEED MAXIMUM PRICE TO CONSTRUCT THE WILLAMETTE RIVER WATER TREATMENT PLANT EXPANSION PROJECT (CAPITAL IMPROVEMENT PROJECT #1144)

WHEREAS, the City has planned and budgeted for CM/GC services for Capital Improvement Project #1144, known as the Willamette River Water Treatment Plant (WRWTP) Expansion project (the Project); and

WHEREAS, City Council approved Resolution No. 2801 on March 16, 2020 authorizing the use of a CM/GC alternative contracting method for construction of the Project; and

WHEREAS, the City entered into an intergovernmental agreement (Resolution No. 2907) with the City of Sherwood to share in the cost of the design and construction of the Project; and

WHEREAS, the City solicited proposals from qualified firms for the Project that duly followed State of Oregon Public Contracting Rules and the City of Wilsonville Municipal Code; and

WHEREAS, Kiewit Infrastructure West Co. (Kiewit) was selected as the most qualified consultant, was awarded a contract for CM/GC services (Resolution No. 2917), and has performed services to the satisfaction of the City to date; and

WHEREAS, City Council approved Resolution No. 2936 on October 18, 2021 authorizing an amendment to the CM/GC contract for an early work package to procure ozone generators for the Project; and

WHEREAS, the City and Kiewit have negotiated a Guaranteed Maximum Price for construction of the Project in accordance with the CM/GC contract; and

WHEREAS, the City desires to amend the CM/GC contract with Kiewit to construct the Project.

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

1. The procurement process for the Project duly followed Oregon Public Contracting Rules, and Kiewit has provided a responsive and responsible proposal of a Guaranteed Maximum Price for construction.
2. The City Council, acting as the Local Contract Review Board, authorizes the City Manager to enter into and execute, on behalf of the City of Wilsonville, a CM/GC Contract Amendment with Kiewit for a Guaranteed Maximum Price of \$25,317,288 to construct the Project, which is substantially similar to Exhibit A attached hereto.
3. In order to allow future minor contract amendments, if needed, to occur without having to come back to City Council, the authorized CM/GC contract total is hereby adjusted up to \$25,317,288, allowing for continued Contracting Agency approval of contract amendments that exceed this adjusted amount by fifteen percent (15%) in accordance with City Code requirements.
4. This resolution becomes effective upon adoption.

ADOPTED by the Wilsonville City Council at a regular meeting thereof this 2nd day of May 2022, and filed with the Wilsonville City Recorder this date.

Julie Fitzgerald, Mayor

ATTEST:

Kimberly Veliz, City Recorder

SUMMARY OF VOTES:

Mayor Fitzgerald
Council President Akervall
Councilor Lehan
Councilor West
Councilor Linville

ATTACHMENT:

- A. Willamette River Water Treatment Plant Expansion CM/GC Guaranteed Maximum Price Amendment