

**RESOLUTION NO. 3010**

**A RESOLUTION OF THE CITY OF WILSONVILLE AUTHORIZING THE CITY MANAGER TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT CONTRACT AMENDMENT WITH AKS ENGINEERING & FORESTRY, LLC FOR DESIGN AND CONSTRUCTION ENGINEERING SERVICES FOR THE 2022 CURB RAMPS UPGRADE PROJECT (CAPITAL IMPROVEMENT PROJECT # 4014, 4118, AND 4717).**

WHEREAS, the City has planned and budgeted for Capital Improvement Project Nos. 4014, 4118, and 4717, known as the 2022 Curb Ramps Upgrade project (the Project); and

WHEREAS, the City solicited Requests for Proposals for Engineering Services from qualified consultants to provide On-Call Services using the formal selection procedure that duly followed the State of Oregon Public Contracting Rules and the City of Wilsonville Municipal Code; and

WHEREAS, AKS Engineering and Forestry, LLC, was selected from the list of qualified On-Call engineering firms to deliver the Project, and was awarded a contract for design services in the amount of \$90,841.19 on February 3, 2022; and

WHEREAS, AKS Engineering and Forestry, LLC has performed the initial services to the satisfaction of the City; and

WHEREAS, the City now needs to incorporate additional engineering work to the Project, which requires additional design, bid support, and construction services from a qualified consultant; and

WHEREAS, the City desires to amend the Professional Services Agreement contract with AKS Engineering & Forestry, LLC to include the additional design and construction engineering services for the Project; and

WHEREAS, Oregon Administrative Rules (OAR 137-048-0200(1)(c) – “Continuation of Project with Intermediate Fee”) allows the City to utilize AKS Engineering & Forestry, LLC’s engineering services without undertaking a new procurement process; and

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

Section 1. The procurement process for the Project duly followed Oregon Public Contracting Rules.

Section 2. The Professional Services Agreement complies with Oregon Public Contracting Rules for Continuation of Project with Intermediate Fee (OAR 137-048-0200(1)(c)).

Section 3. 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, the First Amendment to the Professional Services Agreement with AKS Engineering & Forestry, LLC for a not-to-exceed amount of \$123,841.19, which is substantially similar to **Exhibit A** attached hereto.

Section 4. In order to allow future minor contract amendments, if needed, to occur without having to come back to City Council, the authorized Professional Services Agreement contract total is hereby adjusted up to \$142,386.31, allowing for continued Contracting Agency approval of contract amendments that exceed this adjusted amount by fifteen percent (15%) in accordance with City Code requirements.

Section 5. Effective Date. This Resolution is effective upon adoption.

ADOPTED by the Wilsonville City Council at a regular meeting thereof this 7<sup>th</sup> day of November, 2022, and filed with the Wilsonville City Recorder this date.

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JULIE FITZGERALD, MAYOR

ATTEST:

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Kimberly Veliz, City Recorder

SUMMARY OF VOTES:

Mayor Fitzgerald

Council President Akervall

Councilor Lehan

Councilor West

Councilor Linville

EXHIBITS:

- A. First Amendment to 2022 Curb Ramps Upgrade Project Professional Services Agreement