

**RESOLUTION NO. 3019**

**A RESOLUTION OF THE CITY OF WILSONVILLE AUTHORIZING THE CITY MANAGER TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT CONTRACT AMENDMENT WITH OTAK, INC. FOR CONSTRUCTION ENGINEERING SERVICES FOR THE 5<sup>TH</sup> STREET / KINSMAN ROAD EXTENSION PROJECT (CAPITAL IMPROVEMENT PROJECT #1139, 2099, &4196).**

WHEREAS, the City has planned, designed, and budgeted for the completion of Capital Improvements Project #1139, 2099, and 4196, known as 5<sup>th</sup> Street / Kinsman Road Extension project (the Project); and

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

WHEREAS, OTAK, Inc. was selected as the most qualified consultant, was awarded a Professional Services Agreement (PSA) for construction engineering services (Resolution No. 2855), and performed the work to the satisfaction of the City; and

WHEREAS, the Construction Contract final completion date with the Project Contractor was extended to May 29, 2022 to allow more time for completion of the work; and

WHEREAS, the City desires to amend the PSA contract with OTAK, Inc. to extend construction engineering services for the Project through the amended construction final completion date.

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

Section 1. The procurement process for the Project duly followed Oregon Public Contracting Rules, and OTAK, Inc. has provided a responsive and responsible proposal for engineering consulting services.

Section 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 Professional Services Agreement contract amendment with OTAK, Inc. for a not-to-exceed amount of \$50,872.94, which is substantially similar to Exhibit A attached hereto.

Section 3. 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 \$477,964.51, 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 4. Effective Date. This Resolution is effective upon adoption.

ADOPTED by the Wilsonville City Council at a regular meeting thereof this 5<sup>th</sup> day of January 2023, 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 Linville

Councilor Berry

Councilor Dunwell

EXHIBITS:

- A. Second Amendment to 5<sup>th</sup> Street / Kinsman Road Extension Professional Services Agreement.