

A RESOLUTION EXEMPTING THE SELECTION OF THE CONSTRUCTION MANAGER/GENERAL CONTRACTOR (CM/GC) FROM THE COMPETITIVE SELECTION PROCESS FOR THE CONSTRUCTION OF WWTP-13-01, WATER RECLAMATION FACILITY (WRF) SOLIDS PROCESSING IMPROVEMENTS PROJECT AND AUTHORIZING THE PUBLIC WORKS DIRECTOR TO NEGOTIATE A CONTRACT WITH CH2M HILL CONSTRUCTORS AS THE CM/GC CONTRACTOR FOR THE PROJECT.

WHEREAS, Albany Municipal Code 2.66.060 and Oregon Revised Statutes 279C.335 allow the City Council, acting as the Local Contract Review Board, to exempt a specific public improvement contract or class of public improvement contracts from competitive bidding and selection requirements; and

WHEREAS, such exemption shall be based on the approval of Findings submitted by the contracting agency seeking the exemption and as defined in OAR 137-049-0600 thru 137-049-0690 and as included herein; and

WHEREAS, this exemption is for a single project requiring a high level of construction knowledge, experience, and management expertise, and granting the exemption will not provide a basis for other similar exemptions or any pattern of exemptions; and

WHEREAS, it is unlikely that this exemption will encourage favoritism in the awarding of public improvement contracts or substantially diminish competition for public improvement contracts; and

WHEREAS, CH2M Hill Constructors has the necessary experience and resources to effectively act as the CM/GC contractor for this project; and

WHEREAS, the City is spending approximately \$50,000 monthly on sludge handling, hauling, and disposal; and

WHEREAS, direct appointment of the CM/GC contractor will save the City approximately 3 months of time in moving the project forward; and

WHEREAS, the City published a public notice on July 25, 2012, and held a public hearing on August 8, 2012, before adoption of these Findings in accordance with OAR 137-049-0630.

NOW, THEREFORE, BE IT RESOLVED, that each of the recitals set forth above are hereby adopted as Findings of fact; and

BE IT FURTHER RESOLVED that the Albany City Council, acting as the Local Contract Review Board finds that the awarding the CM/GC contract for this project to CH2M Hill Constructors will provide the City with time and cost savings; and

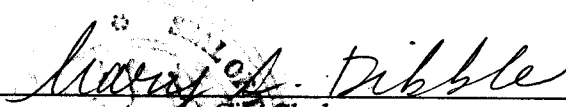
BE IT FURTHER RESOLVED that the Albany City Council, acting as the Local Contract Review Board finds that it is unlikely the exemption of this contract from a competitive selection process will encourage favoritism in the awarding of public contracts or substantially diminish competition for future public improvement contracts; and

BE IT FURTHER RESOLVED that the Albany City Council acting as the Local Contract Review Board authorizes the Public Works Director to negotiate and enter into a direct contract with CH2M Hill Constructors for the CM/GC contract for WWTP-13-01, WRF Solids Processing Improvements.

DATED AND EFFECTIVE THIS 8TH DAY OF AUGUST 2012.

  
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Mayor

ATTEST:

  
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City Clerk

