RESOLUTION NO. 2061

A RESOLUTION OF THE NORTH PLAINS CITY COUNCIL AWARDING A CONSTRUCTION CONTRACT TO LYDA EXCAVATING, INC. FOR PEDESTRIAN IMPROVEMENTS TO WEST UNION ROAD (SCHEDULE A) AND THE GHOST CREEK TRAIL (SCHEDULE B) AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT ON BEHALF OF THE CITY

WHEREAS, the City of North Plains ("City") solicited bids for construction of needed pedestrian improvements to West Union Road (Schedule A); the Ghost Creek Trail (Schedule B); a Wetland Boardwalk (Schedule C); and McKay Fields to Sunset Ridge (Schedule D); and

WHEREAS, Lyda Excavating, Inc. ("Contractor") prepared and submitted a responsive bid to the City; and

WHEREAS, all responsive bids came in substantially over the City Engineer's estimated cost for each of the Schedules; and

WHEREAS, the City's bid documents (the "Bid Documents") expressly reserved the right of the City to proceed with construction of any or all of Schedules A, B, C or D; and

WHEREAS, because the bid amounts exceed the City Engineer's estimate, the City wishes to proceed only with Schedule A and Schedule B at this time; and

WHEREAS, the Bid Documents included a draft agreement available for review prior to submission of bids (the "Draft Contract"); and

WHEREAS, the Draft Contract includes a similar provision reserving the City's right to proceed with construction of any or all of Schedules A, B, C or D; and

WHEREAS, Contractor's bid was the lowest responsive bid received by the City.

NOW, THEREFORE, THE CITY OF NORTH PLAINS RESOLVES AS FOLLOWS:

Section 1. The City hereby awards the contract for the work included in the Bid Documents, limited to Schedule A and Schedule B, to Contractor, and exercises its right not to proceed with Schedule C and Schedule D.

Section 2. The City Manager is hereby authorized to execute an agreement substantially in the form of the Draft Contract, for the improvements as provided in Schedule A and Schedule B of the Bid Documents, on behalf of the City.
Section 3. This Resolution is and shall be effective from and after its enactment by the City Council.

INTRODUCED AND ADOPTED this 14th day of August, 2019.

CITY OF NORTH PLAINS, OREGON

[Signature]
Teri Lenahan, Mayor

ATTEST:

[Signature]
Lori Lesmeister, City Recorder