

RESOLUTION NO. 16-2010

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON,  
AUTHORIZING ADDITIONAL WORK FOR THE NE SEWER EXTENSION PROJECT AND  
PROVIDING ADDITIONAL PROJECT CONTINGENCY.**

**WHEREAS**, the City of Milwaukie has undertaken a project in cooperation with Clackamas County and the Oregon Department of Environmental Quality (DEQ) to provide wastewater service in the unincorporated area known through its Urban Growth Management Agreement (UGMA) as Dual Interest Area "A"; and

**WHEREAS**, the project was approved for funding in the 2009/2010 budget; and

**WHEREAS**, the project was approved for funding by the Clean Water State Revolving Fund by the Oregon Department of Environmental Quality (DEQ); and

**WHEREAS**, the project was approved for funding by the American Recovery and Reinvestment Act (ARRA-Federal Economic Stimulus Program); and

**WHEREAS**, K & R Plumbing Construction was awarded the construction contract in accordance with City, State and Federal requirements; and

**WHEREAS**, the construction cost for the project was awarded at amount far less than anticipated, resulting in unallocated ARRA funds available to the project of about \$600,000; and

**WHEREAS**, the City has additional sewer needs associated with the NESE project that will cost about \$500,000 located at King Road and Wichita Ave (change order 1) and in Brookside Dr (change order 2); and

**WHEREAS**, retaining the ARRA funding level provides the City with contingency to fund cost increases that may be incurred during construction; and

**WHEREAS**, DEQ has requested that the City either provide a plan for expending the unallocated ARRA funds or return the funds to DEQ; and

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Milwaukie requests DEQ to add sewer work designated as change orders 1 and 2 to the City's NESE project (Loan R06655).

Introduced and adopted by the City Council on February 2, 2010.

This resolution is effective on February 3, 2010.

  
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Jeremy Ferguson, Mayor

ATTEST:

APPROVED AS TO FORM:  
Jordan Schrader Ramis PC

  
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Pat DuVal, City Recorder

  
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City Attorney