



**COUNCIL RESOLUTION No. 12-2023**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON, ACTING AS THE LOCAL CONTRACT REVIEW BOARD, APPROVING THE AWARD OF A CONTRACT FOR CONSTRUCTION OF THE WASTEWATER SYSTEM IMPROVEMENTS (CIP2021-X39) TO MCDONALD EXCAVATING, INC.**

WHEREAS the city’s fiscal year 2023-2028 Capital Improvement Plan (CIP) identified the Wastewater System Improvements and the Home Avenue & Wood Avenue Improvements as a priority to improve sanitary sewer infrastructure, and

WHEREAS resources to construct these improvements were identified within the city’s 2023-2024 biennium budget, and

WHEREAS the Milwaukie Urban Renewal Plan adopted in 2016 and 5-Year Action Plan (2023-2027) adopted in 2022 specifies tenant improvements monies to help property owners in attracting businesses to locations that are costly to renovate and incentivize new retail and restaurant businesses to locate within the urban renewal area, and

WHEREAS the mobile food units at the Milwaukie Station Food Cart Pod require the installation of infrastructure for the sanitary removal of wastewater, and

WHEREAS the city’s engineering department determined combining these improvements into one contract was in the city’s best interest, and

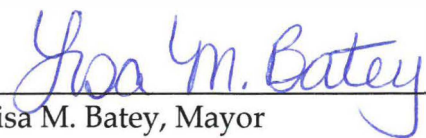
WHEREAS a formal competitive bid process following Public Contracting Rule 40 was completed, and

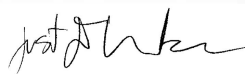
WHEREAS McDonald Excavating, Inc. was the lowest responsive and responsible bidder.

**Now, Therefore, be it Resolved** by the City Council of the City of Milwaukie, Oregon, that the city manager is authorized to execute a contract with McDonald Excavating, Inc. for construction of the Wastewater System Improvements project, to waive any irregularities, and the city engineer or assistant city engineer is authorized to administer the project in accordance with the project specifications with a project authorization of \$883,000.00.

Introduced and adopted by the City Council on **March 7, 2023**.

This resolution is effective immediately.

  
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Lisa M. Batey, Mayor

APPROVED AS TO FORM:  
  
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Justin D. Gericke, City Attorney

ATTEST:  
  
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Scott S. Stauffer, City Recorder