

CITY OF MAPLE VALLEY, WASHINGTON

RESOLUTION NO. R-20-1448

A RESOLUTION OF THE CITY OF MAPLE VALLEY, WASHINGTON, DIRECTING THE CITY MANAGER TO MOVE FORWARD WITH CONSTRUCTION OPTION 2, REJECTING ALL BIDS OPENED ON APRIL 16, 2020 FOR THE WITTE ROAD IMPROVEMENT PROJECT (T-28B PHASE 2); READVERTISING BID SCHEDULES B, C, AND D FOR 2020 CONSTRUCTION; PREPARATION OF BID SCHEDULE A FOR ELEGIBILITY FOR A POTENTIAL FEDERAL INFRASTRUCTURE STIMULUS GRANT FOR CONSTRUCTION IN 2021; APPROVING ADDITIONAL APPROPRIATION TO FUND THE PROJECT; AND AUTHORIZING THE CITY MANAGER TO EXECUTE PROFESSIONAL SERVICE AGREEMENTS RELATED TO THE PROJECT.

WHEREAS, the City Council of the City of Maple Valley directed staff to manage the design and construction of the Witte Road Improvement Project from SE 249th Place to SE 256th Street (T-28b Phase 2); and

WHEREAS, SE Witte Road between SE 249th Place and SE 256th Street is an unimproved section of a City arterial identified in the adopted Six Year Transportation Improvement Plan; and

WHEREAS, the City, in accordance with the Notice to Contractors for the T-28b Phase 2 project, identified Active Construction, Inc. as the lowest, responsive and responsible bidder with a bid in the amount of \$4,603,603; and

WHEREAS, staff presented 2 options to the City Council for consideration; Option 1 included awarding the bid to Active Construction, Inc. and moving forward with all phases of construction while Option 2 included rejecting all bids, re-bidding the project to move forward with only certain limited construction schedules in anticipation of the ability to receive federal stimulus monies for the larger project; and

WHEREAS, the City Council has selected Option 2 to reject all bids opened on April 16, 2020 for the Witte Road Improvement Project bid advertisement; re-advertise Schedules B, C, and D for 2020 construction; prepare Bid Schedule A for eligibility for a potential federal infrastructure stimulus grant; and

WHEREAS; the 2020 adopted budget allocates \$340,000 for the Witte Road Improvement Project from SE 249th Place to SE 256th Street (T-28b Phase 2); and

WHEREAS, the City has been awarded \$225,000 from the King County Flood Control District, \$75,000 from the Department of Ecology Water Quality Grant; \$20,000 from the King County Water Quality Grant; and \$335,000 from the King County Sub-regional Opportunity Fund for a total grant allocation of \$655,000; and

WHEREAS, in anticipation of the Witte Project, the City solicited Requests for Qualifications from four qualified firms selected from the MRSC Roster in which KBA, Inc. was selected as the most qualified firm to provide construction management for the Project; and

WHEREAS, Amendment 6 to the professional services agreement C-18-1472 with PBS, Engineering and Environmental, Inc. requires additional funds to compensate for unanticipated coordination costs with utilities and permitting, and to provide engineering support during construction.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MAPLE VALLEY, WASHINGTON, DO RESOLVE AS FOLLOWS:

Section 1. Rejection of Bids. The City Council hereby rejects all bid opened on April 16, 2020 for the Witte Road Improvement Project T-28b Phase 2.

Section 2. Authorization. The City Manager is hereby authorized to re-advertise Bid Schedules B, C, and D for 2020 construction.

Section 3. Authorization. The City Manager is hereby authorized to prepare Bid Schedule A for eligibility for a potential federal infrastructure stimulus grant.

Section 3. Authorization. The City Manager is hereby authorized to increase the T-28b Phase 2 total project budget to \$2,050,000 and to include this amount in the City's mid-year 2020 budget amendments to be adopted by Council in which the City anticipates \$1.35M in grant and utility reimbursements.

Section 4. Authorization. The City Manager is hereby authorized to execute a Professional Services Agreement with KBA, Inc. to provide professional services construction management for the T-28b Phase 2 Project in an amount "not to exceed" \$232,000 and administer a management reserve (10%) in the amount of \$23,200. A copy of Professional Services Agreement C-20-1722 has been filed with the City Clerk and identified with Clerk's Receiving No. 3186.

Section 5. Authorization. The City Manager is hereby authorized to execute Professional Services Contract Amendment No. 6 with PBS Engineering and Environmental, Inc., to provide additional engineering services for the T-28b Phase 2 project totaling \$177,380 for a new total not to exceed amount of \$419,341. A copy of Professional Services Contract C-18-1472 Amendment No. 6 has been filed with the City Clerk and identified with Clerk's Receiving No.3185.

PASSED BY THE CITY COUNCIL AT A SPECIAL MEETING THEREOF ON THE 11th DAY OF MAY 2020.

Sean Kelly, Mayor

ATTEST:

Shaunna Lee-Rice, City Clerk

APPROVED AS TO FORM:

Patricia Taraday, City Attorney