

**ORDINANCE NO. 1521**

**AN ORDINANCE AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE A CONTRACT WITH CLACKAMAS CONSTRUCTION, INC. FOR THE SOUTH IVY STREET SANITARY SEWER PUMPING STATION IMPROVEMENT PROJECT; AND DECLARING AN EMERGENCY.**

**WHEREAS**, the City of Canby has heretofore advertised and received bids for the South Ivy Street Sanitary Sewer Pumping Station Improvements; and

**WHEREAS**, the notice of call for bids was duly and regularly published in the Oregon Daily Journal of Commerce on December 16, 2019; and

**WHEREAS**, ten bids were received and opened at 2:00 PM on January 9<sup>th</sup>, 2020 in the City Hall Conference Room which included the following bids:

	<b><i>BIDDER</i></b>	<b><i>TOTAL BID</i></b>
<b><i>1</i></b>	<b><i>Clackamas Construction, Inc.</i></b>	<b><i>\$588,861.25</i></b>
<b><i>2</i></b>	<b><i>Lee Contractors, LLC</i></b>	<b><i>\$637,400.00</i></b>
<b><i>3</i></b>	<b><i>C &amp; M Excavation &amp; Utilities, LLC</i></b>	<b><i>\$686,410.00</i></b>
<b><i>4</i></b>	<b><i>Canby Excavating, Inc.</i></b>	<b><i>\$691,710.00</i></b>
<b><i>5</i></b>	<b><i>R. L. Reimers Co.</i></b>	<b><i>\$704,884.00</i></b>
<b><i>6</i></b>	<b><i>Trench Line Excavation, Inc.</i></b>	<b><i>\$739,900.00</i></b>
<b><i>7</i></b>	<b><i>Clark &amp; Sons Excavating, Inc.</i></b>	<b><i>\$742,230.00</i></b>
<b><i>8</i></b>	<b><i>Emery &amp; Sons Construction Group</i></b>	<b><i>\$748,757.00</i></b>
<b><i>9</i></b>	<b><i>McClure &amp; Sons, Inc.</i></b>	<b><i>\$759,223.00</i></b>
<b><i>10</i></b>	<b><i>Stettler Supply Company</i></b>	<b><i>\$865,509.00</i></b>

**WHEREAS**, the Canby City Council, acting as the City's Contract Review Board, met on Wednesday, January 15, 2020, and considered the bids and reports and recommendations of the City staff, including the staff recommendation that the low responsive bid be selected; and

**WHEREAS**, the Notice of Intent to Award as required by ORS 279C.375 was issued on January 10, 2020, and provides seven days notice before the contract award can be made, and

**WHEREAS**, the Canby City Council determined that the low responsive bid was that of Clackamas Construction, Inc.; now therefore

**THE CITY OF CANBY ORDAINS AS FOLLOWS:**

Section 1. Upon expiration of the seven day period to appeal the award by January 17, 2020 without appeal, the City Administrator is hereby authorized and directed to make, execute, and declare in the name of the City of Canby and on its behalf, an appropriate contract with Clackamas Construction, Inc. for the South Ivy Street Sanitary Sewer Pumping Station Improvement project, for the bid amount of \$588,861.25. A copy of the contract form with Clackamas Construction, Inc. is attached herein.


Section 2. Due to the need to provide continuous sanitary sewer treatment and effluent disposal, an emergency is hereby declared to exist, and this ordinance shall therefore take effect immediately upon its enactment after final reading.

**SUBMITTED** to the Canby City Council and read the first time at a regular meeting thereof on Wednesday, January 15, 2020 and ordered posted in three (3) public and conspicuous places in the City of Canby as specified in the Canby City Charter, and to come before the City Council for final reading and action at a regular meeting thereof on Wednesday, February 5, 2020, commencing at the hour of 7:00 PM in the Council Meeting Chambers located at 222 NE 2nd Avenue, Canby, Oregon.


  
\_\_\_\_\_  
Melissa Bisset, CMC  
City Recorder

**PASSED** on second and final reading by the Canby City Council at a regular meeting thereof on the 5th day of February 2020 by the following vote:

YEAS 6 NAYS 0

  
\_\_\_\_\_  
Brian Hodson, Mayor

ATTEST:

  
\_\_\_\_\_  
Melissa Bisset, CMC  
City Recorder

**AFFIDAVIT OF POSTING**

**STATE OF OREGON**            )  
  )  
**County of Clackamas**        )  
  )  
**CITY OF CANBY**                )

ss:

I, Melissa Bisset, being first duly sworn, depose and say that I am the City Recorder for the City of Canby, Clackamas County, Oregon, a City duly incorporated under and by virtue of the laws of the State of Oregon.

That on the 15<sup>th</sup> day of January, 2020 the Council for said City of Canby held a Regular City Council Meeting, at which meeting Ordinance No. 1521 was read for the first time and passed by the vote of said Council and was then and there ordered posted in at least three (3) public and conspicuous places in said City for a period of five (5) days prior to the second reading and final vote on said Ordinance, as provided in Section 2 of Chapter 8 of the Charter of the City of Canby, and

Thereafter, on the 16<sup>th</sup> day of January, 2020, I personally posted said Ordinance in the following four (4) conspicuous places, all within the said City of Canby, to wit:

- 1.     Canby Civic Building Bulletin Board (Upstairs)
- 2.     Canby Civic Building Bulletin Board (Downstairs)
- 3.     Canby Post Office
- 4.     City of Canby Web Page

That since said posting on the date aforesaid, the said Ordinance will remain posted in the said four (4) public and conspicuous places continuously for the period of five (5) days and until the very 5<sup>th</sup> day of February, 2020.

Melissa Bisset  
Melissa Bisset, City Recorder

Subscribed and sworn to before me this 21 day of January, 2020.

Erin Elizabeth Burckhard  
Notary Public For Oregon  
My Commission Expires: 9/4/2022

