



Legislation Passed April 13, 2010

The Tacoma City Council, at its regular City Council meeting of April 13, 2010, adopted the following resolutions and/or ordinances. The summary of the contents of said resolutions and/or ordinances are shown below. To view the full text of the document, click on the bookmark at the left of the page.

Purchase Resolution No. 38011

Awarding contracts to:

1. Exeltech Consulting, Inc., in the amount of \$35,652.90, sales tax not applicable, for a cumulative total of \$820,778.61, budgeted from the Tacoma Rail Mountain Division Capital Projects Fund, to increase the contract for additional geotechnical and special inspection services for the Nisqually River Trestle Repair Project through June 30, 2010 – Specification No. PW07-0904F; and
2. Osmose Railroad Services, Inc., in the amount of \$265,000.00, including sales tax, for a cumulative total of \$838,270.85, budgeted from the Tacoma Rail Mountain Division Capital Projects Fund, to increase the contract for additional project work for repairs to the Puyallup River Trestle – Specification No. PW09-0055F.

Resolution No. 38012

Declaring surplus a 7,835-square-foot tract of frontage land located along Canyon Road East, and approving the conveyance of the property to Pierce County for the Canyon Road East road improvement project.



RESOLUTION NO. 38011

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A RESOLUTION related to the purchase of materials, supplies or equipment, and the furnishing of services; authorizing the appropriate City officials to enter into contracts and, where specified, waiving competitive bidding requirements, authorizing sales of surplus property, or increasing or extending existing agreements.

WHEREAS the City has complied with all applicable laws governing the acquisition of those supplies, and/or the procurement of those services, inclusive of public works, set forth in the attached Exhibit "A," which Exhibit is incorporated herein as though fully set forth, and

WHEREAS the Board of Contracts and Awards has reviewed the proposals and bids received by the City, and the Board has made its recommendation as set forth in Exhibit "A," and

WHEREAS the Board of Contracts and Awards has also made its recommendations as to entering into purchasing agreements with those governmental entities identified in Exhibit "A"; Now, Therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TACOMA:

That the Council of the City of Tacoma does hereby concur in the findings and recommendations of the Board of Contracts and Awards set forth in the attached Exhibit "A," and does hereby approve and authorize the:

(X) A. Procurement of those supplies, services, and public works recommended for acceptance in the attached Exhibit "A";

() B. Rejection of those bids and/or proposals that are recommended for rejection in the attached Exhibit "A";

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() C. Entry into the proposed purchasing agreement with those governmental entities identified in the attached Exhibit "A," which proposed agreement is on file in the office of the City Clerk;

() D. Waiver of competitive bidding procedures in those instances, as set forth in Exhibit "A," in which it is impracticable to obtain supplies or public works improvements by competitive bid, or in those instances in which supplies and/or public works are available from a single source.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:



City Attorney

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City of Tacoma
Public Works Department

EXHIBIT "A" 38011
RESOLUTION NO.: _____
ITEM NO.: 1
MEETING DATE: APRIL 13, 2010

DATE: March 24, 2010
TO: Board of Contracts and Awards
SUBJECT: Increase to Consultant Contract for Nisqually River Trestle (near Elbe) Repair Budgeted from PW TRMD Capital Projects Fund, 4120-CAPTL, Request for Qualifications PW07-0904F Contract No. 4600004690

RECOMMENDATION: The Public Works Engineering Division requests approval to increase Contract 4600004690 to **Exeltech Consulting, Inc., Lacey, WA**, by \$35,652.90, sales tax not applicable, for additional geotechnical and special inspection services. This increase will bring the contract to a cumulative total of \$820,778.61, sales tax not applicable.

EXPLANATION: The Nisqually River Trestle project is replacing the approaches washed out during the December 2006 storm event. The approaches are being replaced with two new ballasted deck steel girder spans. This amendment is a result of difficult pile driving conditions and unanticipated bolt inspection results, each encountered during project construction. Both of these issues led to additional on site assistance from the design team's geotechnical consultant and its special inspection contractor, respectively.

COMPETITIVE BIDDING: This contract was originally awarded to Exeltech Consulting, Inc., as a result of Request for Qualifications Specification No. PW07-0904F in April 2008. The contractor has agreed to increase the contract at the same prices, terms, and conditions as the original contract.

CONTRACT HISTORY: The initial contract was for \$785,125.71, per Resolution #37415 on March 18, 2008. This increase will bring the contract to a cumulative total of \$820,778.61, sales tax not applicable, through June 30, 2010. This is the second amendment to the contract. The first amendment in August 2009 extended the contract termination date.

FUNDING: Funds for this are available in the PW TRMD Capital Projects Fund, 4120-CAPTL.

PROJECT ENGINEER/COORDINATOR: Kurtis Kingsolver P.E., Engineering Division, 253-591-5269.

Richard E. McKinley
Public Works Director

cc: Jim Wilkerson, Purchasing Analyst
Percy Jones, HUB
Peter Guzman, LEAP
Chris Storey, PW Engineering/Special Projects

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City of Tacoma
Public Works Department

EXHIBIT "A" 38011
RESOLUTION NO.: _____
ITEM NO.: 2
MEETING DATE: APRIL 13, 2010

DATE: March 29, 2010
TO: Board of Contracts and Awards
SUBJECT: Trestle Repairs (WA278)
Budgeted from PW TRMD Capital Projects Fund 4120 - CAPTL
Request for Bids PW09-0055F
Contract No. 4600005631

RECOMMENDATION: Public Works Construction Division requests approval to increase Contract 4600005631 to **Osmose Railroad Services, Inc., Madison, WI**, by \$265,000.00, including sales tax, for additional project work. This increase will bring the contract to a cumulative total of \$838,270.85, including sales tax.

EXPLANATION: The original contract was for repairs to the Puyallup River Trestle. An increase is required due to the additional costs arising from clarification of environmental documentation, additional gusset plate repairs, and repairing a crack in the west abutment of the bridge.

COMPETITIVE BIDDING: This contract was originally awarded to **Osmose Railroad Services, Inc.** as a result of Request for Bids Specification No. PW09-0055F in June 2009. The contractor has agreed to extend the contract at the same prices, terms, and conditions as the original contract.

CONTRACT HISTORY: The original contract for \$573,270.85, including sales tax, was approved by City Council Resolution 37809 on June 16, 2009. This increase will bring the contract to a cumulative total of \$838,270.85, including sales tax. This is the first amendment to the contract.

FUNDING: Funds are available in the PW TRMD Capital Projects Fund 4120 - CAPTL

PROJECT ENGINEER/COORDINATOR: Rae Bailey, Public Works Construction Division Manager, 253-591-5488.

Richard E. McKinley
Public Works Director

cc: Chuck Blankenship, Finance/Purchasing
Percy Jones, HUB
Peter Guzman, LEAP
Leigh Starr/Rae Bailey/Travis Tucker/Chris Storey, Public Works Construction Division

RESOLUTION NO. 38012

A RESOLUTION relating to surplus property; declaring certain property owned by the Department of Public Utilities, Light Division, to be surplus; and authorizing the conveyance of the surplus property to Pierce County Public Works and Utility Department for road right-of-way for the Canyon Road East road improvement project.

WHEREAS the City's Department of Public Utilities, Light Division (d.b.a. "Tacoma Power") owns an approximate 7,835-square-foot tract of frontage land located along Canyon Road East in Pierce County ("Property"), and

WHEREAS the Property is part of a larger parcel acquired by Tacoma Power from Tacoma Water, pursuant to Memorandum of Agreement No. 2806, dated July 2, 2007, at a cost of \$4,200,000, for the purpose of developing the South Service Center, and

WHEREAS Tacoma Power desires to have Pierce County's ("County") Canyon Road East road improvement project construct a fourth approach at the east side of the intersection of Canyon Road East and Military Road East instead of the existing three-leg configuration, as originally designed by the County, and

WHEREAS Tacoma Power, with consent from Tacoma Water, desires to dedicate the Property to Pierce County for road right-of-way, slope easements, and grant a driveway reconstruction permit for construction of the Canyon Road East road improvement project and maintaining the roadway, drainage systems, and other appurtenances, and

WHEREAS Tacoma Power has determined that the Property is surplus to its needs and is not required for providing continued public utility service; Now, Therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TACOMA:

Section 1. That the 7,835-square-foot tract of frontage land, located along Canyon Road East in Pierce County, Washington, is not essential to the needs of the City, is not required for providing continued public utility service, and is hereby declared surplus property pursuant to RCW 35.94.040.

Section 2. That the proposed conveyance of the surplus property, located along Canyon Road East in Pierce County, Washington, is hereby approved.

Section 3. That the proper officers of the City are authorized to execute the necessary documents for this transaction, said documents to be substantially in the form of the proposed documents on file in the office of the City Clerk.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

Chief Deputy City Attorney