

**RESOLUTION 2011-23**

**A RESOLUTION OF THE CITY OF GARIBALDI ACTING AS LOCAL CONTRACT REVIEW BOARD ADOPTING FINDINGS ON COMPETITIVE BIDS RECEIVED FOR THE HIGHWAY 101 (GARIBALDI AVE.) 12<sup>TH</sup> STREET TO 10<sup>TH</sup> STREET SIDEWALK AND BICYCLE LANE PUBLIC IMPROVEMENT PROJECT; AND REJECTING ALL BIDS**

**WHEREAS**, the City of Garibaldi advertised for bids on the Oregon Coast Highway 101 (Garibaldi Ave.) Sidewalk and Bicycle Lane Improvements 12<sup>th</sup> To 10<sup>th</sup> Street (PROJECT) and received two responsive bids by the extended closing date of August 31<sup>st</sup>, 2011; and

**WHEREAS**, the city budget approved for the Project in FY 2011-2012 was in the amount of no more than \$144,000; and

**WHEREAS**, the lowest bid received exceeds the engineer's estimate and the available budget; and

**WHEREAS**, negotiating with the lowest bidder to perform value engineering is not an approach that appears likely to assist the City in meeting true costs for this Project.

**NOW, THEREFORE, THE COMMON COUNCIL OF THE CITY OF GARIBALDI RESOLVES AS FOLLOWS:**

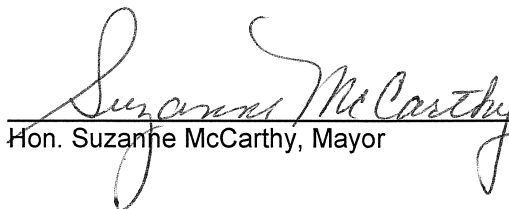
**Section 1.** The Council finds that the facts as stated in the recitals to this Resolution are true and that based thereon:

- A. All bids exceed the engineer's estimate and the available budget.
- B. Funds available from state grants will likely be extended so that the Project may still be accomplished at a later date.
- C. Rejecting all bids and delaying the Project will allow time to re-evaluate the Project budget and engineer's estimate, all in the public interest.

**Section 2.** The Council therefore directs that all bids related to the Project be rejected and no award made. Notice to bidders shall be provided accordingly.

**Section 3.** This resolution shall be effective as of the date of its adoption by the City Council.

**PASSED BY THE COMMON COUNCIL AND APPROVED BY THE MAYOR**, this 19<sup>th</sup> day of September 2011.

  
Hon. Suzanne McCarthy, Mayor

ATTEST:

  
John O'Leary, City Manager