

City Motto: HIGH Tech, HIGHER Education, HIGHEST Quality of Life

City Mission Statement: The mission of the City of Pullman is to provide the highest quality of life through essential infrastructure, public safety, recreation, and welcoming growth within the constraints of fiscally responsible government.

The Pullman City Council welcomes you to tonight's meeting. The Council appreciates and encourages public participation. For regular agenda items, an opportunity for public comment is usually provided after the staff report. However, the formality of procedures varies with the purpose and subject of the agenda item; therefore, the Mayor may exercise discretion in deciding when to allow public comment during the course of the proceedings and limitations will be placed on the time allowed for comments. Citizens wishing to comment on business which is not on the agenda will be provided the opportunity to do so under NEW BUSINESS. If you plan to address the Council, you will find a list of "Tips for Addressing the Council" on the public information table in the City Council Chambers. Thank you for your interest in City government.

A. Roll Call: \_\_\_\_\_ Francis Benjamin                      \_\_\_\_\_ Barney Waldrop  
                                 \_\_\_\_\_ Keith Bloom                      \_\_\_\_\_ Nathan Weller  
                                 \_\_\_\_\_ Ann Heath                      \_\_\_\_\_ Pat Wright  
                                 \_\_\_\_\_ Bill Paul

B. Announcements

C. Consent Agenda

The items listed under the Consent Agenda are considered to be routine in nature and will be enacted by a single motion of the Council without separate discussion. If separate discussion is desired, that item may be removed from the Consent Agenda and placed on the Regular Agenda by Council action.

### Motions

1. Dispense with the reading of the minutes of the regular meeting of August 11, 2009, and approve them as submitted.
2. A motion to ratify Change Order No. 1 on Contract No. 09-11, Rocky Way Barrier.
3. A motion to ratify Change Order No. 1 on Contract No. 09-01, Sidewalks 2009.

4. A motion to ratify Change Order No. 1 to Contract No. 09-12, College Hill Arterial Reconstruction.
5. A motion to authorize the exchange of property used for performance security for Paradise Hills Subdivisions No. 4 and No. 5.
6. A motion to authorize the exchange of property used for performance security for Barclay Estate Subdivision No. 1.
7. A motion to approve the extension of an interlocal agreement with Pullman School District No. 267 for the operation of the Pullman Aquatic & Fitness Center.

#### **Resolutions**

8. Resolution No. R-48-09 - A RESOLUTION DECLARING CERTAIN PROPERTY SURPLUS TO THE NEEDS OF THE CITY OF PULLMAN AND AUTHORIZING THE TRANSFER OR DESTRUCTION OF SAID PROPERTY.
9. Resolution No. R-49-09 - A RESOLUTION ACCEPTING THE BID OF ACE ELLIOTT LAND FOR SKYLINE BASE STATION ELECTRICAL UPGRADES (BASE BID AND BID ALTERNATE #1) AND AUTHORIZING EXECUTION AND DELIVERY OF THE CONTRACT FOR SAID PROJECT.
10. Resolution No. R-50-09 - A RESOLUTION ACCEPTING THE BID OF WESTERN STATES CONSTRUCTION, INC. FOR WELLHOUSE #8/BOOSTER #10 AND AUTHORIZING EXECUTION AND DELIVERY OF THE CONTRACT FOR SAID PROJECT.

#### **D. Regular Agenda**

##### **Motion**

11. A motion to ratify a labor agreement for 2009 with the International Association of Firefighters Local 1892.

##### **Discussions**

12. Water and Sewer Financial Plan and Rate Study
13. Draft College Hill Core Neighborhood Plan

#### **E. New Business**

Members of the public may bring items of new business to the attention of the Council under this agenda item. However, we strongly encourage advising the Mayor or City Supervisor of your intention prior to the meeting to ensure the item is properly an item of new business and, if not, if the matter could be addressed in some other manner.

F. Tentative Council Agenda for September 1, 2009 - Canceled

Tentative Council Agenda for September 8, 2009  
Passenger Rail for Eastern Washington Discussion  
College Hill Neighborhood Plan Discussion  
Motion on Stormwater Field Technician

Tentative Planning Commission Agenda for August 26, 2009  
Canceled

Tentative Planning Commission Agenda for Special Meeting of  
September 9, 2009  
College Hill Core Neighborhood Plan  
Mader Land Prezone Proposal

Tentative Board of Adjustment Agenda for September 21, 2009  
No business at this time

THE COUNCIL CHAMBERS ARE ACCESSIBLE TO PERSONS WITH DISABILITIES. PERSONS REQUIRING SPECIAL ACCOMMODATIONS, SHOULD CONTACT THE FINANCE DEPARTMENT BEFORE 5:00 P.M. THE MONDAY PRECEDING THE COUNCIL MEETING. THE FINANCE DEPARTMENT IS LOCATED ON THE FIRST FLOOR OF CITY HALL, 325 SE PARADISE STREET, PULLMAN, WA 99163. TELEPHONE NUMBER 338-3209 or 338-3208, FAX NUMBER 334-2751, ADD NUMBER 7-1-1.



MINUTES OF THE CITY COUNCIL  
OF THE CITY OF PULLMAN  
AUGUST 11, 2009

**Roll Call**

A regular meeting of the City Council of the City of Pullman was held on August 11, 2009, at 7:30 p.m. in Council Chambers, City Hall, Pullman, Washington with the following present:

Glenn A. Johnson	Mayor
Jane Joyce	Deputy City Clerk
Francis Benjamin	Councilmember
Keith Bloom	Councilmember
Ann Heath	Councilmember
Bill Paul	Councilmember
Barney Waldrop	Councilmember
Nathan Weller	Councilmember
Pat Wright	Councilmember

**Call to Order**

Mayor Johnson called the regular meeting to order at 7:30 p.m.

**Announcements**

Mayor Johnson made four announcements.

**Confirmation of  
Appointment**

**Planning Commission**

Mayor Johnson announced that he has appointed Chud Wendle, 1530 NW Nicole Ct., to a term on the Planning Commission expiring December 31, 2014. He introduced Mr. Wendle to the Council and audience. Councilmember Waldrop moved, Councilmember Wright seconded to confirm the appointment. The motion carried unanimously.

**ORDER OF BUSINESS**

Approval of Recommendations of Consent Agenda Items

**CONSENT AGENDA**

Mayor Johnson reviewed the items on the Consent Agenda with the Council and audience. He stated that items listed on the Consent Agenda are considered to be routine in nature and will be enacted by a single motion of the Council without separate discussion. If separate discussion is desired, that item may be removed from the Consent Agenda and placed on the Regular Agenda by Council request. Councilmember Wright moved, Councilmember Benjamin seconded to read the items on the Consent Agenda by title only.

Motion Carried.

City Attorney McAloon read the items on the Consent Agenda by title only. Mayor Johnson asked if there were any requests for removal of items from the Consent Agenda from either the Council or audience. There were none. Councilmember Paul moved, Councilmember Benjamin seconded to adopt the Consent Agenda as presented.

Motion Carried.

### Motions

- |  |    |  |
|--|----|--|
| Minutes - July 21, 2009  | 1. | The Council dispensed with the reading of the minutes of the regular meeting of July 21, 2009, and approved them as submitted.   |
| Accounts Payable, Payroll, and Electronic Transfers - August, 2009 | 2. | The Council approved disbursements represented by accounts payable checks numbered _____ through _____ totaling \$_____ inclusive, payroll checks numbered _____ through _____ totaling \$_____ inclusive, and electronic transfers totaling _____ and directed that they be paid upon approval of the Auditing Officer and Audit Committee. |

### Resolutions

- |  |    |   |
|--|----|---|
| Resolution No. R-45-09 - School District/Transit Agreement | 3. | Resolution No. R-45-09<br><br>A RESOLUTION AUTHORIZING THE 2009-2010 SCHOOL YEAR SERVICE EXTENSION FEE AGREEMENT BETWEEN THE CITY OF PULLMAN AND THE PULLMAN SCHOOL DISTRICT NO. 267 FOR THE PURPOSE OF PROVIDING TRANSPORTATION FOR STUDENTS ON THE PULLMAN TRANSIT SYSTEM.<br><br>Resolution No. R-45-09 was adopted unanimously. |
| Resolution No. R-46-09 - Official Newspaper                | 4. | Resolution No. R-46-09<br><br>A RESOLUTION ACCEPTING THE BID OF THE <u>MOSCOW-PULLMAN DAILY NEWS</u> FOR LEGAL PUBLICATIONS AND AUTHORIZING THE DESIGNATION OF THE <u>MOSCOW-PULLMAN DAILY NEWS</u> AS THE OFFICIAL NEWSPAPER OF THE CITY OF PULLMAN.<br><br>Resolution No. R-46-09 was adopted unanimously.                        |

## REGULAR AGENDA

### Ordinances and Resolution

Ordinance No. 5a. Mayor Johnson announced that an ordinance had  
09-19 - Combining been prepared combining the water system and  
Water System sewerage system utilities into one utility. City  
and Sewerage Attorney McAloon presented the staff report.  
System Utilities

Ordinance No. 09-19 by title only reads as follows:

AN ORDINANCE OF THE CITY OF PULLMAN, WASHINGTON, COMBINING ITS WATER SYSTEM UTILITY AND SEWERAGE SYSTEM UTILITY PURSUANT TO RCW 35.67.331 AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

Councilmember Bloom moved, Councilmember Heath seconded to adopt Ordinance No. 09-19. The motion carried unanimously.

Ordinance No. 5b. Mayor Johnson announced that an ordinance had  
09-20 - Bond been prepared adopting a bond ordinance for the  
Ordinance Airport Fire Flow Project and Well #8/Booster #10  
Projects. City Attorney McAloon presented the staff report.

Jack McLaughlin, D.A. Davidson, gave a presentation on the bond ordinance stating that Pullman has a AA- rating. He stated that Pullman operates a good utility. He advised the City had received a good interest rate. Mayor Johnson thanked Public Works Director Workman and his staff on the rating of Pullman's water system.

Jeff Nave, Foster Pepper PLLC, stated that the amount of the bonds had been increased by \$10,000 from the original ordinance that was in their packet. He also stated that there had been several small changes to the ordinance and he explained the changes.

Ordinance No. 09-20 by title only reads as follows:

AN ORDINANCE OF THE CITY OF PULLMAN, WASHINGTON, SPECIFYING, ADOPTING AND ORDERING THE CARRYING OUT OF PLAN OF ADDITIONS TO AND BETTERMENTS AND EXTENSIONS OF THE CITY'S WATERWORKS UTILITY; PROVIDING FOR THE ISSUANCE OF \$2,685,000 PRINCIPAL AMOUNT OF WATER AND SEWER REVENUE BONDS, 2009, OF THE CITY FOR THE PURPOSE OF

PROVIDING FUNDS TO PAY PART OF THE COST OF ACQUIRING, CONSTRUCTING AND INSTALLING OF IMPROVEMENTS TO THE CITY'S WATER SYSTEM; FIXING THE DATE, INTEREST RATES, FORM, MATURITIES, TERMS, COVENANTS AND USE OF THE PROCEEDS OF THE BONDS; CREATING AND ADOPTING CERTAIN FUNDS AND ACCOUNTS; PROVIDING FOR THE SALE AND DELIVERY OF THE BONDS TO D.A. DAVIDSON & COMPANY OF SPOKANE, WASHINGTON; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

Councilmember Heath moved, Councilmember Bloom seconded to adopt Ordinance No. 09-20. The motion carried unanimously.

Mayor Johnson announced that the Council would take a five-minute recess to sign the ordinance. He adjourned the meeting at 7:48 p.m. He reconvened the meeting at 7:52 p.m.

Resolution No. 5c.  
R-47-09 - Fire Flow  
System Contract

Mayor Johnson announced that a resolution had been prepared to award the Pullman-Moscow Regional Airport Fire Flow System. Public Works Director Workman presented the staff report stating that the bid was being awarded to Motley-Motley, Inc.

Resolution No. R-47-09 by title only reads as follows:

A RESOLUTION ACCEPTING THE BID OF MOTLEY-MOTLEY, INC. FOR PULLMAN-MOSCOW REGIONAL AIRPORT FIRE FLOW SYSTEM AND AUTHORIZING EXECUTION AND DELIVERY OF THE CONTRACT FOR SAID PROJECT.

Councilmember Waldrop moved, Councilmember Bloom seconded to adopt Resolution No. R-47-09. The motion carried unanimously.

Councilmember Bloom stated that this project had been a City Council goal for 2007. It is now a reality. Councilmember Waldrop stated that he appreciates all the help and support they received on this project.

### Ordinance

Ordinance No. 6.  
09-21 - Stormwater

Mayor Johnson announced that an ordinance had been prepared relating to stormwater. Rob Buchert, Stormwater Services Program Manager, presented the staff report stating that an ordinance had been before the Council at the July 21 meeting. The Council asked for revisions to



be made to the ordinance. Those revisions have been made and the ordinance has been sent out for additional comments.

Councilmember Heath stated she would like to see the words "except in the extremely rare cases" in the last whereas removed. City Attorney McAloon agreed with taking out this wording. Councilmember Wright asked about the wording already being implicit in the ordinance. Councilmembers Heath and Wright made additional comments about removing these words from the ordinance. Councilmember Waldrop thanked everyone for their work on this ordinance and stated that the redraft had captured the intent of the City Council.

Councilmember Waldrop asked that the term "Administrator" be defined under 10.31.020 (1) and change the numbers on the rest of the definitions. He also asked that the term (MS4) be moved to the front of the new No. 7. He had some additional suggestions for 10.31.050 including adding "and charity" after resident in (vii). Councilmember Heath and Waldrop discussed definitions and other possible changes. Public Works Director Workman stated he wanted to be sure we are not overly restricting individual car washes. He did not want to see changes affecting the intent of the ordinance. Councilmember Waldrop withdrew one requested change.

Councilmember Waldrop moved, Councilmember Wright seconded to approve these amendments. The motion carried unanimously.

Ordinance No. 09-21 by title only reads as follows:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PULLMAN, WHITMAN COUNTY, WASHINGTON, RELATING TO STORMWATER, ADOPTING REGULATIONS FOR ILLICIT DISCHARGE DETECTION AND ELIMINATION AND ADDING A NEW CHAPTER 10.31 TO TITLE 10 PUBLIC SERVICES AND UTILITIES OF THE PULLMAN CITY CODE AND OTHER MATTERS PROPERLY RELATED THERETO.

Councilmember Paul moved, Councilmember Benjamin seconded to adopt Ordinance No. 09-21. The motion carried unanimously.

Councilmember Waldrop thanked staff for including the public health nuisance approach in the ordinance.

## Motion

Palouse Basin  
Water Summit

7. Mayor Johnson announced that a motion is requested to authorize \$500 as the City's financial contribution to the 5<sup>th</sup> Annual Palouse Basin Water Summit. Public Works Director Workman presented the staff report stating the Summit has been scaled back due to the economy. He advised the Summit will be held at Schweitzer Engineering.

Councilmember Wright moved, Councilmember Benjamin seconded to authorize the payment of \$500 for the Palouse Basin Water Summit. The motion carried unanimously.

## Discussions

Current Economic  
Conditions

8. Mayor Johnson announced that a discussion is scheduled on current economic conditions. City Supervisor Sherman presented the staff report. He gave a history of recessions and went through current economic conditions of the federal government and State of Washington. He stated that Initiative 1033 would be on the November ballot and explained how it would affect the City, if it passes. City Attorney McAloon also gave an update on Initiative 1033.

City Supervisor Sherman gave a presentation on the current status of the City of Pullman. He advised there will be another round of cuts at WSU, but enrollment is expected to be the same or better than last year. SEL is adding employees and doing well. Wal-Mart passed the appeal period without an appeal being filed and he gave an update on the time frame for the building. He gave an update on several businesses that will be opening soon and gave updates on building permits, CIP projects, and Government Buildings. At the end of his presentation he advised that we are better off than a lot of Washington cities. He stated that City staff is closely monitoring the situation.

Councilmember Heath thanked City Supervisor Sherman for the thoroughness of his reports.

Mid-Year  
Financial Report

9. Mayor Johnson announced that the mid-year financial report is scheduled. Interim Finance Director Babbitt presented the report. He presented expenditures to date, compared 2008 and 2009 expenditures, gave year-end projections,

compared 2008 to 2009 mid-year revenues, and capital expenditure history.

Mayor Johnson thanked Interim Finance Director Babbitt for all his work.

**NEW BUSINESS**

Mayor Johnson asked if there was any new business from either the Council or audience. There was none.

**EXECUTIVE SESSION**

Mayor Johnson announced that the Council would adjourn to Executive Session for:

To evaluate the qualifications of an applicant for public employment and to discuss the strategy or position to be taken by the City during the course of collective bargaining or grievance proceedings.

Mayor Johnson adjourned the meeting at 9:00 p.m. and announced that the Council would take a five-minute recess and return after a thirty-minute Executive Session. At 9:35 p.m. Mayor Johnson extended the Executive Session for an additional twenty-five minutes. Mayor Johnson reconvened the regular meeting of the City Council at 10:00 p.m.

**ADJOURNMENT**

Councilmember Bloom moved, Councilmember Wright seconded to adjourn the regular meeting of the City Council.

Motion Carried.

Mayor Johnson adjourned the regular meeting of the City Council at 10:01 p.m.

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Mayor

ATTEST:

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Interim Finance Director

By: \_\_\_\_\_  
Deputy City Clerk



2. A motion to ratify Change Order No. 1 on Contract No. 09-11, Rocky Way Barrier.

NOTES:

# REQUEST FOR COUNCIL ACTION

For Meeting of: 08/25/09

## ACTION REQUESTED:

Ratify approval of Change Order No. 1 to the Rocky Way Barrier contract.

## BACKGROUND:

The scope of contract 09-11, Rocky Way Barrier, provided for the construction of a segmental block retaining wall foundation in certain areas and furnishing and installing Jersey Barrier along the west side of Rocky Way from Water Street toward Grand Avenue. During construction it was recognized that there was an area where block foundation wall was specified, but not required, and another area where block foundation wall had not been specified, but was needed. The contractor was directed to relocate 19 feet of block foundation wall to address this. The additional labor incurred for this move was \$270.00. Change order number one compensates the contractor for this additional labor.

## RECOMMENDATION:

By motion, ratify approval of Change Order No. 1 to contract 09-11, Rocky Way Barrier.

## FISCAL IMPACT:

\$270.00
<u>105.4300.543.10.48.00</u>
BARS Code Number

## SUBMITTED BY:

Name Mark Workman  
Title Public Works Director  
Dept. Public Works

## ATTACHMENTS FOR COUNCIL REVIEW/ACTION:

1. Change Order No. 1

## REVIEWED BY:

	Initial	Date
Department Head	<u>MW</u>	<u>8/17/09</u>
City Supervisor	<u>[Signature]</u>	<u>8-21-09</u>
City Attorney	<u>[Signature]</u>	<u>8-18-09</u>
(As to Form)		

City of Pullman  
**CONTRACT CHANGE ORDER NO. 1**

**Date:** July 23, 2009

**Contract No.:** 09-11

**Contract Title:** Rocky Way Barrier

**To: (Contractor)** M.L. Albright & Sons, Inc.

You are hereby requested to comply with the following changes from the contract plans and specifications:

Item No. (1)	Description of Changes - Quantities, Units, Unit Prices, Change in Completion Schedule, Etc. (2)	Decrease in Contract Price (3)	Increase in Contract Price (4)
1	Additional labor cost to construct barrier foundation as directed by the Engineer		\$270.00
<b>TOTAL INCREASE</b>			<b>\$270.00</b>
<b>Net Change</b>			<b>\$270.00</b>

☒ Price changes for item 1 is lump sum.

Price changes for items in Columns 3 and 4 are estimates; final costs will be based on contract unit — prices and final quantities.

Price changes in Columns 3 and 4 are estimates; this change order work will be performed by force — account.

The sum of \$270.00 is hereby added to the total contract price, and the total adjusted contract price to date thereby is \$21,135.00.

This document will become an amendment to the contract and all provisions of the contract will apply hereto.

Accepted by:   
Contractor's Representative

8-10-09  
Date

Title: Project Manager

Approved by: Mark D. Workman, P.E.  
Director of Public Works

7/28/09  
Date

RECEIVED AUG 12 2009





Consent Agenda

8-25-09

3

3. A motion to ratify Change Order No. 1 on Contract No. 09-01, Sidewalks 2009.

NOTES:

# REQUEST FOR COUNCIL ACTION

For Meeting of: 08/25/09

## ACTION REQUESTED:

Ratify approval of Change Order No. 1 to the Sidewalks 2009 contract.

## BACKGROUND:

See attached Staff Report No. 055.

## RECOMMENDATION:

By motion, ratify approval of Change Order No.1 to Contract 09-01, Sidewalks 2009.

## FISCAL IMPACT:

<u>\$7,193.33</u>	<u>\$15,548.17</u>
<u>401-3400-501.34.48.00</u>	<u>104-4500-595.61.63.00</u>
BARS Code Number	BARS Code Number
<u>\$362.33</u>	
<u>105-4300-595.61.63.00</u>	
BARS Code Number	

## SUBMITTED BY:

Name Mark Workman  
Title Public Works Director  
Dept. Public Works

## ATTACHMENTS FOR COUNCIL REVIEW/ACTION:

1. Staff Report No. 055
2. Change Order No. 1

## REVIEWED BY:

	Initial	Date
Department Head	<u>MW</u>	<u>8/18/09</u>
City Supervisor	<u>WV</u>	<u>8-21-09</u>
City Attorney	<u>May</u>	<u>8-18-09</u>
(As to Form)		



# CITY OF PULLMAN

## Public Works and Planning Departments

325 S.E. Paradise Street, Pullman, WA 99163  
(509) 338-3220 or (509) 338-3213 Fax (509) 338-3282  
[www.pullman-wa.gov](http://www.pullman-wa.gov)

### *MEMORANDUM*

**TO:** Mayor and City Council  
**FROM:** Mark Workman, Public Works Director  
**FOR:** August 25, 2009 City Council Meeting

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#### **Staff Report No. 055**

The scope of contract 09-01, Sidewalks 2009, included the removal and replacement of sidewalk panels to eliminate sidewalk tripping hazards. This is the City's annual sidewalk repair project that typically focuses on one hill each year. This year's project is the third of a three year effort on College Hill and extends from B Street east to Orchard Drive and north to Merman Drive. During the course of this project, certain work items were added to the scope.

The Water Department had a few areas where sidewalk had been removed to facilitate repairs over the last year. These sidewalk sections were consolidated and replaced under this contract at the bid unit prices for a total cost of \$7,193.33, including sales tax. Payment for this work is from the Water Budget of the Utility Fund.

A requirement of the federal stimulus funded College Hill Arterial Reconstruction on College Hill was that all sidewalk ramps be brought up to current ADA standards. This could have been done under the street resurfacing project, but it would have added significant time, paperwork, and inspection requirements to the street resurfacing project, running the completion of that project well into the time when the WSU students are back in Pullman. To avoid that, it was decided to construct the ramp modifications prior to the street resurfacing contract, under the Sidewalks 2009 contract, at bid item costs and at negotiated prices where bid items did not exist. The total cost for this work was \$15,548.17, paid for from the Arterial Street Fund.

A few items of miscellaneous materials were required for the job. The contractor was instructed to supply these materials at a total cost of \$137.33 with payment from the Street Fund.

In a couple locations, sidewalk that had not yet dried was vandalized by someone etching profane words into the surface. The contractor was instructed to grind these areas out at a total cost of \$225.00 with payment from the Street Fund.

The total amount of Change Order No.1 is \$23,103.83.

City of Pullman  
**CONTRACT CHANGE ORDER NO. # 1**

**Date:** 7/22/2009  
**Contract No.:** 09-01  
**Contract Title:** Sidewalks 2009  
**To: (Contractor)** M.L. Albright and Sons, Inc.

You are hereby requested to comply with the following changes from the contract plans and specifications:

Item No. (1)	Description of Changes - Quantities, Units, Unit Prices, Change in Completion Schedule, Etc. (2)	Decrease in Contract Price (3)	Increase in Contract Price (4)
1	Replace sidewalk that had been removed to accommodate Water Department work (Total based on unit prices)		6,672.85
2	Reconstruct ramps and install ADA panels at intersections along the College Hill Arterial Reconstruction project (Total based on unit prices and negotiated prices for work outside original contract.		15,548.17
3	Provide 10 ft of 2 1/2 inch conduit, a new concrete meter box, and a gate valve box (Total is based on material cost)		137.33
4	Grind out profanities that had been etched into new sidewalk ( Total is based on T&M)		225.00
<b>TOTAL DECREASE</b>		<b>\$0.00</b>	
<b>TOTAL INCREASE</b>			<b>\$22,583.35</b>
<b>Net Increase/Decrease</b>			<b>\$22,583.35</b>
<b>Sales Tax at 7.8% (item 1 only)</b>			<b>\$520.48</b>
<b>Total Change to Contract</b>			<b>\$23,103.83</b>

☒ Price changes are lump sum.

Price changes in Columns 3 and 4 are estimates; final costs will be based on contract unit prices - and final quantities.

Price changes in Columns 3 and 4 are estimates; this change order work will be performed by - force account.

The sum of \$23,103.83 is hereby added to the total contract price, and the total adjusted contract price to date thereby is \$48,245.63.

The time provided for completion in the contract is unchanged. This document will become an amendment to the contract and all provisions of the contract will apply hereto.

Accepted by:   
Contractor's Representative

8-5-09  
Date

Title: 8-5-09

Approved by:   
Director of Public Works

7/23/09  
Date

4. A motion to ratify Change Order No. 1 on Contract No. 09-12, College Hill Arterial Reconstruction.

NOTES:

# REQUEST FOR COUNCIL ACTION

For Meeting of: 08/25/09

## ACTION REQUESTED:

Ratify Change Order No. 1 to the College Hill Arterial Reconstruction contract.

## BACKGROUND:

The scope of contract 09-12, College Hill Arterial Reconstruction, provides for reconstructing the street surface of Whitman Street, Maiden Lane, and Opal Street from Grand Avenue to Colorado Street by grinding the existing asphalt, mixing the ground asphalt with the underlying base rock, shaping and compacting the asphalt/crushed rock mixture, and placing new asphalt paving. During the process of grinding and mixing along Maiden Lane a 4-inch natural gas line was hit and damaged in an area where it was only buried 8 inches below the surface. This incident was not the fault of the contractor and Avista had on file evidence of approval from the City from the last time Maiden Lane was paved in the 1980s for the gas line to be at this location (although this was not disclosed until after the incident). Once the gas line was hit, the contractor had to stop work and wait until Avista could stop the leak, a period of several hours. The related standby time for the contractor amounted to \$1,270.67. The contractor was also subsequently directed to perform pot hole investigation along the gas line alignment to ensure that adequate cover was provided throughout the remainder of the project limits at a cost of \$411.99. Change Order No. 1 compensates the contractor for these expenses, a total of \$1,682.66. This project is being funded with American Recovery and Reinvestment Act federal stimulus funds and these expenses are grant eligible.

## RECOMMENDATION:

By motion, ratify approval of Change Order No. 1 to contract 09-12, College Hill Arterial Reconstruction.

## FISCAL IMPACT:

\$1,682.66
104.4566.595.30.63.00
BARS Code Number

## SUBMITTED BY:

## ATTACHMENTS FOR COUNCIL REVIEW/ACTION:

Name Mark Workman  
Title Public Works Director  
Dept. Public Works

1. Change Order No. 1

## REVIEWED BY:

	Initial	Date
Department Head	<u>MW</u>	<u>8/19/09</u>
City Supervisor	<u>[Signature]</u>	<u>8-21-09</u>
City Attorney	<u>[Signature]</u>	<u>8-19-09</u>
(As to Form)		

City of Pullman  
**CONTRACT CHANGE ORDER NO. # 1**

**Date:** August 18, 2009

**Contract No.:** 09-12

**Contract Title:** College Hill Arterial Reconstruction

**To: (Contractor)** Poe Asphalt, Inc.

You are hereby requested to comply with the following changes from the contract plans and specifications:

Item No. (1)	Description of Changes - Quantities, Units, Unit Prices, Change in Completion Schedule, Etc. (2)	Decrease in Contract Price (3)	Increase in Contract Price (4)
1	Changed conditions - standby and investigation time and equipment for damaged 4" gas main with 8" cover to finish grade.		\$1,682.66
<b>TOTAL DECREASE</b>		<b>\$0.00</b>	
<b>TOTAL INCREASE</b>			<b>\$1,682.66</b>
<b>Net Increase/Decrease</b>			<b>\$1,682.66</b>
<b>Sales Tax at 7.8% (if applicable)</b>			
<b>Total Change to Contract</b>			<b>\$1,682.66</b>

☒ Price changes are lump sum.

Price changes in Columns 3 and 4 are estimates; final costs will be based on contract unit prices and final quantities.

Price changes in Columns 3 and 4 are estimates; this change order work will be performed by force account.

The sum of \$1682.66 is hereby added to the total contract price, and the total adjusted contract price to date thereby is \$267,654.46.

The time provided for completion in the contract is increased by one calendar day. This document will become an amendment to the contract and all provisions of the contract will apply hereto.

Accepted by: Bruce Maltz 8/19/09  
Contractor's Representative Date

Title: Project Manager

Approved by: Mark D. Workman, P.E. 8/19/09  
Director of Public Works Date





5. A motion to authorize the exchange of property used for performance security for Paradise Hills Subdivisions No. 4 and No. 5.

NOTES:

## REQUEST FOR COUNCIL ACTION

For Meeting of: 08/25/09

### ACTION REQUESTED:

Authorize exchange of property used for performance security for Paradise Hills Subdivisions No. 4 and No. 5.

### BACKGROUND:

Steve Mader, through Mader Development, Inc., has been developing property that he owns in the northwest portion of Pullman as Paradise Hills Subdivisions. Paradise Hills Subdivisions 4 and 5 are complete with the exception of some of the sidewalks. For both of these subdivisions, a deed of trust for Lot 1, Block 1 of Paradise Hills Subdivision No. 5 is used to secure a promissory note guaranteeing the construction of the remaining sidewalks. The developer now has a sale offer on this lot and would like to substitute Lot 3, Block 1 of Paradise Hills Subdivision No. 5 for Lot 1, Block 1 and for the City to then reconvey Lot 1 so that it can be sold. Staff has no concerns with this request in that the lot values are comparable.

### RECOMMENDATION:

By motion, authorize the replacement of Lot 1, Block 1 of Paradise Hills Subdivision No. 5 with Lot 3, Block 1 of Paradise Hills Subdivision No. 5 as security guaranteeing the construction of sidewalks in Paradise Hills Subdivisions No. 4 and No. 5.

### FISCAL IMPACT:

\_\_\_\_\_  
\_\_\_\_\_  
BARS Code Number

### SUBMITTED BY:

Name Mark Workman  
Title Public Works Director  
Dept. Public Works

### ATTACHMENTS FOR COUNCIL REVIEW/ACTION:

### REVIEWED BY:

	Initial	Date
Department Head	<u>MW</u>	<u>8/17/09</u>
City Supervisor	<u>NW</u>	<u>8-21-09</u>
City Attorney	<u>May</u>	<u>8-18-09</u>

(As to Form)

6. A motion to authorize the exchange of property used for performance security for Barclay Estate Subdivision No. 1.

NOTES:

## REQUEST FOR COUNCIL ACTION

For Meeting of: 08/25/09

### ACTION REQUESTED:

Authorize exchange of property used for performance security for Barclay Estate Subdivision No. 1.

### BACKGROUND:

The performance security for Barclay Estate Subdivision No. 1 is a promissory note currently secured by a deed of trust on lots 6, 7, and 8 of that subdivision. To respond to sale offers on these lots, the developer has executed and recorded a modification of deed of trust substituting property they own near Pullman Ford south of Pullman that is valued well over the promissory note value. The City's interest in said lots 6, 7, and 8 can now be released, which will allow the sale of these lots.

### RECOMMENDATION:

By motion, authorize the release of interest in lots 6, 7, and 8 of Barclay Subdivision No. 1, which are being used as performance security for that subdivision.

### FISCAL IMPACT:

\_\_\_\_\_  
\_\_\_\_\_  
BARS Code Number

### SUBMITTED BY:

Name Mark Workman  
Title Public Works Director  
Dept. Public Works

### ATTACHMENTS FOR COUNCIL REVIEW/ACTION:

### REVIEWED BY:

	Initial	Date
Department Head	<u>MW</u>	<u>8/18/09</u>
City Supervisor	<u>MM</u>	<u>8-21-09</u>
City Attorney	<u>unaj</u>	<u>8-18-09</u>
(As to Form)		

7. A motion to approve the extension of an interlocal agreement with Pullman School District No. 267 for the operation of the Pullman Aquatic & Fitness Center.

NOTES:

## REQUEST FOR COUNCIL ACTION

For Meeting of: August 25, 2009

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### **ACTION REQUESTED**

A motion to approve an interlocal agreement extension between the City of Pullman and the Pullman School District No. 267 for the purpose the City's operation of the Pullman Aquatic & Fitness Center and its availability to the School District.

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### **BACKGROUND**

Within the interlocal agreement between the City of Pullman and Pullman School District that was established in 2003, it states:

"in consideration for the City's operation of the aquatic center and its availability to the School District as provided herein, the School District agrees to make payments in equal monthly installments... The parties agree to meet and confer about the rate and amount of payment by the School District for subsequent year; however, if the City and School District cannot agree, the amount of the School District's payment shall change by the amount of the May/June Seattle-Bremerton-Tacoma CPI (W) index."

Historically, the rate of payment has changed by the May/June CPI (W) index. For payments received in 2007/2008 the rate increased 3.3% and in 2008/2009 the rate increased by 6.2%. The Seattle-Bremerton-Tacoma CPI (W) index for the year ending in June 2009 is -0.7. In conversation with School District officials, they have agreed to continue to make the same monthly payment to the City of Pullman as they did for their 2008/2009 fiscal year of \$4933.33.

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### **RECOMMENDATION**

Pass a motion to approve an interlocal agreement extension between the City of Pullman and the Pullman School District No. 267 for the purpose the City's operation of the Pullman Aquatic & Fitness Center and its availability to the School District at a rate of \$4933.33 per month.

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### **FISCAL IMPACT**

\$59,199.96

BARS Code Number

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### **SUBMITTED BY**

### **ATTACHMENTS FOR COUNCIL REVIEW/ACTION**

Kurt Dahmen

Name

Recreation Superintendent

Title

Public Services

Department

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### **REVIEWED BY**

	Initial	Date
Department Head	<u>KD</u>	<u>8-21-09</u>
City Supervisor	<u>WJW</u>	<u>8-21-09</u>
City Attorney	<u>May</u>	<u>8-20-09</u>

8. RESOLUTION NO. R-48-09

A RESOLUTION DECLARING CERTAIN PROPERTY SURPLUS TO THE NEEDS OF THE CITY OF PULLMAN AND AUTHORIZING THE TRANSFER OR DESTRUCTION OF SAID PROPERTY.

NOTES:

# REQUEST FOR COUNCIL ACTION

For Meeting of: August 25, 2009

## ACTION REQUESTED

Declare used cell phones as surplus property.

## BACKGROUND

Sprint was recently awarded the contract for cell phone services for the next two years. This contract was awarded under the State of Washington Department of Information Services, Wireless Pooled Services Master Contract. Due to the new agreement the City has approximately 66 used Motorola and Samsung phones. These phones are at least two years old. We propose selling these phones, for a nominal amount, to Alternatives to Violence of the Palouse. ATVP can use these phones for clients of their agency. 911 can be called on all charged cell phones regardless of service.

## RECOMMENDATION

Adoption of the attached resolution.

## FISCAL IMPACT

\$ \_\_\_\_\_

\_\_\_\_\_  
BARS Code Number

## SUBMITTED BY

Jane Joyce  
Name

Deputy City Clerk  
Title

Finance  
Department

## ATTACHMENTS FOR COUNCIL REVIEW/ACTION

1. Resolution No. R- 48      -09

## REVIEWED BY

	Initial	Date
Department Head	<u>JJ</u>	<u>8/18/09</u>
City Supervisor	<u>WMM</u>	<u>8-21-09</u>
City Attorney (As To Form)	<u>mgj</u>	<u>8-18-09</u>



RESOLUTION NO. R- 48 -09

A RESOLUTION DECLARING CERTAIN PROPERTY SURPLUS TO THE NEEDS OF THE CITY OF PULLMAN AND AUTHORIZING THE TRANSFER OR DESTRUCTION OF SAID PROPERTY.

WHEREAS, the City of Pullman has custody and possession of certain property listed on Exhibit "A" attached hereto, which property this Council has been advised is surplus to the needs of the City; and,

BE IT RESOLVED that this Council finds that it would be in the best interests of the City of Pullman to dispose of said excess and surplus property described in Exhibit "A" by the transfer or destruction of said property.

IT IS HEREBY RESOLVED by the City Council of the City of Pullman that the property listed in Exhibit "A" attached hereto and by this reference made a part thereof, is declared to be surplus to the needs of the City and authorizing the transfer or destruction of said property.

ADOPTED by the City Council of the City of Pullman at a regular meeting this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
Mayor Glenn A. Johnson

ATTEST:

\_\_\_\_\_  
Interim Finance Director  
Jeff Babbitt

By: \_\_\_\_\_  
Deputy City Clerk Jane Joyce

Approved as to Form:

\_\_\_\_\_  
City Attorney Laura A. McAloon

SURPLUS PROPERTY  
PHONES AND CHARGERS  
AUGUST 11, 2009

Make	Model	DEC NO.
Motorola	V323	02012753902
Motorola	V323	02012754857
Motorola	V323	05209075545
Motorola	V323	02012706988
Motorola	V323	02012707015
Motorola	V323	02012754456
Motorola	V323	02012755373
Motorola	V323	02012757994
Motorola	V323	02012757487
Motorola	V323	02012756472
Motorola	V323	05209075609
Motorola	V323	02012707626
Motorola	V323	02012705914
Motorola	V323	05209076268
Motorola	V323	02715357206
Motorola	V323	02012753778
Motorola	V323	05209075384
Motorola	V323	05209076251
Motorola	V323	05209076179
Motorola	V323	02012752983
Motorola	V323	05209076490
Motorola	V323	05209076359
Motorola	V323	02012753316
Motorola	V323	05209074775
Motorola	V323	02012708185
Motorola	V323	02012754069
Motorola	V323	02012707763
Motorola	V323	02012708190
Motorola	V323	02715357183
Motorola	V323	02012708183
Motorola	V323	02012754264
Motorola	V323	02012705801
Motorola	V323	02715356690
Motorola	V323	02014707182
Motorola	V323	02012753149
Motorola	V323	02012757517
Motorola	V323	05209076076

Motorola	V323	02014707661
Motorola	V323	02715357184
Motorola	V323	02715364534
Motorola	V323	02715356967
Motorola	V323	05209075574
Motorola	V323	08203956045
Motorola	V323	02004792778
Motorola	V323	02012757678
Motorola	V323	02012708279
Motorola	V323	02012706096
Motorola	V323	02012754191
Motorola	V323	02012708278
Motorola	V323	02012708278
Motorola	V323	02012708272
Motorola	V323	02004772543
Motorola	V323	02012706271
Motorola	V323	02012705895
Motorola	V323	05209074469
Motorola	V3M	03611863101
Motorola	V3M	03611859134
Motorola	V3M	03611854517
Motorola	V3M	03611859265
Motorola	V3M	03611859161
Motorola	V3M	03611863098
Motorola	V3M	03611858589
Motorola	W385	268435457400914915
Motorola	W385	268435457404210287
Motorola	W385	268435456205255156
Samsung	SPH-A460	06301756735



9. RESOLUTION NO. R-49-09

A RESOLUTION ACCEPTING THE BID OF ACE ELLIOTT LAND FOR SKYLINE BASE STATION ELECTRICAL UPGRADES (BASE BID AND BID ALTERNATE #1) AND AUTHORIZING EXECUTION AND DELIVERY OF THE CONTRACT FOR SAID PROJECT.

NOTES:

# REQUEST FOR COUNCIL ACTION

For Meeting of: 08/25/09

## ACTION REQUESTED:

Award the Skyline Base Station Electrical Upgrades contract.

## BACKGROUND:

See attached Staff Report No. 058.

## RECOMMENDATION:

Adopt the attached resolution awarding contract 09-16, Skyline Base Station Electrical Upgrades (base bid + bid alternate #1) to Ace Elliott Land for the bid amount of \$21,920.06.

## FISCAL IMPACT:

<u>\$19,454.17</u>	<u>\$2,465.89</u>
<u>504.4900.594.49.62.00</u>	<u>507.1800.518.81.42.00</u>
BARS Code Number	BARS Code Number

## SUBMITTED BY:

Name Mark Workman  
Title Public Works Director  
Dept. Public Works

## ATTACHMENTS FOR COUNCIL REVIEW/ACTION:

1. Staff Report No. 058
2. Resolution No. R-49-09
3. Bid Summary

## REVIEWED BY:

	Initial	Date
Department Head	<u>MW</u>	<u>8/18/08</u>
City Supervisor	<u>MW</u>	<u>8-21-08</u>
City Attorney	<u>Waj</u>	<u>8-19-09</u>
(As to Form)		



# CITY OF PULLMAN

## Public Works and Planning Departments

325 S.E. Paradise Street, Pullman, WA 99163  
(509) 338-3220 or (509) 338-3213 Fax (509) 338-3282  
[www.pullman-wa.gov](http://www.pullman-wa.gov)

### *MEMORANDUM*

**TO:** Mayor and City Council  
**FROM:** Mark Workman, Public Works Director  
**FOR:** August 25, 2009 City Council Meeting

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#### **Staff Report No. 058**

The scope of contract 09-16, Skyline Base Station Electrical Upgrades, provides for the installation of a replacement electrical generator and automatic transfer switch at the City's Skyline Base Station. This base station provides communication equipment for Pullman Police, Transit, Maintenance and Operations, and Parks; Whitman County Sheriff; and Rural Fire and also provides backup network connections to Pioneer, Guy Street, South Fire, City Hall, and the internet. The existing generator is older, failing, and entirely inadequate to power modern communications equipment. The generator and automatic transfer switch to replace the existing equipment has been purchased by Whitman County. In addition to the installation of this new equipment, new grounding for the antenna tower and building and a new weatherhead connection at the building were also included in the base scope of the project. Bid as alternates to the base project were security fencing around the generator and antenna area and a new power service to the building. Bids for this project were opened on August 13th with two bids received. The low bidder was Ace Elliott Land. A copy of the bid summary is attached for reference. It is proposed to award the base bid for \$18,365.89 and the security fencing as bid alternate No.1 for \$3,554.17 for a total of \$21,920.06. The Engineer's Estimate for these bid items was \$26,243.91. In addition to this construction cost, \$4,100 has also been committed for design and coordination work by Design West Architects for a total project cost of \$26,020.06.

Council previously authorized the expenditure of \$20,000 for this project from the Government Buildings budget with a budget amendment allocating funds from Government Buildings reserves to be processed at a later date and the costs recovered through Government Building rates in 2010. It is proposed that the shortfall be made up from \$2,465.89 from the Information Services budget and the remainder from additional Government Buildings funds. This additional Government Buildings amount will be \$3,554.17, assuming there are no change orders. Any change order needs are proposed to also be paid from Government Buildings funds. The additional expenses from the Government Buildings fund are also proposed to be reimbursed from 2010 department rates.

RESOLUTION NO. R-49 -09

A RESOLUTION ACCEPTING THE BID OF ACE ELLIOTT LAND FOR SKYLINE BASE STATION ELECTRICAL UPGRADES (BASE BID AND BID ALTERNATE #1) AND AUTHORIZING EXECUTION AND DELIVERY OF THE CONTRACT FOR SAID PROJECT.

WHEREAS, Ace Elliott Land submitted the low bid for Contract No. 09-16, Skyline Base Station Electrical Upgrades (base bid and bid alternate #1), in the amount of Twenty-One Thousand, Nine Hundred Twenty and Six/100 DOLLARS (\$21,920.06); and,

WHEREAS, a contract has been prepared to provide for performance of said project; and,

WHEREAS, the City Council deems it to be in the best interests of the city of Pullman to enter into said contract; now, therefore,

IT IS HEREBY RESOLVED by the City Council of the city of Pullman that the base bid of Ace Elliott Land for the above-described project be and it is hereby accepted.

BE IT FURTHER RESOLVED that the Mayor and the Finance Director be and they are hereby authorized and directed to execute the contract for said project and to deliver an executed copy thereof to Ace Elliott Land.

BE IT FURTHER RESOLVED that pursuant to the provisions of RCW 46.90.265(2), the traffic engineer is hereby authorized to place and maintain official traffic control devices as the traffic engineer may deem necessary to regulate, warn, or guide traffic during construction.

IT IS FURTHER RESOLVED that the mayor is hereby authorized to take whatever further action is necessary, including but not limited to the execution of a Contractor's Escrow Agreement if requested by the Contractor, in order to effect the purposes of this resolution.

ADOPTED by the City Council of the City of Pullman at a regular meeting held on the \_\_\_\_\_ day of \_\_\_\_\_, 2009.

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
Mayor Glenn A. Johnson

ATTEST:

\_\_\_\_\_  
Interim Finance Director  
Jeff Babbitt

By: \_\_\_\_\_  
Jane Joyce Deputy City Clerk

Approved as to Form:

\_\_\_\_\_  
City Attorney Laura D. McAloon



**ENGINEER'S ESTIMATE AND BID SUMMARY  
SKYLINE BASE STATION ELECTRICAL UPGRADES  
BID OPENING 08-13-09**

**BASE PROPOSAL**

Item No.	Bid Item	Estimated Quantity	Engineer's Estimate		Ace Elliott Land.		Brown Contracting and Development, Inc.	
			Unit Price	Amount	Unit Price	Amount	Unit Price	Amount
1	Generator & ATS Installation & New Grounding System	1 L.S.	20,260.00	20,260.00	17,037.00	17,037.00	34,816.00	34,816.00
		<b>Sales Tax 7.8%</b>		1,580.28		1,328.89		2,715.65
		<b>TOTAL</b>	\$	<b>21,840.28</b>	\$	<b>18,365.89</b>	\$	<b>37,531.65</b>

**BID ALTERNATE #1**

Item No.	Bid Item	Estimated Quantity	Engineer's Estimate		Ace Elliott Land.		Brown Contracting and Development, Inc.	
			Unit Price	Amount	Unit Price	Amount	Unit Price	Amount
1	Chain Link Fence	1 L.S.	4,085.00	4,085.00	3,297.00	3,297.00	5,450.00	5,450.00
		<b>Sales Tax 7.8%</b>		318.63		257.17		425.10
		<b>TOTAL</b>	\$	<b>4,403.63</b>	\$	<b>3,554.17</b>	\$	<b>5,875.10</b>

**BID ALTERNATE #2**

Item No.	Bid Item	Estimated Quantity	Engineer's Estimate		Ace Elliott Land.		Brown Contracting and Development, Inc.	
			Unit Price	Amount	Unit Price	Amount	Unit Price	Amount
1	Revise Electrical Service	1 L.S.	3,474.00	3,474.00	4,957.00	4,957.00	3,044.00	3,044.00
		<b>Sales Tax 7.8%</b>		270.97		386.65		237.43
		<b>TOTAL</b>	\$	<b>3,744.97</b>	\$	<b>5,343.65</b>	\$	<b>3,281.43</b>

**TOTAL AMOUNT OF BASE BID, ALTERNATE #1, ALTERNATE #2 and SALES TAX**

Engineer's Estimate		Ace Elliott Land.		Brown Contracting and Development, Inc.	
Unit Price	Amount	Unit Price	Amount	Unit Price	Amount
\$	<b>29,988.88</b>	\$	<b>27,263.70</b>	\$	<b>46,688.18</b>
<b>TOTAL</b>					



10. RESOLUTION NO. R-50-09

A RESOLUTION ACCEPTING THE BID OF WESTERN STATES CONSTRUCTION, INC.  
FOR WELLHOUSE #8/BOOSTER #10 AND AUTHORIZING EXECUTION AND DELIVERY  
OF THE CONTRACT FOR SAID PROJECT.

NOTES:

## REQUEST FOR COUNCIL ACTION

For Meeting of: 08/25/09

### ACTION REQUESTED:

Award the Wellhouse #8/Booster #10 contract.

### BACKGROUND:

The scope of contract 09-05, Wellhouse #8/Booster #10, provides for the construction of a new water structure on the city's utility property on Derby Street. The structure will contain a new source well pump that will pump water from the Grande Ronde aquifer into the low level system, two booster pumps to pump water from the low pressure zone to the south intermediate pressure zone, and related electrical, mechanical, and site work. The actual well was previously drilled and cased under a separate contract. Bids for this contract were opened on August 20<sup>th</sup> with 8 bids received. The low bidder was Western States Construction, Inc at \$1,183,105.00. The engineer's estimate was \$1,287,455.40. A copy of the bid summary is attached for reference. Funding for this project will be from the Capital Projects Budget of the Utility Fund.

### RECOMMENDATION:

Adopt the attached resolution awarding contract 09-05, Wellhouse #8/Booster #10, to Western States Construction, Inc. for the bid amount of \$1,183,105.00.

### FISCAL IMPACT:

\$1,133,105.00	\$50,000.00
403.3331.594.34.62.00	403.3331.594.34.63.00
BARS Code Number	BARS Code Number

### SUBMITTED BY:

Name Mark Workman  
Title Public Works Director  
Dept. Public Works

### ATTACHMENTS FOR COUNCIL REVIEW/ACTION:

1. Resolution No. R-50-09
2. Bid Summary

### REVIEWED BY:

	Initial	Date
Department Head	<u>MLW</u>	<u>8/20/09</u>
City Supervisor	<u>[Signature]</u>	<u>8-21-09</u>
City Attorney	<u>[Signature]</u>	<u>8-20-09</u>
(As to Form)		

RESOLUTION NO. R- 50-09

A RESOLUTION ACCEPTING THE BID OF WESTERN STATES CONSTRUCTION, INC. FOR WELLHOUSE #8/BOOSTER #10 AND AUTHORIZING EXECUTION AND DELIVERY OF THE CONTRACT FOR SAID PROJECT.

WHEREAS, Western States Construction, Inc. submitted the low bid for Contract No. 09-05, Wellhouse #8/Booster #10, in the amount of One Million, One Hundred Eighty-Three Thousand, One Hundred Five and No/100 DOLLARS (\$1,183,105.00); and,

WHEREAS, a contract has been prepared to provide for performance of said project; and,

WHEREAS, the City Council deems it to be in the best interests of the city of Pullman to enter into said contract; now, therefore,

IT IS HEREBY RESOLVED by the City Council of the city of Pullman that the base bid of Western States Construction, Inc. for the above-described project be and it is hereby accepted.

BE IT FURTHER RESOLVED that the Mayor and the Finance Director be and they are hereby authorized and directed to execute the contract for said project and to deliver an executed copy thereof to Western States Construction, Inc.

BE IT FURTHER RESOLVED that pursuant to the provisions of RCW 46.90.265(2), the traffic engineer is hereby authorized to place and maintain official traffic control devices as the traffic engineer may deem necessary to regulate, warn, or guide traffic during construction.

IT IS FURTHER RESOLVED that the mayor is hereby authorized to take whatever further action is necessary, including but not limited to the execution of a Contractor's Escrow Agreement if requested by the Contractor, in order to effect the purposes of this resolution.

ADOPTED by the City Council of the City of Pullman at a regular meeting held on the \_\_\_\_\_ day of \_\_\_\_\_, 2009.

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
Mayor Glenn A. Johnson

ATTEST:

\_\_\_\_\_  
Interim Finance Director  
Jeff Babbitt

By: \_\_\_\_\_  
Jane Joyce Deputy City Clerk

Approved as to Form:

\_\_\_\_\_  
City Attorney Laura D. McAloon

**ENGINEER'S ESTIMATE AND BID SUMMARY  
WELLHOUSE #8 / BOOSTER STATION#10  
BID OPENING 08-20-09**

Item No.	Bid Item	Estimated Quantity	Engineer's Estimate		Western States Construction, Inc.		Kirby-Hunt Construction, Ltd.		M. L. Albrights & Sons, Inc.		Shannon Industrial Contractors, Inc.	
			Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount
1	Basebid	1 L.S.			1,093,000.00	1,093,000.00	1,131,459.63	1,131,459.63	1,209,735.00	1,209,735.00	1,256,500.00	1,256,500.00
2	Trench Safety System	1 L.S.			1,000.00	1,000.00	1,000.00	1,000.00	-	-	500.00	500.00
3	Overexcavation & Replace	100 C.Y.			35.00	3,500.00	23.50	2,350.00	30.00	3,000.00	10.00	1,000.00
<b>SUBTOTAL</b>				1,194,300.00		1,097,500.00		1,134,809.63		1,212,735.00		1,258,000.00
<b>Sales Tax 7.8%</b>				93,155.40		85,605.00		88,515.15		94,593.33		98,124.00
<b>TOTAL</b>			<b>\$</b>	<b>1,287,455.40</b>	<b>\$</b>	<b>1,183,105.00</b>	<b>\$</b>	<b>1,223,324.78</b>	<b>\$</b>	<b>1,307,328.33</b>	<b>\$</b>	<b>1,356,124.00</b>

Item No.	Bid Item	Estimated Quantity	Engineer's Estimate		POW Contracting		Golis Construction, Inc		Brown Contracting and Development, Inc.		S & L Underground, Inc.	
			Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount
1	Basebid	1 L.S.			1,337,941.00	1,337,941.00	1,345,000.00	1,345,000.00	1,413,600.00	1,413,600.00	1,475,000.00	1,475,000.00
2	Trench Safety System	1 L.S.			500.00	500.00	500.00	500.00	1,000.00	1,000.00	5,000.00	5,000.00
3	Overexcavation & Replace	100 C.Y.			40.00	4,000.00	33.35	3,335.00	30.00	3,000.00	50.00	5,000.00
<b>SUBTOTAL</b>				1,194,300.00		1,342,441.00		1,348,835.00		1,417,600.00		1,485,000.00
<b>Sales Tax 7.8%</b>				93,155.40		104,710.40		105,209.13		110,572.80		115,830.00
<b>TOTAL</b>			<b>\$</b>	<b>1,287,455.40</b>	<b>\$</b>	<b>1,447,151.40</b>	<b>\$</b>	<b>1,454,044.13</b>	<b>\$</b>	<b>1,528,172.80</b>	<b>\$</b>	<b>1,600,830.00</b>