



## CITY COUNCIL SPECIAL SESSION

### Minutes

Wednesday March 1, 2023 at 2:00 p.m.

Via Zoom

Meeting ID – 833 3786 6240 – Passcode - 683282

1. **CALL TO ORDER** – Mayor Trett called the meeting to order at 2:01 PM Mayor Trett recessed city council meeting at 2:02 and open to contract review meeting at 2:02 PM.

2. **CITY COUNCIL ROLL CALL** – Present- Eric Page, Michele Tesdal, Todd Smith, Denny Nielson, Greg Sheppard not present, Tim Luke late, Mayor Trett a Staff Present- Kelly Galbraith and Michelle Connor.

3. **DECLARATIONS OF CONFLICT OF INTEREST AND EX-PARTE CONTACT**

*Conflict of Interest* indicates a direct/indirect financial benefit, as defined by Oregon Government Standards and Practices Commission, from an agenda item and excludes any involvement in discussion or vote on the issue. Where a councilor is so involved with an issue such that they have prejudged the matter based on evidence or opinion not developed during the course of the record proceeding before the city, and it would be unfair for that councilor to vote on the application, that councilor should also exclude him/herself from any involvement in discussion or vote on the issue.

4. **ANNOUNCEMENTS** - Items not on the agenda but relevant to City business may be discussed by the Council at this meeting. Citizens are encouraged to attend all meetings of the City Council to ensure that they remain informed. Agenda items may be moved back if a Public meeting is scheduled.

5. **OPEN MEETING FOR CONTRACT REVIEW BOARD**

- |       |  |
|-------|--|
| 5.1.1 | R & G Excavation Letter of Protest on Water Treatment Plant Intent to Award- |
| 5.1.2 | Decision   |
| 6.3.3 | Adjournment of the Contractors Review Board                                  |

5.1.1- R & G Excavation Letter of Protest on Water Treatment Plant Intent to Award- Matt Del Moro with HBH- We had the bidding open on 2/14/2023. The low bidder Olsen LLC after further review it was found that they were in general compliance with requirements of the bid. Concurrence was received from USDA's state engineer and issued a notice of intent to award to Olsen LLC on February 15, 2023 in the amount of 2,625,000 dollars. Part of the award required protests to be sent to the City in writing no later than close on 2/20/23. An email was sent from R & G with their intent in initiating protest. A letter was received on 2/22/23 before the close of business. After further review it is stated that the owner does reserve the right to waive all

minor bid informalities, that do not include price, time, or changes in the work. In this case the subcontractors name does not impact price, time, or change of work. This was referred out to the City Attorney Bill Monahan.

5.1.2 Decision- Eric Page made motion that the review board wave the minor discrepancies of Olsen LLC. Seconded by Tim Luke, motion passes unanimously with Greg Sheppard absent.

6.3.3 Adjournment of the Contractors Review Board. Mayor Trett adjourned the meeting at 2:19 PM, and to reconvene city council meeting.

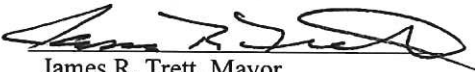
**RECONVENE CITY COUNCIL MEETING- Mayor Trett called the meeting to order at 2:19PM**

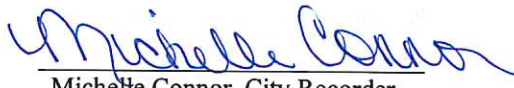
Tim Luke made motion to waive the minor discrepancy and award the contract to Olsen LLC, seconded by Denny Nielson, motion passes unanimously without Greg Sheppard absent.

Mayor Trett was contacted by Brian Nicholas with Marion County. He called on Monday about a grant that they could apply for. The grant would fund putting place emergency systems throughout the canyon. A letter was written on behalf of the City Council.

Matt Del Moro- The Council needs to appoint someone to respond to R&G, A formal letter needs to be written, HBH will write a letter in response to R&G. HBH will send a formal letter as soon as possible.

Adjournment Tim Luke made motion to adjourn the meeting, seconded by Eric Page, all in favor motion passes unanimously, with the acceptance of Greg Sheppard who is absent. Meeting adjourned at

  
James R. Trett, Mayor

  
Michelle Connor, City Recorder