

RESOLUTION 2014 - 48



**A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF SUNNYSIDE, WASHINGTON, ACCEPTING
IN-KIND SERVICES LETTER FROM CH2MHILL**

WHEREAS, the City of Sunnyside entered into an agreement with CH2M Hill to perform a Water/Sewer Rate Study Analysis, this agreement was terminated last year by the City due to performance issues and \$56,920.00 of a \$81,000.00 contract were paid by the City with very little in product delivery; and

WHEREAS, City staff has negotiated with CH2M Hill for In-Kind Services for future project engineering in the amount of \$30,000.00; and

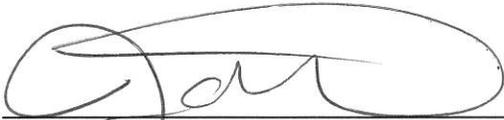
WHEREAS, the City Council finds and determines that acceptance of the In-Kind Offer Letter is in the best interest of the residents of the City of Sunnyside and will promote the general health, safety, and welfare.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF SUNNYSIDE, WASHINGTON, as follows:

SECTION 1. That the In-Kind Offer Letter in the amount of \$30,000.00 with CH2M Hill for future project engineering services, attached hereto as Exhibit "A" and incorporated herein by this reference, is hereby accepted; and the City Manager is hereby authorized to execute and administer such agreement for and on behalf of the City of Sunnyside.

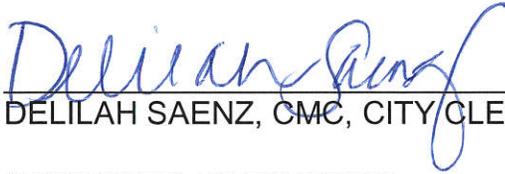
SECTION 2. This Resolution shall be effective upon passage, approval and signatures hereon in accordance with law.

PASSED this 27th day of May, 2014.



JAMES A. RESTUCCI, MAYOR

ATTEST:



DELILAH SAENZ, CMC, CITY CLERK

APPROVED AS TO FORM:



KERR LAW GROUP, PLLC
Attorneys for the City of Sunnyside



CH2M HILL
295 Bradley Blvd
Suite 300
Richland, WA
99352
Tel 509.967.7531
Fax 509.252.1549
Email:
Tom.Helgeson@CH2M.com

May 20, 2014

422426

Shane Fisher
Director of Public Works
City of Sunnyside
818 East Edison Avenue
Sunnyside, WA 98944

Subject: In-Kind Work to be Performed by CH2M HILL

Dear Mr. Fisher:

This letter is being provided to offer in-kind engineering services to the City of Sunnyside and to establish the general procedure under which such work can be requested/performed. As we have discussed in meetings with City Manager Donald Day, the value of these services will be \$30,000 consisting of labor and incidental expenses and could be utilized for water and wastewater services needed by the City. This offer is being made in recognition of unused fee under the Utility Rate Study.

Upon request by yourself, we will prepare a detailed scope of work outlining the purpose, work effort, deliverables, schedule, and fee. For purposes of these services, the fee shall be based upon a raw labor rate multiplier equal to 3.1, as agreed in our most recent contract with the City. The scope of work shall show the planned fee and the amount of in-kind services remaining after the work will be completed.

We greatly value our long history providing engineering services to the City of Sunnyside and eagerly look forward to renewing our relationship. We are also grateful for the time you and City Manager Day have invested in recent meetings discussing project performance and expectations.

Please feel free to contact me with any questions or comments.

Sincerely,

CH2M HILL Engineers, Inc.

A handwritten signature in black ink, appearing to read "Tom Helgeson", written over a horizontal line.

Thomas J. Helgeson, P.E.
Vice President and Area Manager

c: D. Day
S. Barker, CH2M HILL
M. Johnson, CH2M HILL