CITY OF LINCOLN CITY
LINCOLN CITY COUNCIL AGENDA

MONDAY FEBRUARY 12, 2024, 6:00 PM

6:00 PM - The Lincoln City Council will hold a regular meeting in the Council Chambers, 801 SW Highway 101 - 3rd Floor, Lincoln City, OR 97367.

If you wish to speak on an agenda or non-agenda item, please sign up on the sheet near the entrance door to the Council Chambers. You will be called to speak during the "Public Comment" section. Comments or testimony on agenda items listed under "public hearing/public comment" will be taken at that time.

Public comments can be submitted to publiccomment@lincolncity.org, by attending the City Council meeting, or by telephone. Public comments submitted by email will be entered into the official record, distributed to the governing body, and summarized; however, due to personal privacy issues they are not generally published in the online agenda packet. **PUBLIC COMMENT VIA EMAIL WILL ONLY BE RECOGNIZED UPON RECEIPT OF AN EMAIL.**

Citizens requesting to give public comment via telephone must email publiccomment@lincolncity.org no later than noon on the meeting day. The request must include the person's name, the subject the person wishes to address, and the phone number the person intends to use for the meeting. Instructions will be sent to the person requesting prior to the meeting. Persons giving public comment via telephone will need to leave the microphone muted until the public comment portion of the meeting.

The meeting location is accessible to persons with disabilities. A request for an interpreter for the hearing impaired, for a hearing-impaired device, or for other accommodations for persons with disabilities, should be made at least 48 hours in advance of the meeting. To request information in an alternate format or other assistance, please contact the City's ADA Coordinator, Kevin Mattias, at 541-996-1013 or kmattias@lincolncity.org. Visit the ADA Accessibility | City of Lincoln City, OR webpage to view how the City continues to remain in compliance with Title II of the Americans with Disabilities Act regarding City programs, services, processes, and facilities.

The City Council reserves the right to add or delete items as needed, change the order of the agenda, and discuss any other business deemed necessary at the time of the meeting.

Agenda materials for this meeting are available at www.lincolncity.org under "Government", then select "Public Meeting Agendas, Packets & Videos". To stream the meeting in HD, please visit www.lincolncity.org/government/streaming. This meeting will be televised live on Channel 4, and rebroadcast on Channel 4 multiple times a day.

A. CALL TO ORDER

B. ROLL CALL

C. PLEDGE OF ALLEGIANCE

D. CONSENT AGENDA

1. Oregon Liquor Control Commission Request for Limited On-Premises Sales License Cutlers Corner
2. Regular Meeting – Minutes of Regular Meeting – January 8, 2024 6:00 PM
3. Regular Meeting – Minutes of Special Meeting – January 17, 2024 6:00 PM
4. Regular Meeting – Minutes of Work Session – January 22, 2024 6:00 PM
5. Regular Meeting – Minutes of Work Session – January 29, 2024 5:00 PM

E. COUNCIL DELIBERATIONS

F. COMMENTS FROM CITIZENS PRESENT ON AGENDA/NON-AGENDA ITEMS

Article I, Section 8, of the Oregon Constitution provides: No law shall be passed restraining the free expression of opinion, or restricting the right to speak, write, or print freely on any subject whatever; but every person shall be responsible for the abuse of this right. Be advised: Comments by citizens under this Public Comments Section of the Agenda or under Public Hearings are solely the opinions and statements of the speakers and are not statements by the City of Lincoln City and do not represent the opinions of the City of Lincoln City, its officers and employees.

G. PRESENTATIONS

6. Coastal Support Services Presentation by Amanda Cherryholmes, Executive Director of Coastal Support Services

H. PUBLIC HEARING / ORDINANCE

I. PUBLIC HEARINGS / PUBLIC COMMENTS

J. ORDINANCES

K. RESOLUTIONS

1. RESOLUTION 2024-04 A RESOLUTION ADOPTING THE SUPPLEMENTAL BUDGET OF THE CITY OF LINCOLN CITY, OREGON, FOR THE FISCAL YEAR 2023-2024, AS APPROVED BY THE CITY COUNCIL, AND MAKING APPROPRIATIONS

L. SPECIAL ORDER OF BUSINESS

2. New Park Naming
3. Design-Build Contract Award for SE 2nd Street Inflow & Infiltration Project

M. CITY MANAGER/CITY ATTORNEY REPORTS

N. ACTIONS, IF ANY, BASED ON WORK SESSION, EXECUTIVE SESSION OR PUBLIC COMMENT

O. ADDITIONAL COMMENTS FROM CITIZENS PRESENT ON NON-AGENDA ITEMS

Article I, Section 8, of the Oregon Constitution provides: No law shall be passed restraining the free expression of opinion, or restricting the right to speak, write, or print freely on any subject whatever; but every person shall be responsible for the abuse of this right. Be advised: Comments by citizens under this Public Comments Section of the Agenda or under Public Hearings are solely the opinions and statements of the speakers and are not statements by the City of Lincoln City and do not represent the opinions of the City of Lincoln City, its officers and employees.

P. ANNOUNCEMENTS OR COMMENTS BY CITY COUNCIL

Q. ADJOURNMENT

Council Communication

OLCC - Request for Limited On-Premises Sales License_ Cutlers Corner

Meeting Date:	February 12, 2024	Primary Staff Contact:	Jamie Young
Department:	City Council	E-Mail:	JYoung@lincolncity.org
Secondary Dept:		Secondary Contacts:	
Approval:	Daphnee Legarza	Estimated Time:	15 minutes

Questions:

Should the City Council provide a recommendation to the Oregon Liquor Control Commission (OLCC) for a new outlet, limited on-premises sales liquor license for Cutlers Corner?

Staff Recommendations:
A review was conducted by Chief Broderick, and staff recommends that City Council provide a favorable recommendation to grant the license to the applicant.

Legal Background and Framework:

LCMC 5.20 (Liquor License Review) sets forth the City's procedures for OLCC license recommendation under Oregon Revised Statute (ORS) 471.166.

Council Options:

1. Approve a favorable recommendation for a new outlet, limited on-premises sales liquor license.

2. To not approve the license application.

Potential Motions:
Motion to approve the Oregon Liquor Control Commission (OLCC) new outlet limited *on-premises sales liquor license for Cutlers Corner.*

Attachments:
Cutler's Corner_Redacted (PDF)

LIQUOR LICENSE APPLICATION

Check the appropriate license request option:

☒ New Outlet | ☐ Change of Ownership | ☐ Greater Privilege | ☐ Additional Privilege

Select the license type you are applying for.

More information about all license types is available online.

Full On-Premises

- ☐ Commercial
- ☐ Caterer
- ☐ Public Passenger Carrier
- ☐ Other Public Location
- ☐ For Profit Private Club
- ☐ Nonprofit Private Club

Winery

- ☐ Primary location
- Additional locations: ☐2nd ☐3rd ☐4th ☐5th

Brewery

- ☐ Primary location
- Additional locations: ☐2nd ☐3rd

Brewery-Public House

- ☐ Primary location
- Additional locations: ☐2nd ☐3rd

Grower Sales Privilege

- ☐ Primary location
- Additional locations: ☐2nd ☐3rd

Distillery

- ☐ Primary location

Additional tasting locations: (Use the DISTT form HERE)

☒ **Limited On-Premises**

☐ **Off Premises**

☐ **Warehouse**

☐ **Wholesale Malt Beverage and Wine**

LOCAL GOVERNMENT USE ONLY

LOCAL GOVERNMENT
After providing your recommendation, return this form to the applicant **WITH** the recommendation marked below

Name of City OR County (not both)

City of Lincoln City

Please make sure the name of the Local Government is printed legibly or stamped below

Date application received: 1/29/2024

Optional: Date Stamp Received Below

RECEIVED
JAN 29 2024
CITY OF LINCOLN CITY
LINCOLN CITY OR

☑ Recommend this license be granted

☐ Recommend this license be denied

☐ No Recommendation/Neutral

Dave Broderick — Printed Name

1/31/24 — Date

[redacted]

Signature

Trade Name Cutlers Corner

LIQUOR LICENSE APPLICATION

APPLICANT INFORMATION

Identify the applicants applying for the license. This is the entity (example: corporation or LLC) or individual(s) applying for the license. Please add an additional page if more space is needed.

Name of entity or individual applicant #1:	Name of entity or individual applicant #2:
LUIS A. TREVINO	AMY L. QUITEVIS
Name of entity or individual applicant #3:	Name of entity or individual applicant #4:

BUSINESS INFORMATION

Trade Name of the Business (name customers will see):
CUTLERS CORNER

Premises street address (The physical location of the business and where the liquor license will be posted):
6019 SW HWY 101

City:	Zip Code:	County:
LINCOLN CITY	97367	LINCOLN

Business phone number:	Business email:
[redacted]	[redacted]

Business mailing address (where we will send any items by mail as described in OAR 845-004-0065[1].):
[redacted]

City:	State:	Zip Code:
Lincoln	Or	97367

Does the business address currently have an OLCC liquor license?	Does the business address currently have an OLCC marijuana license?
☐ Yes ☒ No	☐ Yes ☒ No

APPLICATION CONTACT INFORMATON – Provide the point of contact for this application. If this individual is not an applicant or licensee, the Authorized Representative Form must be completed and submitted with this application.

Application Contact Name:
Luis A. Trevino

Phone number:	Email:
[redacted]	

Cutlers Corner

OREGON LIQUOR & CANNABIS COMMISSION

BUSINESS INFORMATION

Please Print or Type

Applicant Name: Luis A. Trevino Phone: [redacted]

Trade Name (dba): Cutlers Corner

Business Location Address: 6019 SW Hwy 101

City: Lincoln City ZIP Code: 97367

DAYS AND HOURS OF OPERATION

Business Hours:

Sunday	11AM	to	9PM
Monday		to	
Tuesday		to	
Wednesday		to	
Thursday		to	
Friday		to	
Saturday		to	

Outdoor Area Hours:

Sunday	11AM	to	9PM
Monday		to	
Tuesday		to	
Wednesday		to	
Thursday		to	
Friday		to	
Saturday		to	

The outdoor area is used for:

- ☒ Food service Hours: _____ to _____
- ☐ Alcohol service Hours: _____ to _____
- ☐ Enclosed, how _____

The exterior area is adequately viewed and/or supervised by Service Permittees.

_____ (Investigator's Initials)

Seasonal Variations: ☒ Yes ☐ No If yes, explain: WEATHER PERMITTING

ENTERTAINMENT

Check **ALL** that apply:

- ☐ Live Music
- ☐ Recorded Music
- ☐ DJ Music
- ☐ Dancing ☐ Nude Dancing
- ☐ Live Entertainment
- ☐ Minor Entertainers
- ☐ Karaoke
- ☐ Coin-operated Games
- ☐ Video Lottery Machines
- ☐ Social Gaming
- ☐ Pool Tables
- ☐ Other: _____

***Minor Entertainers in an area prohibited to minors need prior approval from the OLCC**

DAYS & HOURS OF LIVE OR DJ MUSIC

Sunday		to	
Monday		to	
Tuesday		to	
Wednesday		to	
Thursday		to	
Friday		to	
Saturday		to	

SEATING COUNT

Restaurant: _____ Outdoor: 24 Lounge: _____

Banquet: _____ Other (explain): _____ Total Seating: 24

OLCC USE ONLY

Investigator Verified Seating: ____(Y) ____(N)

Investigator Initials: _____

Date: _____

I understand if my answers are not true and complete the OLCC may deny my license application.

Applicant Signature: [redacted] **Date:** 12/8/23

LIQUOR LICENSE APPLICATION

Applicant Signature(s): Each individual listed in the applicant information box on page 2 (entity or individuals applying for the license) must sign the application.

If an applicant listed in the applicant information box on page 2 is an entity (such as a corporation or limited liability company), at least one member or officer of the entity must sign the application.

- Each applicant listed in the "Application Information" section of this form has read and understands OAR 845-006-0362 and attests that:

1. Upon licensure, each licensee is responsible for the conduct of others on the licensed premises, including in outdoor areas.
2. The licensed premises will be controlled to promote public safety and prevent problems and violations, with particular emphasis on preventing minors from obtaining or consuming alcoholic beverages, preventing over-service of alcoholic beverages, preventing open containers of alcoholic beverages from leaving the licensed premises unless allowed by OLCC rules, and preventing noisy, disorderly, and unlawful activity on the licensed premises.

I attest that all answers on all forms and documents, and all information provided to the OLCC as a part of this application, are true and complete.

Applicant name	Signature	Date
LUIS A. TREVINO	[redacted]	12/6/23
AMY QUITEVIS	[redacted]	12/8/23

Applicant/Licensee Representative(s): If you would like to designate a person/entity to act on your behalf you must complete the Authorized Representative Form. You may submit the form with the application or anytime thereafter. The form must be received by the OLCC before the representative can receive or submit information for the applicant.

Please note that applicants/licensees are responsible for all information provided, even if an authorized representative submits additional forms on behalf of the applicant.

PRINT FORM

RESET FORM

Oregon Liquor & Cannabis Commission

LIMITED LIABILITY COMPANY (LLC) QUESTIONNAIRE

LLC Name ADA ENDEAVORS LLC

Trade Name of Business (Name Customers Will See) CUTLERS CORNER

The LLC named in this document is a (see page 1 for definitions): ☐ Manager-Managed LLC ☑ Member-Managed LLC

This section is ONLY for a manager-managed LLC. (Directions on page 1. You may include information on a separate sheet.)

Name of Managing Member (please print)	Name of Managing Member (please print)
LUIS A. TREVINO	AMY L. QUITEVIS

This section is for BOTH a manager-managed LLC and a member-managed LLC. (Directions on page 1. You may include information on a separate sheet.)

Name of Member (please print)	Percentage of issued membership held
LUIS A. TREVINO	50%
AMY L. QUITEVIS	50%

This section is ONLY for an LLC with the listed officers. (Directions on page 1. You may include information on a separate sheet.)

Title	Name (please print)
President	
Secretary	
Treasurer	
Vice president with responsibility over the operation of the business	

SERVER EDUCATION DESIGNEE (Directions on page 1)

Name (please print)	Date of Birth
AMY L. QUITEVIS	X 7/21/73

SIGNATURE (Directions on page 1)

NAME of Signing Person (please type or print) X LUIS A. TREVINO

X [redacted] DATE 12/6/23

This box for OLCC use ONLY

Does the entity hold, or has it ever held, an OLCC-issued liquor license? _____

PRINT FORM

RESET FORM

OREGON LIQUOR & CANNABIS COMMISSION

INDIVIDUAL HISTORY FORM

1. Name (Print):	QUITEVIS Last	AMY First	LYNN Middle
2. Other names used (maiden, other):	[redacted]		
3. Do you have a Social Security Number (SSN) issued by the United States Social Security Administration? Yes ☒ No ☐ If yes, you must list your SSN: [redacted]			

SOCIAL SECURITY NUMBER DISCLOSURE: As part of your application for an initial or renewal license, Federal and State laws require you to provide your Social Security Number (SSN) to the Oregon Liquor Control Commission (OLCC) for child support enforcement purposes (42 USC § 666(a)(13) & ORS 25.785). If you are an applicant or licensee and fail to provide your SSN, the OLCC may refuse to process your application. Your SSN will be used only for child support enforcement purposes unless you indicate below.

Based on our authority under ORS 471.311 and OAR 845-005-0312(6), we are requesting your voluntary consent to use your SSN for the following administrative purposes only: to match your license application to your Alcohol Server Education records (where applicable), and to ensure your identity for criminal records checks. OLCC will not deny you any rights, benefits or privileges otherwise provided by law if you do not consent to use of your SSN for these administrative purposes (5 USC§ 552(a).

4. Do you consent to the OLCC's use of my SSN as described above? Check this box: ☒

5. Date of Birth (DOB):	[redacted] (mm)	[redacted] (dd)	[redacted] (yyyy)
6. Driver License or State ID #: [redacted]			7. State OR
8. Contact Phone: [redacted]			
9. E-mail Address: [redacted]			

10. Mailing Address:	P.O. BOX 584 (Number and Street)	WILLAMINA (City)	OR (State)	97396 (Zip Code)

11. In the past 10 years, have you been convicted of a felony or a misdemeanor in a U.S. state outside of Oregon?

No ☒ Yes ☐ (If yes, explain in the space provided, below) Unsure ☐ Choose this option and provide an explanation if, for example: you were arrested or went to court, but are unsure of whether there was a conviction; you paid a fine or served probation or parole, but are unsure of whether there was a conviction; or if you know you had a conviction, but you are unsure of whether the conviction has been removed from your record, etc.

OREGON LIQUOR & CANNABIS COMMISSION

INDIVIDUAL HISTORY FORM

12. Do you, or any entity that you are a part of, **currently hold** or **have you previously held** a recreational marijuana license in Oregon? (Note: marijuana worker permits are not marijuana licenses.)

No ☒ Yes ☐ Please list licenses (and year(s) licensed) below Unsure ☐ Please include an explanation:

13. Do you, or any entity that you are a part of, hold an alcohol license in a U.S. state outside of Oregon?

No ☒ Yes ☐ Please list licenses (and year(s) licensed) below Unsure ☐ Please include an explanation:

14. Do you or any entity that you are a part of, have any other liquor license applications pending with the OLCC?

No ☒ Yes ☐ Please list applications below Unsure ☐ Please include an explanation:

You must sign your own form (electronic signature acceptable). Another individual, such as your attorney or an individual with power of attorney, ***may not*** sign your form.

Affirmation

Even if I receive assistance in completing this form, I affirm by my signature below, that my answers on this form are true and complete. I understand the OLCC will use the above information to check my records, including but not limited to my criminal history. I understand that if my answers are not true and complete, the OLCC may deny my license application.

Name (Print):	QUITEVIS Last	AMY First	LYNN Middle
Signature: [redacted]		Date: 12-8-23	

This box for OLCC use ONLY

_____ Does the individual currently hold, or has the individual previously held, an OLCC- issued liquor license?

Rev.11.27.23

PRINT FOR

RESET FORM

OREGON LIQUOR & CANNABIS COMMISSION

INDIVIDUAL HISTORY FORM

1. Name (Print):	TREVINO (Last)	LUIS (First)	A (Middle)

2. Other names used (maiden, other): [redacted]

3. Do you have a Social Security Number (SSN) issued by the United States Social Security Administration? Yes ☒ No ☐
If yes, you must list your SSN: [redacted]

SOCIAL SECURITY NUMBER DISCLOSURE: As part of your application for an initial or renewal license, Federal and State laws require you to provide your Social Security Number (SSN) to the Oregon Liquor Control Commission (OLCC) for child support enforcement purposes (42 USC § 666(a)(13) & ORS 25.785). If you are an applicant or licensee and fail to provide your SSN, the OLCC may refuse to process your application. Your SSN will be used only for child support enforcement purposes unless you indicate below.

Based on our authority under ORS 471.311 and OAR 845-005-0312(6), we are requesting your voluntary consent to use your SSN for the following administrative purposes only: to match your license application to your Alcohol Server Education records (where applicable), and to ensure your identity for criminal records checks. OLCC will not deny you any rights, benefits or privileges otherwise provided by law if you do not consent to use of your SSN for these administrative purposes (5 USC§ 552(a).

4. Do you consent to the OLCC's use of my SSN as described above? Check this box: ☒

5. Date of Birth (DOB):	[redacted]		
	(mm)	(dd)	(yyyy)

6. Driver License or State ID #: [redacted] 7. State OR

8. Contact Phone: [redacted]

9. E-mail Address: [redacted]

10. Mailing Address:	[redacted]	LINCOLN	OR	97367
	(Number and Street)	(City)	(State)	(Zip Code)

11. In the past 10 years, have you been convicted of a felony or a misdemeanor in a U.S. state outside of Oregon?

No ☒ Yes ☐ (If yes, explain in the space provided, below) Unsure ☐ Choose this option and provide an explanation if, for example: you were arrested or went to court, but are unsure of whether there was a conviction; you paid a fine or served probation or parole, but are unsure of whether there was a conviction; or if you know you had a conviction, but you are unsure of whether the conviction has been removed from your record, etc.

OREGON LIQUOR & CANNABIS COMMISSION

INDIVIDUAL HISTORY FORM

12. Do you, or any entity that you are a part of, **currently hold** or **have you previously held** a recreational marijuana license in Oregon? (Note: marijuana worker permits are not marijuana licenses.)

No [X] Yes [ ] Please list licenses (and year(s) licensed) below Unsure [ ] Please include an explanation:

13. Do you, or any entity that you are a part of, hold an alcohol license in a U.S. state outside of Oregon?

No [X] Yes [ ] Please list licenses (and year(s) licensed) below Unsure [ ] Please include an explanation:

14. Do you or any entity that you are a part of, have any other liquor license applications pending with the OLCC?

No [X] Yes [ ] Please list applications below Unsure [ ] Please include an explanation:

You must sign your own form (electronic signature acceptable). Another individual, such as your attorney or an individual with power of attorney, ***may not*** sign your form.

Affirmation

Even if I receive assistance in completing this form, I affirm by my signature below, that my answers on this form are true and complete. I understand the OLCC will use the above information to check my records, including but not limited to my criminal history. I understand that if my answers are not true and complete, the OLCC may deny my license application.

Name (Print):	TREVINO Last	LUIS First	ALEJANDRO Middle
Signature: [redacted]			Date: 12/6/23

This box for OLCC use ONLY

_____ Does the individual currently hold, or has the individual previously held, an OLCC- issued liquor license?

The Office of
CITY ADMINISTRATION

CITY OF LINCOLN CITY

CITY COUNCIL MINUTES OF THE MEETING

January 8, 2024, 6:00 PM

The final minutes for this meeting are supplemented by an electronic recording of the meeting, which may be viewed online at www.lincolncity.org under the tab "Agendas, Packets, and Videos". The staff reports, resolutions, ordinances, and other documents related to this meeting are also available at the same location. This meeting is rebroadcast on Cable Channel 4. *(See Channel 4 guide on the hour at http://www2.lincolncity.org/program-guide/*.

APPROVED BY CITY COUNCIL

DATE:

A. CALL TO ORDER

Mayor Wahlke called the meeting to order at 6:00 PM.

B. ROLL CALL

Attendee Name	Title	Status	Arrived
Marci Baker	City Councilor	Present	
Todd Barker	City Councilor	Present	
Judy Casper	Councilor Ward 3	Present	
Riley Hoagland	Councilor Ward 2	Present	
Rick Mark	Councilor Ward 3	Present	
Mitch Parsons	Councilor Ward 1	Present	
Susan Wahlke	Mayor	Present	

Staff Present: Daphnee Legarza, City Manager; Chief Broderick, Lincoln City Police Department; Abigail Edwards, Human Resources Director; Kim Cooper Findling, Explore Lincoln City Director; Jeanne Sprague, Parks and Recreation Director; Stephanie Reid, Public Works Director; Anne Marie Skinner, Planning and Community Development Director; Kirsten Brodbeck-Kenney, Library Director; Debbie Bridges, Finance Director; David Twigg, I.T. Support Specialist; Tony LaSoya, I.T. Director; Jamie Young, City Recorder.

C. PLEDGE OF ALLEGIANCE

Mayor Wahlke led The Pledge of Allegiance.

Mayor Wahlke spoke of the passing of former Councilor Ed Johann.

D. CONSENT AGENDA

1. Regular Meeting – Minutes of Regular Meeting – December 11, 2023, 6:00 PM
Councilors Baker and Barker were not seated for this vote.

MOTION:	**Consent Agenda**
MOVER:	**Rick Mark, Councilor Ward 3**
SECONDER:	**Judy Casper, Councilor Ward 3**
AYES:	Casper, Hoagland, Mark, Parsons, Wahlke
AWAY:	Baker, Barker
RESULT:	**Passed**

E. OATH OF OFFICE CEREMONY AND SEATING OF COUNCILORS BAKER AND BARKER

2. Oath of Office Ceremony and Seating of Councilors Marci Baker, and Todd Barker

The City Recorder swore in Councilors Baker and Barker.

F. RECESS MEETING- RECEPTION IN HALL

At 6:07 PM there was a recess for a welcome reception in the hallway.

G. RECONVENE MEETING

At 6:22 PM the Mayor reconvened the meeting.

H. COMMENTS FROM CITIZENS PRESENT ON AGENDA/NON-AGENDA ITEMS

None

I. PRESENTATIONS

1. Employee Service Awards

Mayor Wahlke recognized Mark Irmscher for 20 years of service and Star Khan for 10 years of service with the City of Lincoln City.

J. PUBLIC HEARING / ORDINANCE

None

K. PUBLIC HEARINGS / PUBLIC COMMENTS

None

L. ORDINANCES

None

M. RESOLUTIONS

1. Resolution No. 2024-01 - A Resolution accepting offers from the Oregon Department of Transportation, (ODOT) for easements for construction and highway right-of-way purposes on City property

MOTION:	**Move to Approve Resolution 2024-01, a Resolution that Gives Authority to the City Manager to Sign the Specified Easements to ODOT that Exceed 12 months**
MOVER:	**Mitch Parsons, Councilor Ward 1**
SECONDER:	**Rick Mark, Councilor Ward 3**
AYES:	Baker, Barker, Casper, Hoagland, Mark, Parsons, Wahlke
RESULT:	**Passed by Roll Call Vote**

N. SPECIAL ORDER OF BUSINESS

2. Design Consultant Services Award for Spring Lake Water Pump Station

MOTION:	**Motion to Direct Staff to Enter into a Preliminary Design Contract Award for the Spring Lake Pump Station with RH2 in the Amount of $127,520.00**
MOVER:	**Judy Casper, Councilor Ward 3**
SECONDER:	**Todd Barker, Councilor**
AYES:	Baker, Barker, Casper, Hoagland, Mark, Parsons, Wahlke
RESULT:	**Passed by Roll Call Vote**

3. Outside City Committee and City Committee Appointments

Mayor Wahlke nominated as follows for the City Committee Interviewers: The Public Arts Committee, Councilors Hoagland and Barker; The Library Board, Councilors Mark and Baker; The Parks and Recreation Board, Councilors Mark and Parsons; The Sustainability Committee, Councilors Casper and Hoagland.

Mayor Wahlke nominated as follows for the Outside City Committees: Lincoln County State Transportation Advisory Committee, Councilor Mark and the alternate was tabled for the next meeting; Lincoln County Solid Waste Disposal Service District Advisory Committee (SWAC), Councilor Casper and Councilor Hoagland as the alternate; Lincoln County Solid Waste Consortium (Agate Beach Landfill Closure), will continue to be filled by Staff; Oregon Coastal Zone Management Association (OCZMA), Councilor Mark and the alternate was tabled for the next meeting; Cascade West Area Commission on Transportation (CWACT), Councilors Mark and Councilor Parsons as the alternate; Cascade West Council of Governments (CWCOG)- Executive Board, Councilor Hoagland and Mayor Wahlke will continue as alternate; Villages at Cascade Head Homeowner's Association (VCHHOA), Councilor Parsons and Councilor Barker as alternate; HB4123 Advisory Board, Councilor Casper and Councilor Baker as the alternate.

4. Appointment of Subcommittee for Review of Outside Agency Requests

No action was taken.

O. CITY MANAGER/CITY ATTORNEY REPORTS

City Manager Legarza spoke about the new FAQ page on the City's website. Ms. Legarza gave an update on current events.

P. ACTIONS, IF ANY, BASED ON WORK SESSION, EXECUTIVE SESSION OR PUBLIC COMMENT

None

Q. ADDITIONAL COMMENTS FROM CITIZENS PRESENT ON NON-AGENDA ITEMS

None

R. ANNOUNCEMENTS OR COMMENTS BY CITY COUNCIL

Councilor Hoagland gave an update on current events.
Councilor Baker thanked the Ward II voters and the warm welcome.
Councilor Casper spoke about the donations needed at the HELP center.
Councilor Parsons gave an update on current events.
Councilor Barker thanked everyone for the warm welcome.
Councilor Mark welcomed the new Councilors. Councilor Mark spoke of the passing of Ed Johann.
Councilor Mark spoke of the location of the warming shelter. Mayor Wahlke said that they could call her for the number.
Mayor Wahlke spoke about the sign ordinance and asked the Council to think about changing the ordinance.

5.

MOTION:	**Motion to Direct Staff to Bring Back Information to Revise the Sign Ordinance.**
MOVER:	**Mitch Parsons, Councilor Ward 1**
AYES:	Baker, Barker, Casper, Hoagland, Mark, Parsons, Wahlke
RESULT:	**Passed by Voice Vote**

S. ADJOURNMENT

Mayor Wahlke adjourned the meeting at 6:58 PM.

SUSAN WAHLKE, MAYOR

ATTEST:

JAMIE YOUNG, CITY RECORDER

The Office of
CITY ADMINISTRATION

CITY OF LINCOLN CITY

CITY COUNCIL

MINUTES OF THE SPECIAL MEETING

January 17, 2024, 6:00 PM

The final minutes for this meeting are supplemented by an electronic recording of the meeting, which may be viewed online at www.lincolncity.org under the tab "Agendas, Packets, and Videos". The staff reports, resolutions, ordinances, and other documents related to this meeting are also available at the same location. This meeting is rebroadcast on Cable Channel 4. *(See Channel 4 guide on the hour at http://www2.lincolncity.org/program-guide/*.

APPROVED BY CITY COUNCIL

DATE:

A. CALL TO ORDER

Mayor Wahlke called the meeting to order at 6:00 PM.

B. ROLL CALL

Attendee Name	Title	Status	Arrived
Marci Baker	City Councilor	Present	
Todd Barker	City Councilor	Present	
Judy Casper	Councilor Ward 3	Present	
Riley Hoagland	Councilor Ward 2	Excused	
Rick Mark	Councilor Ward 3	Present	
Mitch Parsons	Councilor Ward 1	Present	
Susan Wahlke	Mayor	Present	

Staff Present: Daphnee Legarza, City Manager; Chief Broderick, Lincoln City Police Department; Cassidy Boyle, Emergency Preparedness Coordinator; Tony LaSoya, I.T. Director; Jamie Young, City Recorder.

C. SPECIAL ORDER OF BUSINESS

1. Emergency Order 2024-01 Declaring an Emergency as a result of a Winter Ice Storm

MOTION:	**Motion to Approve Resolution 2024-02 the Emergency Order 2024-01 Declaring an Emergency as a result of a Winter Ice Storm with Deletion of the Second Paragraph of Section C**
MOVER:	**Rick Mark, Councilor Ward 3**
SECONDER:	**Judy Casper, Councilor Ward 3**
AYES:	Baker, Barker, Casper, Mark, Parsons, Wahlke
EXCUSED:	Hoagland
RESULT:	**Passed by Roll Call Vote**

Daphnee Legarza, City Manager, gave a report on the weather event. The Council and Staff had a discussion regarding the resolution.

2. Miscellaneous

1.

MOTION:	**Motion to Cancel the January 22, 2024 City Council Meeting and Replace with a Work Session at 6 PM.**
MOVER:	**Mitch Parsons, Councilor Ward 1**
SECONDER:	**Todd Barker, Councilor**
AYES:	Baker, Barker, Casper, Mark, Parsons, Wahlke
EXCUSED:	Hoagland
RESULT:	**Passed by Voice Vote**

D. ADJOURNMENT

Mayor Wahlke adjourned the meeting at 6:22 PM.

SUSAN WAHLKE, MAYOR

ATTEST:

JAMIE YOUNG, CITY RECORDER

The Office of
CITY ADMINISTRATION

CITY OF LINCOLN CITY

CITY COUNCIL MINUTES OF THE WORK SESSION

January 22, 2024, 6:00 PM

The final minutes for this meeting are supplemented by an electronic recording of the meeting, which may be viewed online at www.lincolncity.org under the tab "Agendas, Packets, and Videos". The staff reports, resolutions, ordinances, and other documents related to this meeting are also available at the same location. This meeting is rebroadcast on Cable Channel 4. *(See Channel 4 guide on the hour at http://www2.lincolncity.org/program-guide/*.

APPROVED BY CITY COUNCIL

DATE:

I. CALL TO ORDER

Mayor Wahlke called the meeting to order at 6:00 PM.

Attendee Name	Title	Status	Arrived
Marci Baker	City Councilor	Present	
Todd Barker	City Councilor	Present	
Judy Casper	Councilor Ward 3	Present	
Riley Hoagland	Councilor Ward 2	Present	
Rick Mark	Councilor Ward 3	Present	
Mitch Parsons	Councilor Ward 1	Present	
Susan Wahlke	Mayor	Present	

Staff Present: Daphnee Legarza, City Manager; Jamie Young, City Recorder.

II. DISCUSSION ITEMS

1. Discussion for New Park name decision

Jeanne Sprague, Parks and Recreation Director, gave a history of the public naming process. The Council and Staff discussed the naming of the park at length. Ms. Sprague said she would add this to the agenda for the City Council meeting on February 12th, 2024.

III. MISCELLANEOUS

Mayor Wahlke asked about the date for the group Council photo. Mayor Wahlke thanked everyone for doing a work session. Councilor Parson spoke about setting some hard dates for hiring the City Attorney. Councilor Casper asked about getting Coastal Support Services to present at a Council meeting. Ms. Legarza said it is scheduled for the first meeting in February. Ms. Sprague gave an update on the signs on the City's post and the doggy bags at the parks. The City Council had a discussion regarding signs and overnight parking. Councilor Hoagland spoke about the flooding at SE 1st Street. Councilor Hoagland spoke about the LED street light upgrades. Ms. Legarza said that Public Works is working on the RFP.

IV. ADJOURNMENT

Mayor Wahlke adjourned the meeting at 6:53 PM.

SUSAN WAHLKE, MAYOR

ATTEST:

JAMIE YOUNG, CITY RECORDER

The Office of
CITY ADMINISTRATION

CITY OF LINCOLN CITY

CITY COUNCIL MINUTES OF THE WORK SESSION

January 29, 2024, 5:00 PM

The final minutes for this meeting are supplemented by an electronic recording of the meeting, which may be viewed online at www.lincolncity.org under the tab "Agendas, Packets, and Videos". The staff reports, resolutions, ordinances, and other documents related to this meeting are also available at the same location. This meeting is rebroadcast on Cable Channel 4. *(See Channel 4 guide on the hour at http://www2.lincolncity.org/program-guide/*.

APPROVED BY CITY COUNCIL

DATE:

1. CALL TO ORDER

Mayor Wahlke called the meeting to order at 5:00 PM.

Attendee Name	Title	Status	Arrived
Marci Baker	City Councilor	Late	5:30 PM
Todd Barker	City Councilor	Present	
Judy Casper	Councilor Ward 3	Present	
Riley Hoagland	Councilor Ward 2	Present	
Rick Mark	Councilor Ward 3	Present	
Mitch Parsons	Councilor Ward 1	Present	
Susan Wahlke	Mayor	Present	

Staff present: Daphnee Legarza, City Manager (via Zoom); Stephanie Reid, Public Works Director; Jeanne Sprague, Parks and Recreation Director; Jamie Young, City Recorder.

2. DISCUSSION ITEMS

A. System Development Charges for Parks and Transportation

Zech Hazel, Project Consultant, and John Ghilarducci, President of FCS Group, gave a presentation regarding system development charges for parks and transportation. Council and Staff had a discussion on the information presented.

B. Update on Water Planning Projects

Stephanie Reid, Public Works Director, gave a presentation on the water planning projects. Ms. Reid also updated on the water master plan. The Council and Staff had a discussion on the information presented.

C. Update on Sewer Planning Projects

Stephanie Reid, Public Works Director, gave a presentation on the sewer planning projects. Ms. Reid also updated on the sewer master plan. The Council and Staff had a discussion on the information presented.

3. MISCELLANEOUS

4. ADJOURNMENT

Mayor Wahlke adjourned the meeting at 6:34 PM.

SUSAN WAHLKE, MAYOR

ATTEST:

JAMIE YOUNG, CITY RECORDER

Council Communication

Coastal Support Services Presentation

Meeting Date:	February 12, 2024	Primary Staff Contact:	Daphnee Legarza
Department:	City Council	E-Mail:	DLegarza@lincolncity.org
Secondary Dept:		Secondary Contacts:	Daphnee Legarza
Approval:	Daphnee Legarza	Estimated Time:	15 minutes

Executive Director, Amanda Cherryholmes will be updating Council regarding Coastal Support Services current programs and any future service programs they are planning to provide in Lincoln City.

Council Communication

Resolution 2024-04: Supplemental Budget

Meeting Date:	February 12, 2024	Primary Staff Contact:	Debbie Bridges
Department:	Finance	E-Mail:	dbridges@lincolncity.org
Secondary Dept:		Secondary Contacts:	
Approval:	Daphnee Legarza	Estimated Time:	10 minutes

Authority:

ORS 294.471 provides that the governing body of any municipal corporation may make a supplemental budget where an occurrence or condition which had not been anticipated at the time of the preparation of the budget for the current year requires a change in financial planning.

Background:

Following are the items for which Finance is requesting appropriation changes in the FY2023-24 budget. This supplemental budget request does not require a public hearing.

General Fund:

- Police vehicles $86,000
  Finding Police vehicles in recent years has been quite difficult and has extended lead times. This request is to add $75K appropriation for a fourth PD vehicle that is currently available for a short period of time. This request also includes adding $11K to the budget for the existing three budgeted vehicles which are coming in over budget.

- Police fuel $15,000
  This request is to add $15K to the budgeted amount for fuel in the Police department; the original requested amount for FY2023-24 was too low.

- Rugged MDTs for four police vehicles $16,600
  This request is to add $16,600 to the police budget to purchase new rugged MDTs for four police vehicles. IT is replacing older (and eventually all) Panasonic MDTs with Dell Rugged MDTs. We have had ongoing issues with the Panasonics and are moving forward with Dell. The Dells are less expensive (by approximately $2K per unit) and support is much better.

- Police K9 expense $2,566
  One of the K9s was injured during training; CIS reimbursed $2,566 of this cost. This request is to add $2,566 to budgeted revenue and $2,566 to budgeted expenditures for the K9s.

The first three items can be funded by actual beginning fund balance being higher than what was budgeted. The fourth item is funded by reimbursement from CIS.

Parks Capital Fund:

- Capital Outlay $100,000
  The Parks department was awarded a $100,000 Travel Oregon grant to help fund the new playground at the Taft Park. This request is to add $100K to budgeted revenue and $100K to budgeted expenditures.

Facilities Capital Fund:

- Capital Outlay $156,000
  The adopted FY2023-24 budget included $500,000 to replace the restroom on NW 17th. The lowest bid came in at $656,000 (including amount for contingency). This request is to add $156,000 to the adopted budget, and is funded through reduction in contingency in the Facilities capital fund.

Potential Motions:

1. Approve resolution 2024-04 as presented.
2. Approve resolution 2024-04 as amended.
3. Do not approve resolution 2024-04.

Attachments:

Resolution 2024-04 - Supplemental Budget FY2023-24 (DOC)

RESOLUTION 2024-04

A RESOLUTION ADOPTING THE SUPPLEMENTAL BUDGET OF THE CITY OF LINCOLN CITY, OREGON, FOR THE FISCAL YEAR 2023-2024, AS APPROVED BY THE CITY COUNCIL, AND MAKING APPROPRIATIONS

WHEREAS, ORS 294.471 provides that the governing body of any municipal corporation may make a supplemental budget where an occurrence or condition which had not been anticipated at the time of the preparation of the budget for the current year requires a change in financial planning; and

WHEREAS, the publication of the supplemental budget was given in the manner provided in ORS 294.311;

NOW, THEREFORE, BE IT RESOLVED by the City Council of Lincoln City as follows:

Section 1. That it hereby adopts the supplemental budget for 2023-2024, and is now on file in the office of the Finance Director.

Section 2. BE IT FURTHER RESOLVED that the additional amounts for the fiscal year ending June 30, 2024, for the purposes shown below are hereby appropriated as follows:

SEE EXHIBIT “A”

This resolution shall be effective upon passage.

PASSED AND APPROVED by the City Council of The City of Lincoln City this 12th day of February 2024.

_____
SUSAN WAHLKE, Mayor

ATTEST:

_____
JAMIE YOUNG, City Recorder

EXHIBIT A
SUMMARY OF SUPPLEMENTAL BUDGET

FUND: GENERAL FUND

	Resource	Amount		Requirement	Amount
1	Beginning Fund Balance	117,600	1	Police	120,166
2	Insurance Claims/Refunds	2,566	2		
	Revised Total Resources	21,057,380		**Revised Total Requirements**	21,057,380

Comments:

To add $86K appropriation for Police Vehicles, add $15K for Police fuel, add $16.6K for rugged MDTs for Police vehicles, and to add $2,566 for K9 budgeted expenses.

FUND: PARKS CAPITAL

	Resource	Amount		Requirement	Amount
1	Grants	100,000	1	Capital Outlay	100,000
	Revised Total Resources	2,471,326		**Revised Total Requirements**	2,471,326

Comments:

To add appropriation for $100K grant received from Travel Oregon.

FUND: FACILITIES CAPITAL

	Resource	Amount		Requirement	Amount
1			1	Building Improvements	156,000
2			2	Contingency	-156,000
	Revised Total Resources	1,939,297		**Revised Total Requirements**	1,939,297

Comments:

To add $156K appropriation to capital budget for replacing restroom on NW 17th.

Council Communication

New Park Naming

Meeting Date:	February 12, 2024	Primary Staff Contact:	Jeanne Sprague
Department:	Parks and Recreation	E-Mail:	JSprague@lincolncity.org
Secondary Dept:		Secondary Contacts:	
Approval:	Daphnee Legarza	Estimated Time:	30 mins

Question:

Should the City Council follow the 'Naming of Parks' City Policy, choose one of the recommended Park Names from the Lincoln City Parks & Recreation Board, or choose one of the names from the original public input list, or reject proposed names and propose a different name, or direct staff to restart/revamp the New Park public naming process?

Staff Recommendation:

Staff recommends that the Council follow the 'Naming of Parks' City Policy, and base their park name decision on the Guiding Principles of the policy:

When naming a new park and/or recreational facility, the proposed name will:

- Engender a strong positive image
- Be appropriate having regard to the parks/recreational facility's location and/or history
- Have historical, cultural or social significance for future generations
- Commemorate places, people or events that are of continued importance to the city, region, state, and/or nation
- Have symbolic value that transcends its ordinary meaning or use and enhances the character and identity of the park and/or recreational facility
- Have broad public support
- Shall not result in the undue commercialization of the park and/or recreational facility if it accompanies a corporate gift

Authority:

See attached 'Naming of Parks' City policy for the authority process on 'assessing and approving naming/renaming requests'.

Background:

The naming or renaming of parks and recreational facilities is complex and sometimes emotionally evocative since assigning a name is a powerful and permanent identity for a public place and/or facility.

It is the policy of Lincoln City Parks and Recreation to reserve the name or renaming of parks and/or recreational facilities for circumstances that will best serve the interests of the city and ensure a worthy and enduring legacy for the City's park and recreation system.

In considering proposals for the naming or renaming of a park and/or recreational facility, the following general principles will be taken into account either collectively or individually.

When naming a new park and/or recreational facility, the proposed name will:

- Engender a strong positive image
- Be appropriate having regard to the parks/recreational facility's location and/or history
- Have historical, cultural or social significance for future generations
- Commemorate places, people or events that are of continued importance to the city, region, state, and/or nation
- Have symbolic value that transcends its ordinary meaning or use and enhances the character and identity of the park and/or recreational facility
- Have broad public support
- Shall not result in the undue commercialization of the park and/or recreational facility if it accompanies a corporate gift

Upon receipt of a naming request by Lincoln City Parks and Recreation, each proposal will then be considered by the Director of Lincoln City Parks and Recreation or his/her representative, members of the Lincoln City Parks and Recreation Board (a recommending body), City Manager or his/her representative, and final approval by City Council.

This new park is located at 4815 SE 51 St, Lincoln City OR 97367.

History on park development found here:
https://www.lincolncity.org/departments/parks-recreation/new-community-park-development

- The start date for public open submittal was 8/29/23.
- The end date for public open submittal was 11/30/23.
- Extensive marketing via emails, social media, press releases, signage, website alerts, etc. notified the public of this process.
- Applicants submitted the 'Name the Park' application (attached).
- Total of 190 public entries for names were submitted.
- Top 10 names selected by LCP&R Board for Council consideration (attached).

Council Options:

1. Choose park name and approve.
2. Do not choose park name and revamp/ restart public naming process.

Financial Impact

Staff time for implementing public process, marketing public process, compiling public input, coordinating LCP&R Board and Council decisions, and adding new name on signs, maps, literature, and marketing.

Potential Motions:
Motion to approve New Park name.

Attachments:
Naming of Parks Policy 2018 (PDF)
Name the Park application with guidelines (PDF)
Park Design (PDF)
Final top 10 names recommend by LCP&R Board members (PDF)
Map Vicinity (PDF)

POLICY NAME: Naming/Renaming of Parks, Recreational Facilities and/or Features

Policy Category: Parks & Recreation/ Planning/Development
Date Reviewed:
Date Adopted:
Contact Person: Jeanne Sprague
Position: Parks & Recreation Director
Authorized By:
Position:

Introduction

The naming or renaming of parks and recreational facilities is complex and sometimes emotionally evocative since assigning a name is a powerful and permanent identity for a public place and/or facility. The naming and renaming of parks and/or recreational facilities often requires significant resources in terms of changing names on signs, maps, and literature. In addition, excessive and constant name changing can be the source of confusion to the public. The purpose of this policy is to provide guidance to those that have an interest in the naming and or renaming of the City's parks and/or recreational facilities.

Policy Statement

It is the policy of Lincoln City Parks and Recreation to reserve the name or renaming of parks and/or recreational facilities for circumstances that will best serve the interests of the city and ensure a worthy and enduring legacy for the City's park and recreation system.
To this end, Lincoln City Parks and Recreation supports consideration of naming requests within the following broad categories:

Historic Events, People, and Places
The history of a major event, place or person may play an important role in the naming or renaming of a park as communities often wish to preserve and honor the history of a city, its founders, other historical figures, its Native American heritage, local landmarks and prominent geographical locations, and natural and geological features through the naming of parks.

Outstanding Individuals
The City has benefited, through its evolution, from the contributions made by many outstanding individuals. This category is designed to acknowledge the sustained contribution that has been made by such individuals to the City and the development and management of the City's park and recreation system.

Major Gifts
Over the years, Lincoln City and the Lincoln City Parks and Recreation have benefited from the generosity of some of its residents, businesses, and foundations. On occasion, the significance of such donations may warrant consideration being given to requests from either the donor or another party to acknowledge such a gift by naming.

RELATED POLICIES

- Policy for Commemorative Items
- 2.06.090 Gifts Ordinance

Definitions

Naming: the permanent name assigned by City Council via an ordinance to a given park or recreational facility.
Parks: all traditionally designed parks, gardens, natural open spaces, and specialized parks under the stewardship of Lincoln City Parks and Recreation.
Recreational facilities: major structures such as community centers, swimming pools, pavilions, tennis courts, sports fields, and fountains located within lands under the stewardship of Lincoln City Parks and Recreation.

Donations: a donation of property, goods or cash generally with no expectation of return. If the gift is contingent upon a special request, it is made subject to "condition."

Guiding Principles

General Principles

In considering proposals for the naming or renaming of a park and/or recreational facility, the following general principles will be taken into account either collectively or individually.
When naming a new park and/or recreational facility, the proposed name will:

- Engender a strong positive image
- Be appropriate having regard to the parks/recreational facility's location and/or history
- Have historical, cultural or social significance for future generations
- Commemorate places, people or events that are of continued importance to the city, region, state, and/or nation
- Have symbolic value that transcends its ordinary meaning or use and enhances the character and identity of the park and/or recreational facility
- Have broad public support
- Shall not result in the undue commercialization of the park and/or recreational facility if it accompanies a corporate gift

Renaming a park and/or recreational facility

Proposals to rename parks and/or recreational facilities whether for a major gift or community request are not encouraged. Likewise, names that have become widely accepted by the community will not be abandoned unless there are compelling reasons and strong public sentiment from the broader community for doing so. Historical or commonly used place names will be preserved wherever possible.

Naming/renaming parks and/or recreational facilities for Outstanding Individuals

Naming or renaming a park and/or recreational facility for an outstanding individual is encouraged only for those who have been deceased for at least three years (this provision can be waived at Council's directive) and where that person's significance and good reputation have been accepted in the City's, State's and/or Nation's history.
In considering the naming/renaming of a park and/or recreational facility after a deceased person, priority will be given to those who made a sustained and lasting contribution to

- Lincoln City's park and recreation system
- The City of Lincoln City
- The State of Oregon
- The Nation

The naming of a park and/or recreational facility after people who may have lost their lives due to war or a tragic event will be considered only after the shock of such event has lessened within the community.

Naming/renaming for Historic Events, People, and Places

When a park and/or recreational facility is associated with or located near events, people, and places of historic, cultural or social significance, consideration will be given to naming that park and/or recreational facility after such events, people, and places. In considering such proposals, the relationship of the event, person or place to the park and/or recreational facility must be demonstrated through research and documentation.

Naming for Major Donations

From time to time, a significant donation may be made to the City that will add considerable value to the City's park and recreation system. On such occasions, recognition of this donation by naming a new park and/or recreation facility in honor of or at the request of the donor will be considered.
As a guideline, the threshold for considering the naming of a park and/or recreational facility will include one or more of the following:

- Land for the majority of the park was deeded to the city.
- Contribution of a minimum of 60% of the capital construction costs associated with developing the park/recreational facility.
- Provision of a minimum 20-year endowment for the continued maintenance and/or programming of the park/recreational facility.

Donors seeking naming rights for major donations with respect to an individual will be encouraged to follow the principles that apply to naming a park for an outstanding person. Exceptions to this will be considered on their own merits. Lincoln City Parks and Recreation reserves the right to rename any park and/or recreational facility if the person for whom it is named turns out to be disreputable or subsequently acts in a disreputable way. Naming parks and/or recreational facilities with a company name is prohibited. Corporate logos, insignias, brands or direct advertising text shall not be used in park and/or recreational facility naming text.

Other Considerations
To minimize confusion, parks will not be subdivided for the purpose of naming unless there are readily identifiable physical divisions such as roads or waterways. However, naming of specific major recreational facilities within parks will be permitted; under these circumstances such names should be different to the park name to avoid user confusion.
All signs that indicate the name of a park and/or recreational facility shall comply with Lincoln City's graphic and design standards. Specialized naming signage will not be permitted.

Naming Text
As Lincoln City Parks and Recreation operates a large and diverse park system, it is important that the naming text assist in communicating the type of development and use. Therefore, the following terms will be applied as part of the naming process:

- **"Park"** applies to all parks that have been or will be developed primarily for recreational purposes. Such parks usually involve a high degree of landscape and recreational facility development.
- **"Open Space"** applies to all parks where the primary purpose is the conservation of the natural environment. Such parks generally will have little or no development.

REVIEW PROCESS: Procedures & Guidelines
These procedures and guidelines have been established to ensure that the naming or renaming of parks and/or recreational facilities is approached in a consistent manner.

Requests for naming/renaming of parks and/or recreational facilities
All requests for the naming or renaming of a park and/or recreational facility shall be made in writing to the Director of Lincoln City Parks and Recreation.
Requests should contain the following minimum information:

- The proposed name
- Reasons for the proposed name
- Written documentation indicating community support for the proposed name
- Description/map showing location and boundaries of the park
- If proposing to name a facility within a park, include a description/map showing the location of the facility.
- If proposing to rename a park or facility, include justification for changing an established name
- If proposing to name a park or facility after an outstanding person, include documentation of that person's significance and good reputation in the City's, State's or Nation's history.

Assessing and approving naming/renaming requests
Upon receipt of a naming request by Lincoln City Parks and Recreation, each proposal will then be considered by the Director of Lincoln City Parks and Recreation or his/her representative, members of the Lincoln City Parks and Recreation Board (a recommending body), City Manager or his/her representative, and final approval by City Council. Assessment includes:

- Review of the proposed request for its adherence to the policies of Lincoln City Parks and Recreation.
- Ensure that supporting information has been authenticated, particularly when an individual's name is proposed.
- Take into consideration the comments of the relevant neighborhood association(s) or wards.
- The Parks and Recreation Director, Board and City Manager will then present a recommendation to the City Council who may either accept or reject any proposal.

PARKS & RECREATION
LINCOLN CITY

Lincoln City Parks & Recreation Department invites you to:

Name the New Community Park!

Park located at SW 50 and 51st St

Applications should include:

Your name: _____

Address: _____

Phone: _____

Email: _____

Proposed name of the Park:

_____

Reason(s) for proposed name:

_____

_____

_____

Send your application to: llafon@lincolncity.org by Nov. 30, 2023

Applications will be reviewed by the Parks & Recreation Board, City Management and City Council. The winning name will be announced after City Council decision.

Winner will receive "1" annual membership to the Community Center.

SEE REVERSE SIDE OF PAGE FOR NAMING GUIDELINES

City of Lincoln City Parks & Recreation | 2150 NE Oar Pl. | PO Box 50 | Lincoln City, OR 97367 | 541.996.2131 | Lincolncity.org

General Principles
In considering proposals for the naming or renaming of a park and/or recreational facility, the following general principles will be taken into account either collectively or individually.
When naming a new park and/or recreational facility, the proposed name will:

- Engender a strong positive image
- Be appropriate having regard to the parks/recreational facility's location and/or history
- Have historical, cultural or social significance for future generations
- Commemorate places, people or events that are of continued importance to the city, region, state, and/or nation
- Have symbolic value that transcends its ordinary meaning or use and enhances the character and identity of the park and/or recreational facility
- Have broad public support
- Shall not result in the undue commercialization of the park and/or recreational facility if it accompanies a corporate gift

Naming/renaming parks and/or recreational facilities for Outstanding Individuals
Naming or renaming a park and/or recreational facility for an outstanding individual is encouraged only for those who have been deceased for at least three years (this provision can be waived at Council's directive) and where that person's significance and good reputation have been accepted in the City's, State's and/or Nation's history.
In considering the naming/renaming of a park and/or recreational facility after a deceased person, priority will be given to those who made a sustained and lasting contribution to

- Lincoln City's park and recreation system
- The City of Lincoln City
- The State of Oregon
- The Nation

The naming of a park and/or recreational facility after people who may have lost their lives due to war or a tragic event will be considered only after the shock of such event has lessened within the community.

Naming/renaming for Historic Events, People, and Places
When a park and/or recreational facility is associated with or located near events, people, and places of historic, cultural or social significance, consideration will be given to naming that park and/or recreational facility after such events, people, and places. In considering such proposals, the relationship of the event, person or place to the park and/or recreational facility must be demonstrated through research and documentation.

In the event more than one person chose the name selected for the new Park, a random drawing of all the participants who supplied the name will be done to determine who receives the one (1) year membership to the Community Center.

Final Park Design • *Diseño final del parque*

Legend • *Simbología*

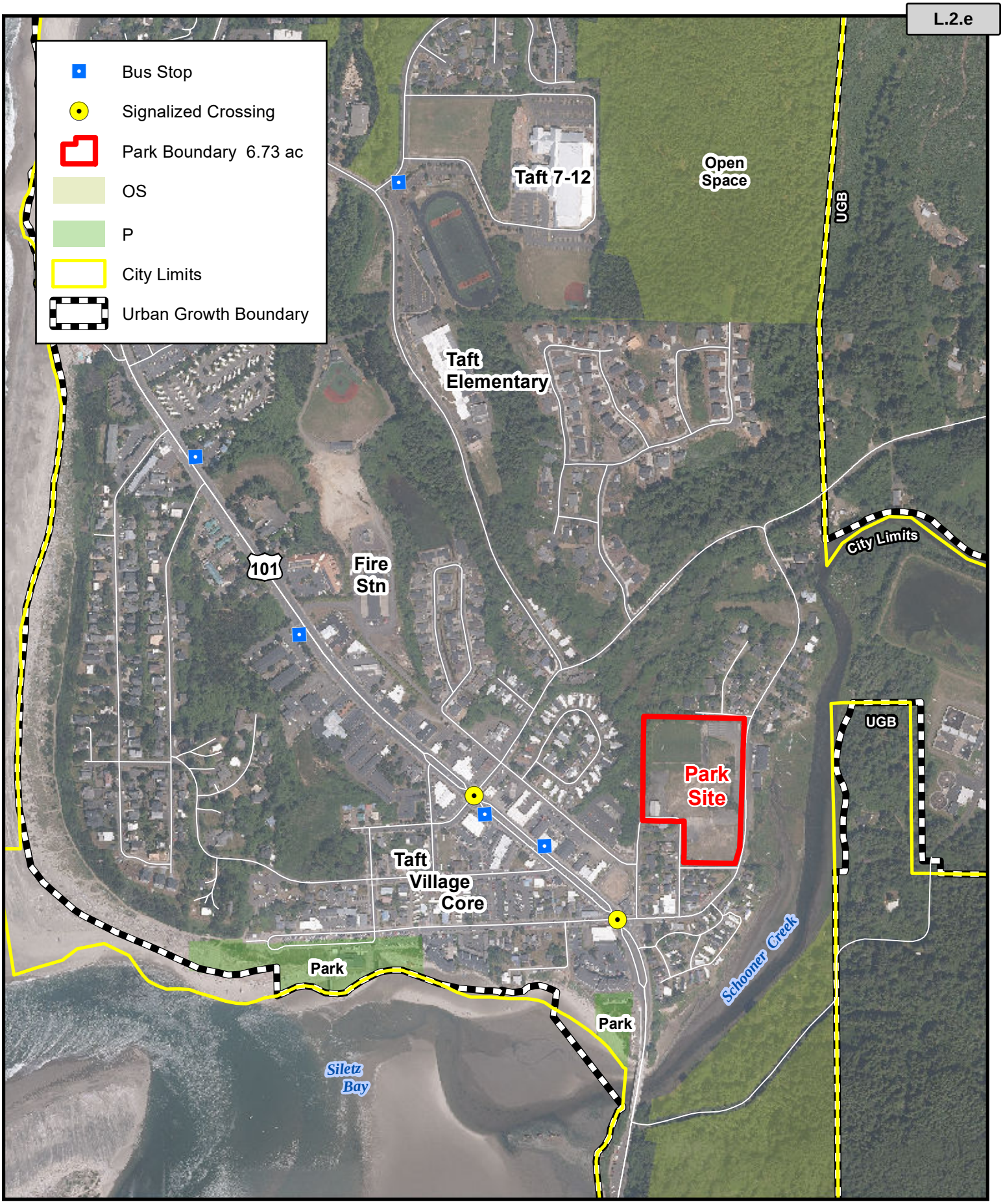
1. Multi-Sport Field
   Campos Deportivos Multi-usos
2. Pickle Ball Courts
   Canchas para Pickleball
3. Covered Multi-sport Court
   Canchas Cubiertas Deportivas Multi-usos
4. Inclusive Play Area
   Area de Juegos Inclusiva
5. Restroom / Storage Building
   Baños/ Edificio para Almacenamiento
6. Picnic Shelter / Performance Stage
   Area de Picnic Cubierta/Escenario
7. Flexible Lawn
   Campo Flexible
8. Paved Promenade for Markets/Events
   Paseo Pavimentado para Mercados/Eventos
9. Covered Picnic Area
   Area de Picnic Cubierta
10. Paved Trails
    Senderos Pavimentados
11. Soft Surface Trail
    Sendero de superficie blanda
12. On-Street Parking
    Estacionamiento el la calle
13. Pedestrian Crossing
    Cruce peatonal
14. Entry Plaza
    Plaza de entrada

New Community Park in Lincoln City
Nuevo Parque Comunitario en Lincoln City

PARKS & RECREATION LINCOLN CITY

K&E EXCAVATING · DOWL · understory · bearing

Top 10 Names chosen by vote by all LCP&R Board Members on 12.20.2023
Anchor Park
Bay 101 Park
Discovery Park
Four Brothers Park
Oceans Edge
Old School Play Park
Osprey Park
Sahalie (would request Siletz Tribe approval)
Schooner Creek Park
Siletz Bay Community Park



TAFT PARK SITE - VICINITY

Poject Sponsor: Lincoln City Parks & Recreation
Project Name: New Community Park Lincoln City

March 2, 2022

Council Communication

Design-Build Contract Award for SE 2nd Street Inflow & Infiltration Project

Meeting Date:	February 12, 2024	Primary Staff Contact:	Stephanie Reid
Department:	Public Works	E-Mail:	SReid@lincolncity.org
Secondary Dept:		Secondary Contacts:	
Approval:	Daphnee Legarza	Estimated Time:	10 minutes

Question:
Should the City Council award the Progressive Design-Build Services for SE 2nd Street Inflow & Infiltration Project to K&E Excavating, Inc?

Staff Recommendation:
Staff recommends the City Council award the Progressive Design-Build Services for SE 2nd Street Inflow & Infiltration Project to K&E Excavating, Inc.

Project Background:
The City's has a sanitary sewer line that runs from the SE 3rd Pump Station north 1,842 feet and crosses a canal along SE 2nd Court and Devils Lake. The line is 14-inch asbestos cement constructed in 1968 (56 years old). The entire length of this line section is below the water table and is considered a major source of infiltration into the sewer system. The line cannot be maintained due the water level inside the pipes which indicates that the line has settled and has low points. This project is to upgrade this section of line to prevent infiltration into the system and allow our crews to maintain the line.

Authority:
LCMC 2.05.060. (Public improvement contracts shall be awarded by competitive bid or as provided by the Public Contracting Code or these rules) In this case, the Council approved the exemption from competitive bid.

Advertisement:
The Public Works Department advertised the "Invitation to Submit Proposals for Progressive Design-Build" on November 27, 2023. We received one proposal on January 4, 2024 from K&E Excavating, Inc.

The proposal was reviewed by staff. Staff recommends moving forward with K&E Excavating, Inc. for this project. A copy of the proposal is attached.

Financial Impact

The project is funded through Sewer Capital Fund (252-000-6340203) and has a budget for FY 23-24 of $750,000.00. Phase 1 budget for conceptual design is $70,000.00. The estimated budget for Phase 2 for (80% design) is $192,000.00. The amount we are requesting to be awarded includes Phase 1 budget for conceptual design and Phase 2 for 80% design which includes permitting and geotechnical work and a ten percent contingency for a total of $288,200.00.

For Phase 3, the K&E Project team will develop a not to exceed cost for construction paid at direct cost plus 10% for labor and 10% for materials. We will bring Phase 3 recommendation to Council for approval.

Council Options:

City Council can award the Progressive Design-Build Services for SE 2nd Street Inflow & Infiltration Project to K&E Excavating, Inc. or not award the project to K&E Excavating, Inc.

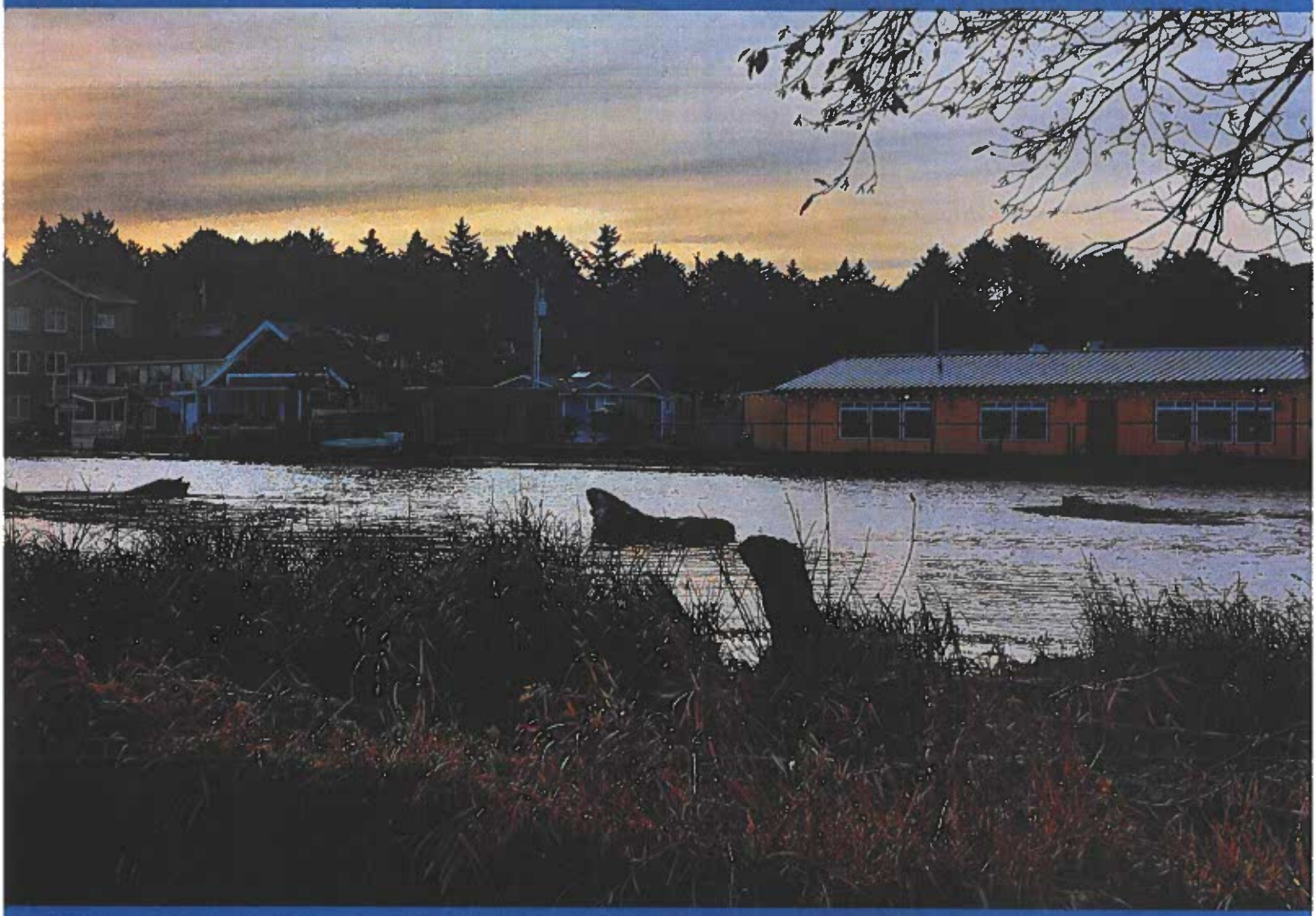
Potential Motions:

Move to award the Progressive Design-Build Services for SE 2nd Street Inflow & Infiltration Project to K&E Excavating, Inc. in the amount of $288,200.00.

Attachments:

K&E Proposal January 11. 2024 (PDF)
map (PDF)
Area Map (BMP)

K&E EXCAVATING INCORPORATED



PROPOSAL FOR THE CITY OF LINCOLN CITY, OREGON

Progressive Design-Build Services

SE 2ND STREET INFLOW & INFILTRATION PROJECT

JANUARY 11, 2024

Letter of Transmittal

K&E EXCAVATING INCORPORATED

January 11, 2024

Terry Chamberlin, Engineer
City of Lincoln City
801 SW Hwy 101
Lincoln City, OR 97367

RE: **SE 2nd Street Inflow & Infiltration Project – Progressive Design/Build Services**

Dear Terry, Department of Public Works staff, and your distinguished colleagues,

The scenic area east of Highway 101 near SE 2nd Street and Devils Lake is experiencing infiltration and inflow issues that threaten the functioning of the aging local sewer system. K&E Excavating Inc. (K&E) is privileged to have the expertise and knowledge to partner with the City of Lincoln City (City) in addressing these issues in an innovative, cost-effective way as your progressive design-builder. In partnership with our trusted colleagues at DOWL (lead design firm) and Shannon & Wilson (S&W, geotechnical engineer), we are confident we have the experience, expertise, and innovation to deliver a successful project that meets your needs and expectations.

K&E's team has analyzed and reviewed your project, walking the project alignment and surroundings, and we are prepared to leverage that knowledge in combination with our strong experience in pipeline projects, especially in challenging environments and conditions, to create a functional, cost-effective plan that best meets the City's needs. On the pages to follow, we have included some alternate concepts for the project's trickier northern portions, as well as proven ideas for accomplishing the existing northern alignments and more straight-forward southern portions. We understand that the project will also involve crossing a canal and Devils Lake, requiring coordination with environmental agencies and stakeholders. Our team has a long history of working with the relevant regulatory agencies involved, obtaining permits for pipeline projects and in-water work, as well as engaging with the public and addressing their concerns and feedback.

As we are demonstrating on our current New Lincoln City Community Park project for the City, our team has a strong mastery of progressive design-build (PDB) performance. Our philosphy is to form a true partnership with our client and consultants based on open communication and putting the project first. We seek to collaborate as a unified team with the owner, stakeholders, and the public to manage risks, challenges, and changes throughout the project lifecycle.

To back up our ideas, we have also included a full picture of our team members and our relevant experiences in the critical areas facing the SE 2nd Street I&I project. As you will see, K&E's team has the skills, knowledge, and resources to handle any pipeline project, regardless of the size, scope, or complexity. We are eager to apply our expertise and innovation to the project at hand.

I am authorized to commit K&E to the obligations contained in our proposal and will be the City's point of contact for any questions or requests you may have. Our bonding capacity letter and statement of assurances are included in the appendix.

We appreciate your consideration of our proposal and look forward to hearing from you soon.

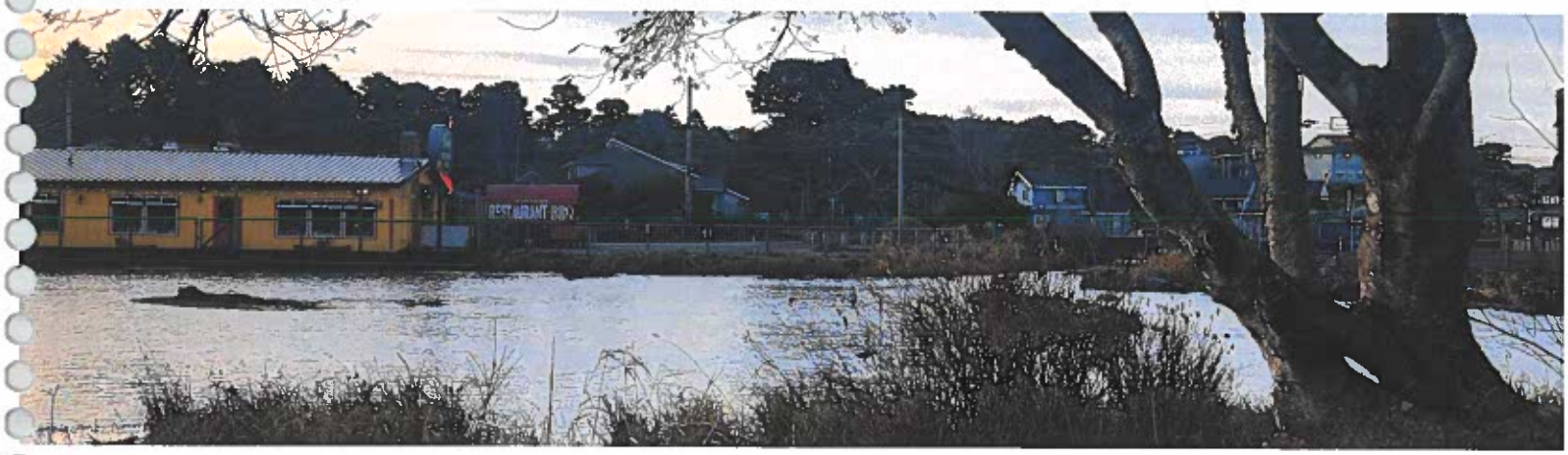
Sincerely,
K&E Excavating, Inc.

Kerry O. Kuenzi

Kerry Kuenzi
President

K&E Proposal Contact (Authorized to Bind Firm)
Kerry Kuenzi, President
K&E Excavating, Inc.
3871 Langley Street SE, Salem, Oregon 97317
503.991.0089 | kerry@keex.net

TABLE OF CONTENTS



Letter of Transmittal i

Part 1 – Executive Summary 1

Part 2 – Design-Builder Profile 2

Part 3 – Project Team 4

Part 4 – Experience 13

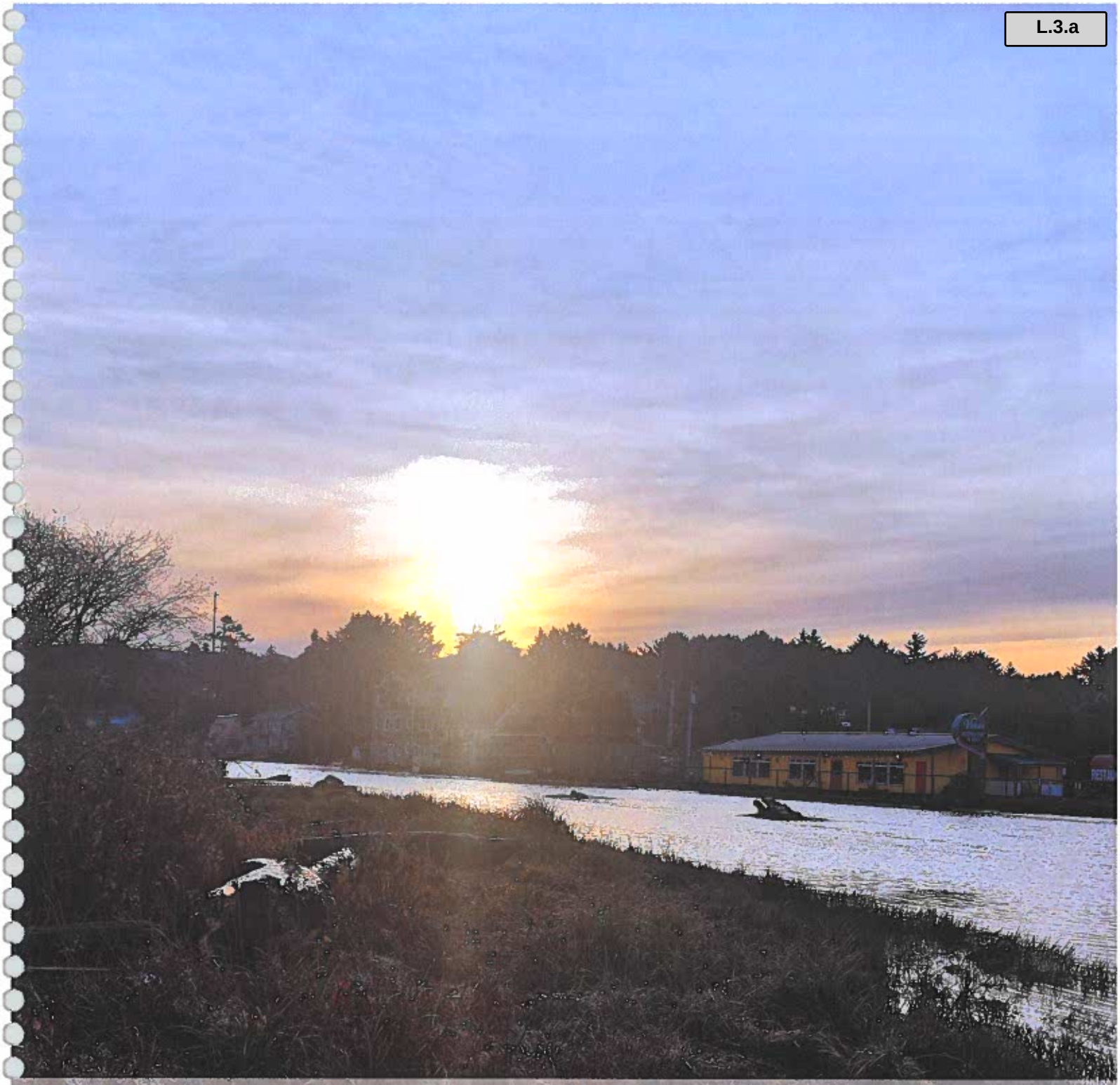
Part 5 – Project Approach 23

Part 6 – Progressive Design-Build Contract Markup 38

Part 7 – Fee and Rate Proposal 39

Appendix

- Bonding Letter II
- Certificate of Insurance IV
- Resumes V



Part 1

Executive Summary

PART 1

EXECUTIVE SUMMARY

Infiltration and inflow in the project area are causing excessive stress on the City's sanitary sewer system, which requires an upgraded system to eliminate treating clean water unnecessarily. To accomplish this, the proposed improvements will need to cross a canal and Devils Lake, potentially requiring intensive coordination and permitting with environmental agencies and stakeholders. When complete, the project will greatly improve the reliability and performance of the sewer system and reduce the risk of overflows and backups.

The key elements of K&E Excavating's (K&E) proposal include:

PART 2. DESIGN-BUILDER PROFILE

K&E brings a strong reputation and extensive experience performing civil construction and land development projects in the Pacific Northwest, including in Lincoln City. Our firm is recognized by our clients and within the region's construction industry for our dedication to innovation, for achieving or exceeding our clients' project goals, for our commitment to safety, and for our honesty and integrity. These elements pair excellently with the PDB model, as evidenced by our multiple successful PDB projects for Lincoln City and other municipalities, and our selection for a 2022 National Award of Merit by the Design-Build Institute of America for the Murphy Corridor Improvements PDB project in Bend, Oregon.

PART 3. PROJECT TEAM

K&E's carefully selected project team comes to the City's SE 2nd I&I project with local experience, alternative contracting expertise (particularly in PDB), and dewatering, environmental permitting, and challenging sewer project experience. Our trusted subconsultant partners include DOWL, with whom we have completed numerous alternative delivery projects; and the trusted, experienced geotechnical staff from S&W. We have structured our team to maximize the benefits that come when owner, contractor, and engineer work together to achieve a common goal. Our management approach focuses on recognizing and maximizing efficiencies, open and honest assessments of our project status, and providing quality, timely work products.

PART 4. EXPERIENCE

Highlights of our team's project experiences include multiple PDB projects (including the in-development New Community Park and Highway 101 WDLR to Neotsu Path, both for the City) and several innovative and challenging sewer and water pipeline replacement projects throughout Oregon and the greater Pacific Northwest. All members of our proposed team have demonstrated an alignment with K&E's core values of team unity, focus on innovation, and open communication, which will enable our combined team to put the needs of the I&I project first and develop the best project possible for the City.

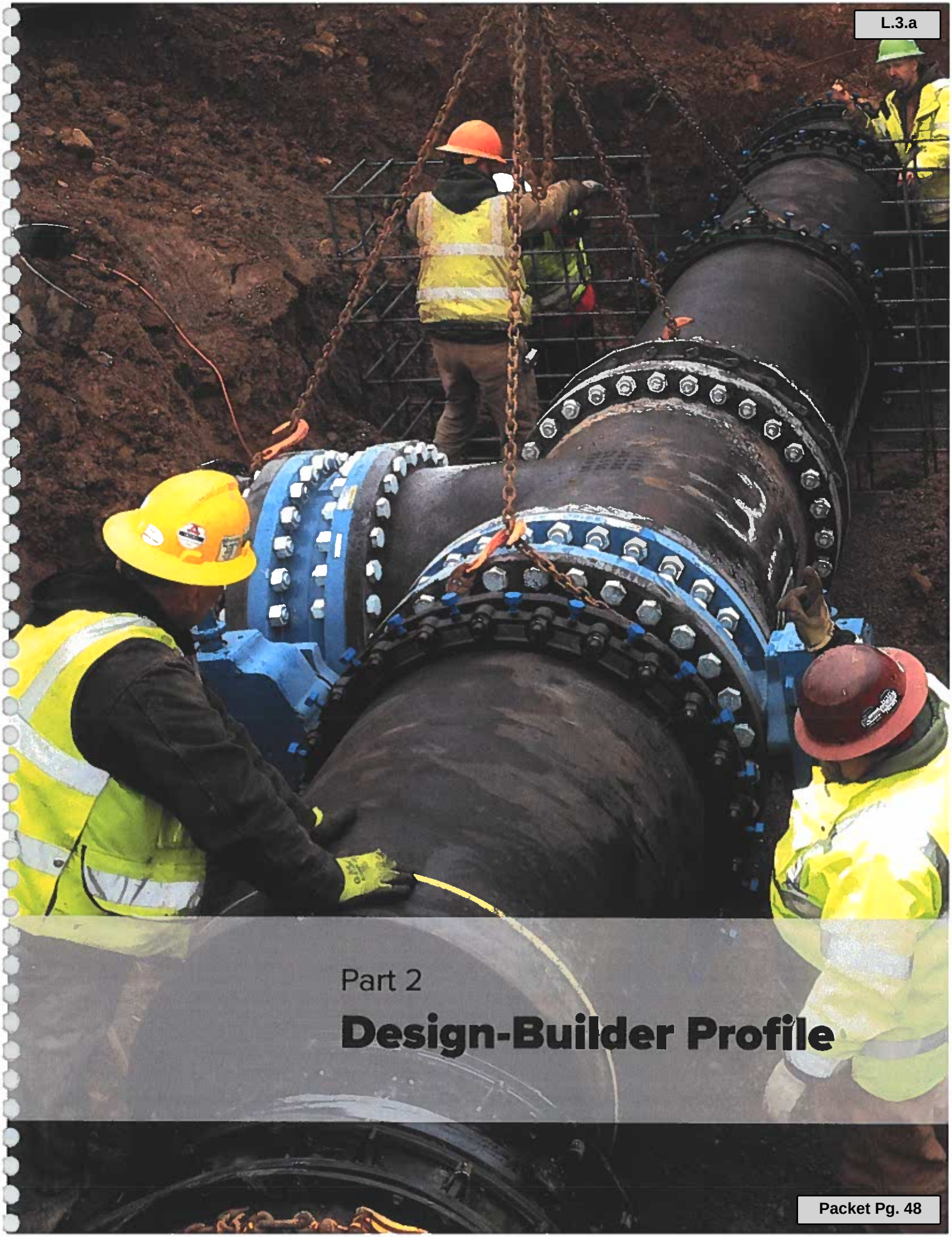
PART 5. PROJECT APPROACH

Our approach is designed to maximize the benefits of the PDB delivery method and capitalize on our in-depth understanding of the project's goals and existing conditions. We are committed to preserving a project-first culture of openness, honesty, and trust to collaborate with the City to deliver a successful project. Our schedule strategy aligns with the City's desired timeline and our team is fully prepared to present options with cost implications for each of the four sections of the proposed project: *Segment A: Cross-Country Construction*; *Segment B: Cross-Lake Construction*; *Segment C: In-Street Construction*; and *Segment D: Cross-Canal Construction*. Our team is prepared to implement the City's selected plans in a manner that will protect your residents, visitors, economy, and environment.

PART 6. PROGRESSIVE DESIGN-BUILD CONTRACT MARKUP and PART 7. FEE AND RATE PROPOSAL

K&E is fully prepared to be the City's partner and work within your contractual terms, schedule, and budget boundaries, as we have demonstrated on our past projects for the City.

The K&E team is committed to the City of Lincoln City and to delivering this project with your objectives of quality, cost, schedule, risk, and safety in mind. We are committed to working as a partner with the City to make your project a success.



Part 2

Design-Builder Profile

PART 2

DESIGN-BUILDER PROFILE

K&E brings significant alternative contracting experience, local construction experience for the City of Lincoln City, extensive resources, and financial strength to the SE 2nd Street I&I project. DOWL will supplement K&E's construction and contracting strength with their design and engineering expertise under progressive design-build (PDB) contracts and local Oregon knowledge and relationships. With our skills, experience, and capabilities, we can assure the City of Lincoln City that we will not only meet their project goals of quality, cost, schedule, risk, and safety, but surpass them.

K&E is an experienced local heavy-civil contractor, specializing in highway and street construction, site development, airport runway/taxiway/apron construction, utility construction, and natural area restorations. In business since 1998, through hard work, selective hiring, successful bidding, and accurate management, K&E has grown from a small contractor doing residential and small site development projects to one of the premier contractors in the region. We have built major highway interchanges, large utility installations, and airport taxiways and runways as well as environmentally sensitive wetland mitigations, slide repairs, and stream/river enhancements.

K&E has an equipment fleet of more than 300 pieces of Caterpillar equipment – from skid steers and mini excavators to large dozers, graders, excavators, and articulated trucks. K&E also has more than 70 heavy trucks, lowboys, fuel trucks, sweepers, and vac-trucks. K&E relies heavily on global positioning system (GPS) technology, and currently 100 of our pieces of equipment are equipped with this technology. The use of GPS gives K&E the ability to perform earthwork with greater accuracy and reduced costs due to equipment efficiency, reduction in labor, and reduced surveying costs. This results in substantial cost savings to each individual project. Using this equipment and technology are K&E's laborers and operators, the best in the industry, who bring every project to a successful completion.

Partnerships are very important at K&E, and our relationship with Caterpillar Machinery is the most significant, allowing us to acquire, keep, and maintain the latest and most efficient fleet available.

Lines of Business/Service Offerings

K&E specializes in construction management, contracting, and constructing complex and sensitive projects for both public and private entities. Specific construction sectors include interstate and local highway/street, airport runway/taxiway/apron, underground utility, natural area restoration, residential development, and commercial development.

Locations of Home/Other Offices

K&E has a main office location at 3871 Langley Street SE in Salem, Oregon and a satellite office in Redmond, Oregon. Staff for this project will be based out of our main office in Salem. A temporary field office may be set up at the site before the work begins to assist with construction management.

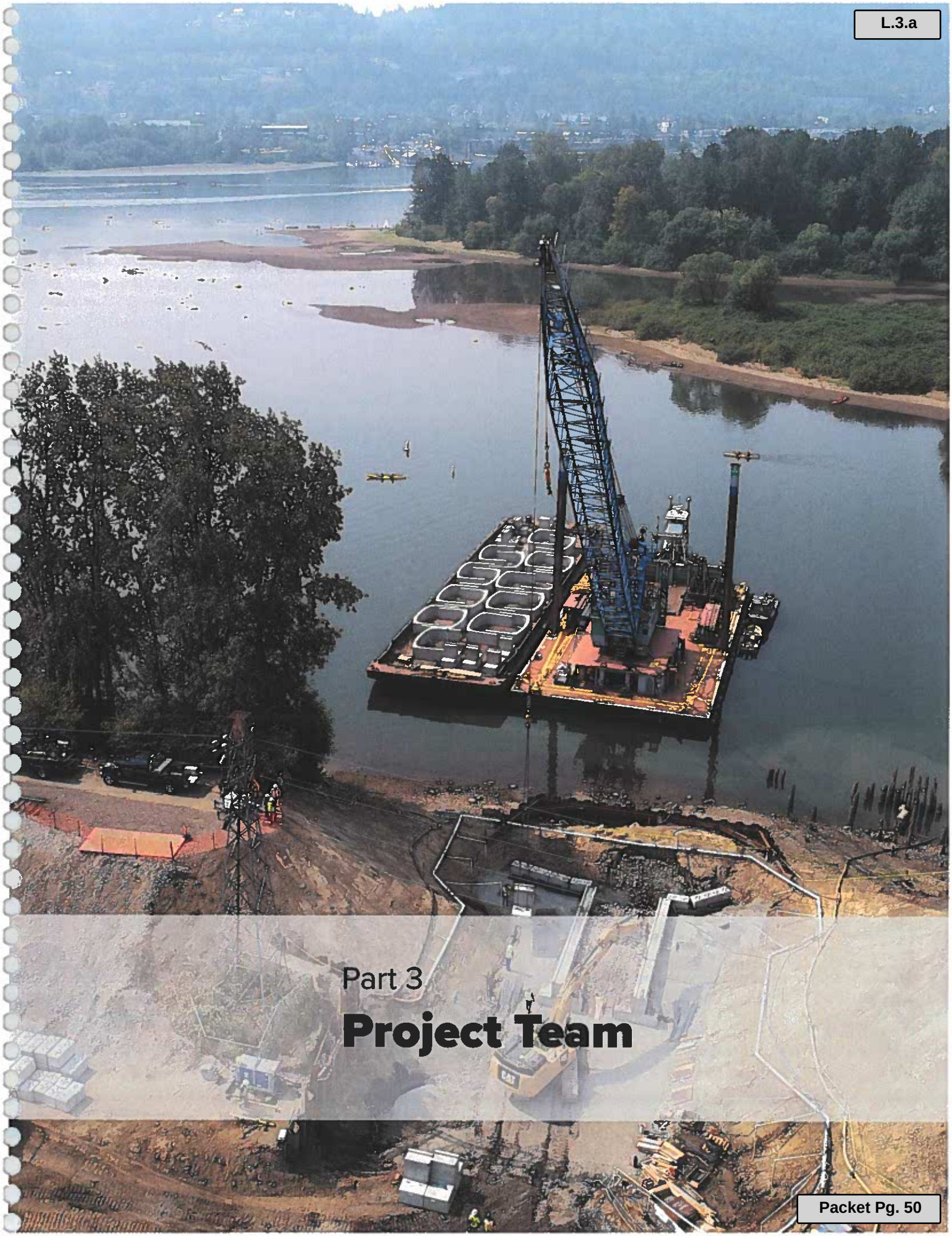
Number of Employees (Professional/ Non-Professional)

K&E has over 300 employees with approximately 35 of these professional-level staff. Four of the professional employees are licensed engineers and one is a licensed land surveyor in the state of Oregon.

Years in Business

K&E has been in business for more than 25 years (Incorporated on April 10, 1998).

K&E 's success is largely attributable to our people. Our staff are well educated, experienced, and productive. K&E employs a full office staff to handle accounting, estimating, project management, engineering, surveying, quality control, and dispatch of equipment and personnel. All of these functions are performed in-house, which enables K&E to maintain its competitive edge in the industry. Our multi-disciplinary staff works together seamlessly for detailed, accurate project planning, scheduling, and implementation that is flexible enough to address fast-changing conditions on our projects.



Part 3

Project Team

PART 3

PROJECT TEAM

The K&E/DOWL team is excited to build on the momentum we have created with the City on our current progressive design-build (PDB) project to improve the New Lincoln City Park, to implement the proposed upgrades to the SE 2nd Street sewer system. We are confident that our relationships with City staff, our strong history of implementing PDB to its fullest potential, and our water system expertise will enable us to design and build this project efficiently and with high-quality results that will continue to serve the area for years to come.

We have found that PDB functions at its highest level when the owner, designer, and builder philosophies are aligned on setting aside short-term gains in favor of the betterment of the project. We are proud to have found a client in the City who shares that commitment, which enables us to focus on developing high-quality projects that exceed the overall project goals. K&E will be the City's personal builder and provide important insight into the best ways to design, manage, schedule, and construct the work. K&E and DOWL will work to create a working atmosphere based on cooperation, trust, and a team approach. We will act in the best interest of the project and be proactive rather than reactive in our interactions with the project team members, striving toward "win-win" solutions for everyone involved.

Our efforts will be directed towards the following:

- Sharing/transferring our team's knowledge & experience
- Minimizing risks & design deficiencies
- Driving innovation
- Developing schedule & staging acceleration
- Constructability improvements
- Meeting the City's budgetary goals

We understand that the City will be relying on us to deliver a high-quality project in the same or expedited timeframe and at less overall cost than the traditional design-bid-build method. We intend to exceed these goals.

In preparation of this proposal, our team reviewed the City's anticipated project scope as well as existing site conditions. Upon project award we will continue the discovery and exploratory process with the City to develop a conceptual design that fulfills the project objectives and provides the best long-term value for the owner. Consideration will be given to project funding sources and future allocations to the project.

TEAM MANAGEMENT OF THE PROJECT

Successful team management begins by choosing the correct team. Our PDB team has been carefully selected based upon our relationships, common values, experience related to projects like this, and our excitement to design and build this sanitary sewer system improvement for the City and the community that will use it for years to come. **Chris Terrell** wil be the K&E Project Manager leading the following design consultant team for the proposed project:

DOWL is a multi-disciplined consulting firm that has been providing engineering, environmental, infrastructure, and other related services to public and private clients for more than 60 years. Their firm has more than 550 employees working from offices throughout the western United States, including 158 employees in our six Oregon offices. DOWL has worked extensively on the Oregon coast, including several projects in Lincoln City (New Lincoln City Community Park, NE Port Avenue Pedestrian Bridge, and US 101: Twelfth St. to High School Dr.) as well as work in Newport, Cannon Beach, Astoria, Brookings, Neskowin, and more. DOWL has also worked extensively with K&E on alternative delivery projects in Oregon, including the Columbia Roundabouts DB, Awbrey Butte PDB, Wilson Corridor CM/GC, and Murphy Corridor Improvements PDB projects.

S&W offers technical excellence and high-quality service and provides integrated geotechnical engineering, engineering geology, environmental, and natural resource services for clients worldwide. Since 1954, S&W has delivered comprehensive engineering and environmental solutions for the most challenging infrastructure planning, design, permitting, and construction conditions.

DOWL manages all CAD and design files in Projectwise with access provided to all of our team members to make sure we are all operating on the most current and up to date files, minimizing errors and rework. Additionally, we operate a change log and can track using our Bluebeam PDF system, making it very easy to analyze PDF files for change, which we will share with you.

PERMITTING

One of the advantages of PDB is the speed at which the team can operate. However, one constant we cannot change is the schedule mandated by various permitting agencies. Our team takes a hands-on approach to permitting from the start to make sure the overall schedule does not slip due to delays in processing.

K&E and DOWL have completed an initial high-level review to confirm initial permit assumptions and we will confirm the list of required permits at the initial scoping meeting. Our current understanding is that a Department of State Lands (DSL), Department of Environmental Quality (DEQ), and US Army Corps of Engineers (USACE) are the non-trade-oriented permits or approvals required by the project. Mapping out and understanding what has been completed and what needs to be done is a critical path item of the project and is essential for the entire team. Permits will then be tracked and discussed at PM meetings.

We have built time in the schedule to account for permitting to be completed with an appropriate buffer. Scheduling critical deadlines is always important, but if history tells us anything, it is the fact that permits rarely arrive in a timely manner, regardless of the application date. Allowing a buffer in the schedule, providing early and ongoing coordination with regulatory agencies, and submitting permit applications early helps to address all of the questions and concerns from the project permitting agencies and expedites permit approvals. Additionally, we will establish critical submission deadlines to make sure our team does not miss those dates.

Our team will be proactive in reaching out to all of the affected agencies prior to submittal, offer to attend a site visit, and work through any concerns the permitting agencies may have collaboratively prior to submittal. We want to be proactive in communication so by the time the paperwork arrives, all of the boxes are checked and regulatory agency concerns already addressed allowing for a fluid, streamlined, and expedited review by the agencies.

All necessary permits and environmental clearances will be submitted at the appropriate design stage or sooner, if allowed. Once the permit application has been accepted, our team will log the date and time for tracking. Once the permits are on file, we will include them within the GMP packet along with any additional requirements for construction that may affect the final GMP pricing.

STAGING

Our team will work closely with the City, beginning at the concept level overall plan in Phase 1 through the design tasks in Phase 2, to discuss how various design options could be staged during construction to achieve desired goals while minimizing disruptions to the public and mitigating any other concerns the City may have. This includes maintaining public access on the roadways, working within permit constraints, maintaining the functionality of the sanitary sewer system, and recognizing the importance of water elevation to the residences around Devils Lake.

COST CONTROL AND SHARING OF COST INFORMATION

K&E cost control efforts will begin in Phase 1 with development of the overall design concept and the price proposal for completion of Phase 2. Project cost and available budgets will be recognized as a major design constraint that will drive design scope, material selection, and phasing of the project and different construction tasks through 30% design in Phase 2.

Following the completion of the 80% Plan & Specification package for each construction task, our team will meet with the City and its independent cost estimator (ICE) (if the City chooses to use this service) to develop, update, and arrive at a final GMP. The final GMP will be negotiated following the 80% Plans and Specifications package and will become the bid for the construction of the project through an amendment to this PDB contract. Our team is experienced working through the GMP process with an owner's ICE and support the role of the ICE in validating and ensuring project costs/pricing is fair. Our estimating team welcomes the open-book process and is prepared to provide detailed breakdowns for review by the City and ICE. Development of an accurate and detailed cost estimate and GMP during preconstruction will minimize cost-overrun risks and allow the entire team to plan for and quickly address any deviations to the budget that may arise. Following the completion of each GMP, the overall project budget will be evaluated to inform development of the next construction task.

To provide a project that meets or exceeds project expectations, we have a vested interest in providing a highly effective quality program. We have learned through past experience on PDB projects that quality programs optimize cost, quality, and schedule to the mutual benefit of both the owner and the design-builder. Our quality program is based on proven alternative delivery quality practices that have been successfully implemented on previous successful projects. Attention to quality on our City of Bend's Murphy Corridor Improvement project from design through construction allowed us to complete the roundabout at Murphy and 15th in record time by building efficiency into the work and eliminating rework.

DOCUMENT CONTROL

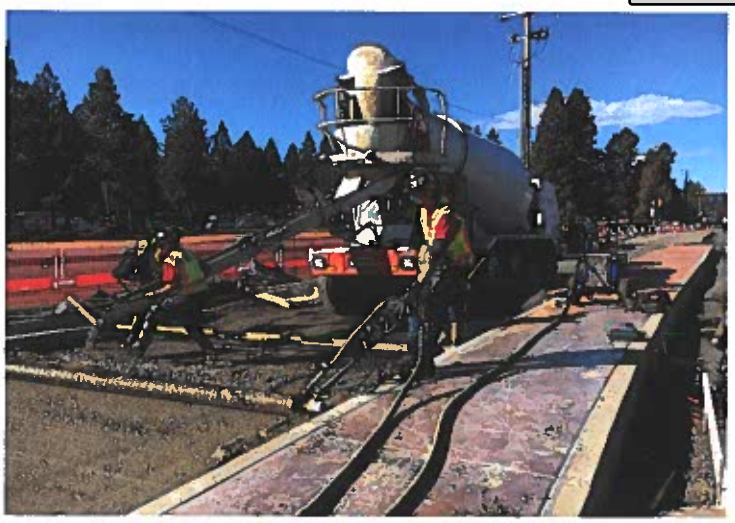
Beginning with the preconstruction phase of the project and continuing through the construction phase, the PDB team will communicate and work closely with the City to understand the City's needs and goals and to develop plans/methods to meet and exceed those goals.

A daily flow of information, such as emails, RFI's, schedules, changes, productions, quantities, issues/concerns, etc., will keep everyone informed on the details and status of the project. To maintain deadlines, we will track all submissions and returns, notifying the responsible party when/if an expected deliverable is due. Viewpoint construction management software will be used to document and track all project-related documents.

As with all design and construction projects, internal and external coordination is critical to reduce challenges and impacts. A team environment will be prioritized between the K&E team, the designer, and the City with clear roles, responsibilities, and transparent workflow processes. The K&E team members all have experience working together and will implement similar proven strategies. A proper information flow will be established to create efficiency and accountability. Project milestones will be defined and assigned to team members.

Similarly, a communication flow will be established. This path will highlight primary and secondary communication channels, internally as well as with the City. The design team will be maintained with clear lines of communication.

Our team will be transparent with the City throughout the process, by maintaining an internal decisions/communication matrix and log to share with the City. Identifying and tracking decisions and risks are critical on a project like this. Early integration of our decision-making matrix and risk matrix will help the team identify potential issues, provide solutions, and document the decision process from the beginning. This will always be available to the City to review and discuss.



▲ *Murphy Corridor Improvements, City of Bend, OR*

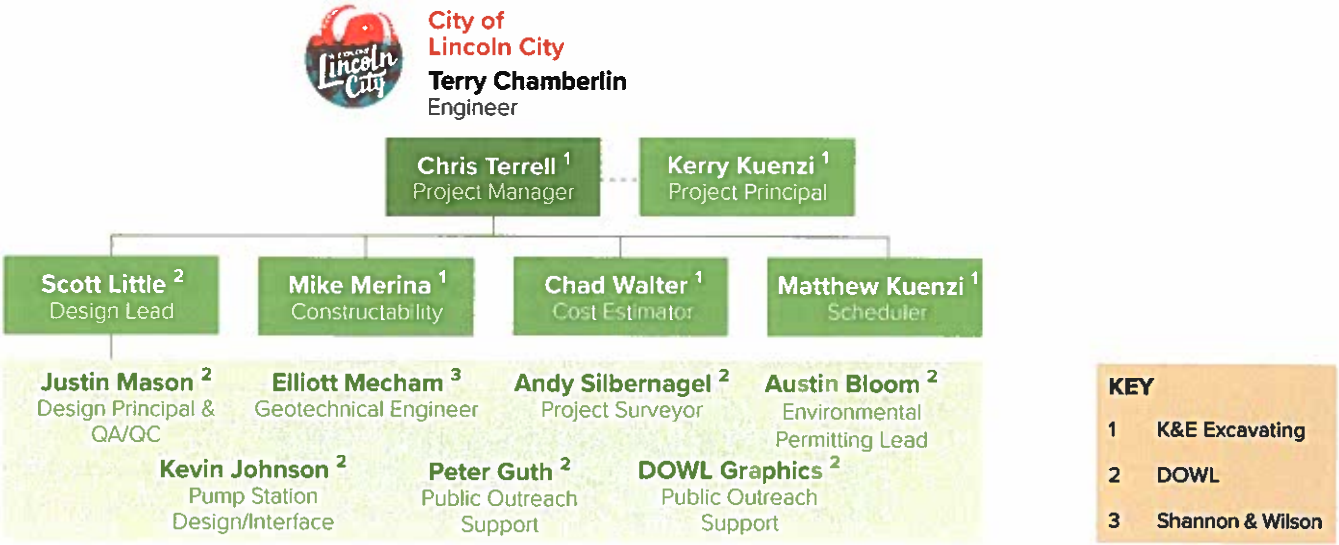
Employing an Innovative Mindset

Innovation is a core project management approach that K&E consistently implements on all of our projects. Areas of innovation we will pursue include seeking out value engineering opportunities, use of the latest technology, including GPS machine control, designing and using new tools/automation to make work quicker and safer, schedule acceleration, creative work plans, and continuously looking for better ways to effectively communicate.

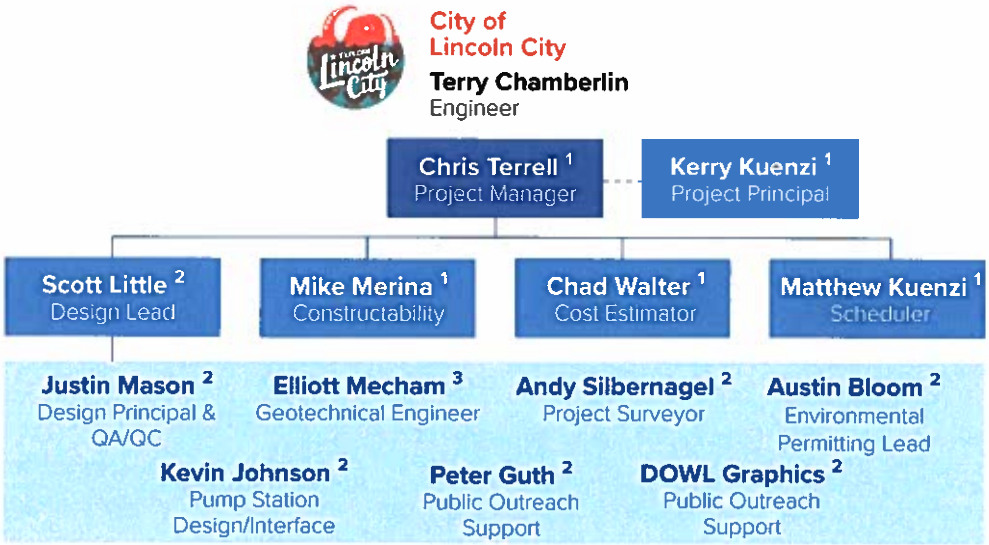
Examples of K&E's innovation-focused mindset were in full view on the Murphy Corridor PDB project (which included DOWL as the lead for design). By holding team sessions focused on leveraging opportunities for improvement throughout the project, the team was able to incorporate a considerable amount of additional project scope into a highly compressed schedule. Additions included a waterline for the high school, pedestrian improvements on 15th Street, utilities and paving for future private developments north and south of the corridor, and the Country Club Drive roundabout, originally planned as a separate project.

ORGANIZATIONAL CHART

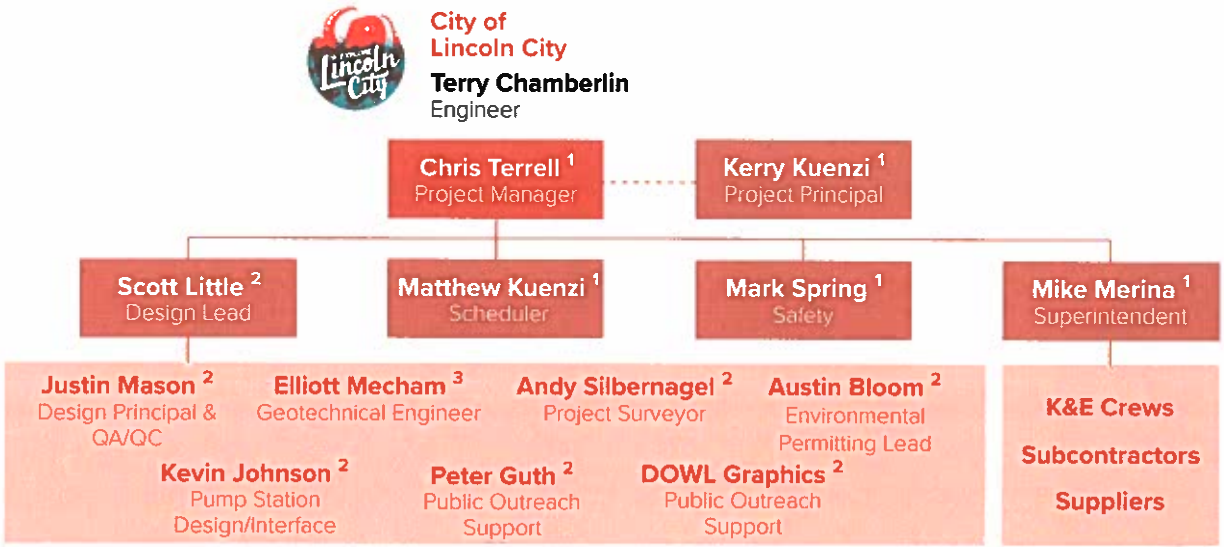
PHASE 1 | DESIGN CONCEPT AND EXECUTION PLAN (30%)



PHASE 2 | DESIGN AND GMP NEGOTIATION (30% - 80%)



PHASE 3 | FINAL DESIGN AND CONSTRUCTION (80% - FINAL)



JUSTIN MASON, PE, DBIA | *Design Principal & QA/QC*

DOWL

Responsibilities

Oversight of design services to assure appropriate resources; quality assurance/quality control (QA/QC) of civil engineering plans.

Time Commitment

Phase 1	10%
Phase 2	20%
Phase 3	10%

ELLIOT MEACHAM, PE | *Geotechnical Engineer*

S&W

Responsibilities

Review and development of geotechnical designs, including foundations, earth retention systems, and geotechnical impacts to other engineering designs.

Time Commitment

Phase 1	35%
Phase 2	50%
Phase 3	20%

AUSTIN BLOOM | *Environmental Lead*

DOWL

Responsibilities

Permit preparation and management of the overall permitting process for local, state, and federal regulatory agencies; providing regulatory guidance to the team.

Time Commitment

Phase 1	20%
Phase 2	10%
Phase 3	10%

KEVIN JOHNSON, PE | *Pump Station Support*

DOWL

Responsibilities

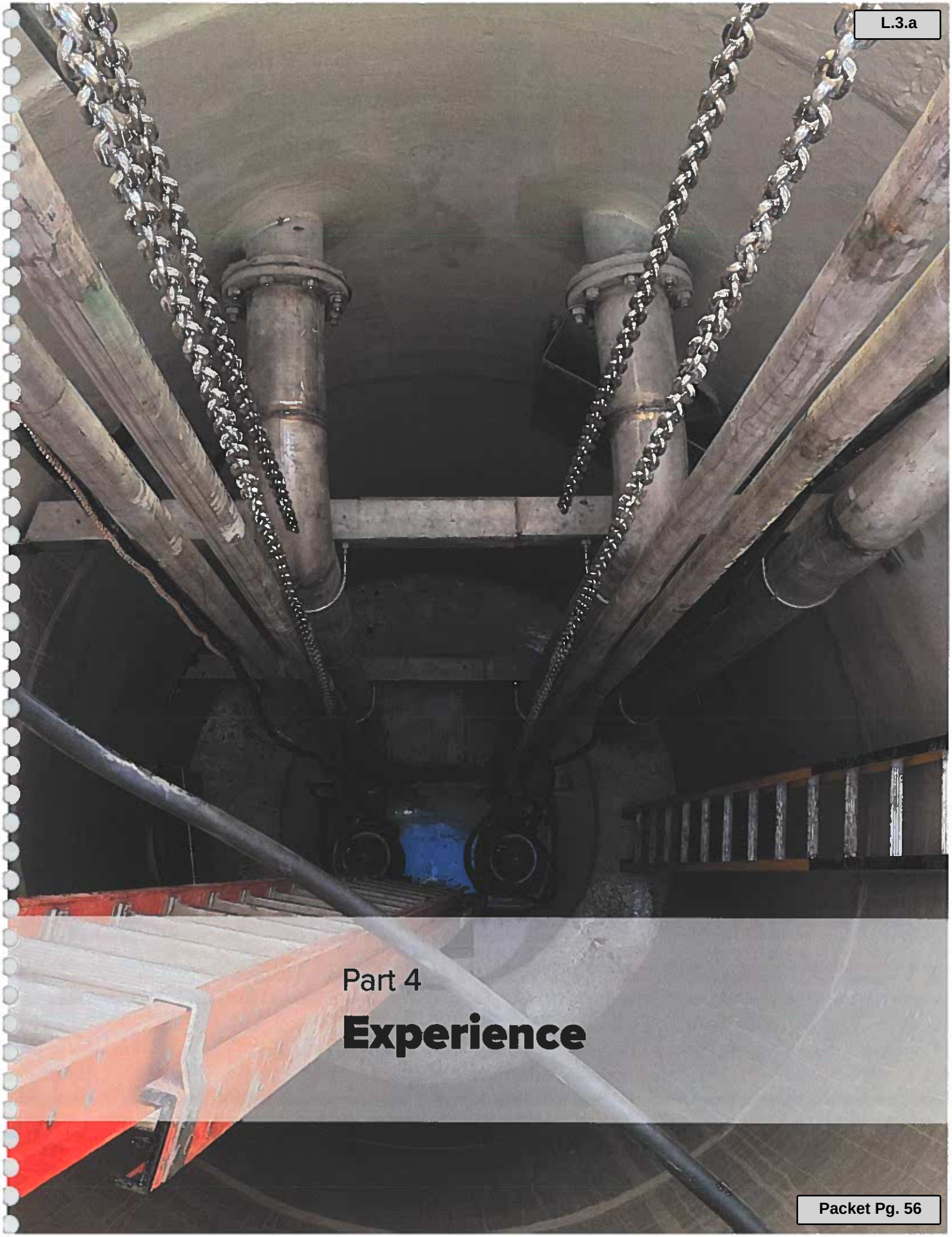
Evaluation of existing pump station capacity, interface, and performance, and development of improvements or upgrades, as needed.

Time Commitment

Phase 1	15%
Phase 2	15%
Phase 3	5%

RESUMES

Resumes for all key personnel are included in the Appendix. References for all key staff are available upon request.



Part 4

Experience

PART 4

EXPERIENCE

Our team has the capability, resources, commitment, relationships, and first-hand knowledge, gleaned from numerous similar completed projects. We are eager to bring lessons learned and innovation from past projects to anticipate the risks and mitigate them effectively, ensuring the best value for delivering a successful project for the City.

For more than 20 years, K&E has been delivering projects for clients throughout Oregon and the western U.S. This experience spans a full range of contract delivery methods – including design-bid-build, best value, design-build, and, most recently, PDB. K&E's work covers a broad spectrum of residential, commercial, education, utility, and transportation projects for a wide range of federal, state, and local agencies. This broad scope of experience provides our team the ability and resources to anticipate challenges, plan/sequence work, mitigate safety and risk items, provide cost-saving recommendations, reduce project schedule timelines, and increase the overall quality of our work.

We are enthusiastic about the potential of PDB, which emerged as a contracting option in the last decade. PDB is a powerful method to boost the value we offer to our clients. With the right client, project, and partners, we can use PDB to eliminate the barriers to innovation and collaboration that may exist in other types of projects and focus on creating the best possible outcome for our owners. The 2nd Street I&I project is an example of a project where we can leverage our expertise in utilities, residential, and coastal work to provide the City with alternative solutions, phasing, and workflow to optimally address the issues at hand.

K&E and DOWL have visited the project site, assessed the current conditions, and explored possible solutions for the sewer system. We want to collaborate with the City to deepen our understanding of your goals and the project's constraints and opportunities to establish a solid foundation for a successful project effort. Together with the City, we will conduct a comprehensive analysis of the project's factors and variables, such as site conditions, schedule limitations, funding, weather patterns, material durability, and more, to deliver a project that meets the highest standards of quality and utility.

K&E and DOWL have been working together on projects regularly since 2018, including multiple PDB projects – Murphy Road Corridor and Awbrey Butte Distribution Improvements for the City of Bend, and New Lincoln City Community Park for the City of Lincoln City. Our team received a National Award of Merit from the Design-Build Institute of America for our excellence in applying PDB techniques to the Murphy Road project.

Many of the K&E and DOWL staff from those projects will be leading the proposed I&I project. They have been working together continuously for the last five years. Our team will use the team rapport and lessons learned from the previous projects to deliver an innovative, efficient, and cost-effective project for the City.

What follows are selected projects led by K&E and DOWL that are similar to the SE 2nd Street I&I project in terms of components, challenges, and project delivery methods. We have led some of the region's premier utilities and drainage projects and solved many of the same problems that your project faces, such as tight work sites, complex environmental impacts, and optimization of limited project funds

For the last two years, I have had the pleasure of working with the K&E/DOWL team on alternative delivery projects. One that specifically comes to mind is the Columbia Roundabouts design-build project, where they produced two roundabouts in a busy commercial district with remarkable speed, quality, customer focus, and for an impressively low price. – Deedee Fraley, Project Manager, City of Bend

USACE OAKS BOTTOM TIDAL RESTORATION (BEST VALUE)

PORTLAND, OR

OWNER
USACE

OWNER REFERENCE
Steve Straw, PE Project Manager
(360) 355-5339
stephen.d.straw@usace.army.mil

ROLE OF RESPONDENT
Design-Builder (K&E)

CONTRACT VALUE
$4.3M

PROJECT START
2018

YEAR COMPLETED
2018

FIRMS AND KEY PERSONNEL
Kerry Kuenzi (K&E), Project Executive
Chris Terrell (K&E), Project Manager
Mike Merina (K&E), Superintendent
Matt Kuenzi (K&E), Project Scheduler & Work Plans
Chad Walter (K&E), Cost Estimator
Mark Spring (K&E), Safety Officer

PROJECT RELEVANCE

- **Sensitive Wetland Areas and Water Proximity**
- **Dewatering**
- **Coffer Dam**

PROJECT DESCRIPTION

K&E led construction on this $4.3 million Best Value procurement project for USACE at the Oaks Bottom Wildlife Refuge, adjacent to the Willamette River in Portland. The project scope consisted of installing a large, 16-foot box culvert in place of an existing four-foot culvert passing through the Springwater Trail Pedestrian Path and a private railroad to connect the refuge to the river, as well as wetland and channel restoration. K&E worked closely with USACE, the City of Portland, and Portland Parks Department, the railroad, and Porland General Electric (PGE) to complete the work.

During work in a sensitive area with power lines overhead and a railroad, our team discovered that the shoring methods proposed by the owner and designer could not be completed within the shutdown timeframe allowed by the railroad. As an alternative, K&E proposed open cutting the culvert installation and using a crane barge to bring the precast sections in on the Willamette River and set them. Through extensive planning with PGE (including designing temporary shoring for a transmission tower), and railroad, our team coordinated a shutdown of the powerline to offload the precast panels when the tide was favorable and within the timeframe allowed by the railroad.

AWBREY BUTTE DISTRIBUTION IMPROVEMENTS PDB

CITY OF BEND, OR

OWNER
City of Bend, OR

OWNER REFERENCE
Jake Sherman, former City of Bend Project Manager *(now with City of Redmond)*
p: 541.504.2002
e: jake.sherman@redmondoregon.gov

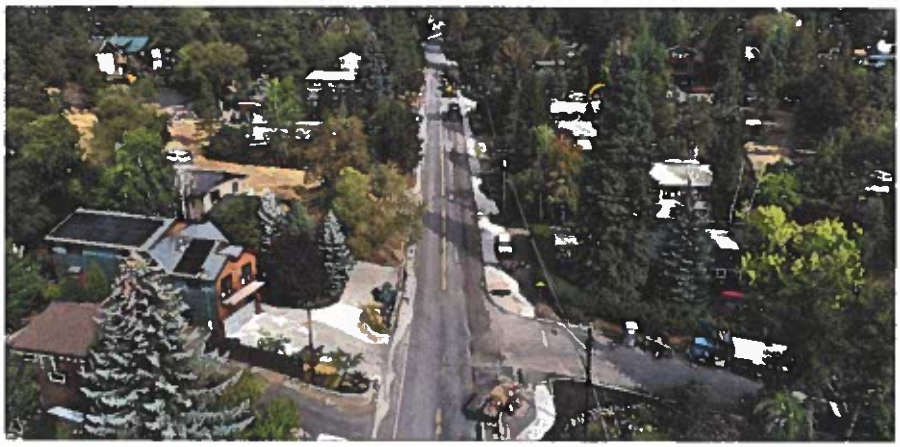
ROLE OF RESPONDENT
Progressive Design-Builder (K&E)

CONTRACT VALUE
$24M (budgeted)

PROJECT START
2022

YEAR COMPLETED
Ongoing

FIRMS AND KEY PERSONNEL
Kerry Kuenzi (K&E), Project Principal
Chris Terrell (K&E), Project Manager
Matt Kuenzi (K&E), Schedule Development, Traffic Control Review
Justin Mason (DOWL) Design Principal
Scott Little (DOWL) Design Lead
Peter Guth (DOWL) Public Outreach



PROJECT RELEVANCE
- **PDB Project Delivery**
- **Drainage and Pipeline Improvements**
- **Neighborhood Construction with Complex Phasing**

PROJECT DESCRIPTION
K&E, with DOWL as the lead designer, are overseeing this PDB project to complete water service and intersection improvements in the Awbrey Butte area of Bend. The project aims to leverage PDB's ability to assess issues and implement the maximum benefit for the budget in service of badly needed infrastructure performance and capacity improvements and repairs. With $24 million worth of work being packaged into three GMPs, the K&E team is addressing capacity issues, creating capacity for future growth, and fixing/improving aging pipes, including laying a new transmission pipe. The project will add or replace more than 22,000 feet of pipe, including 9,000 feet of new 30-inch transmission line installed via trenched construction with rock excavation, fittings, valves, water meters, and surface restoration. In addition to water line improvements, the PDB team is assisting the City with costing and evaluating other transportation and stormwater/drainage improvements as synergy opportunities in proximity to the waterline work.

MURPHY CORRIDOR IMPROVEMENTS PDB PROJECT

CITY OF BEND, OR

OWNER
City of Bend, OR

OWNER REFERENCE
Deedee Fraley, Project Manager
p: 541.385.6199
e: dfraley@bendoregon.gov

ROLE OF RESPONDENT
Progressive Design-Builder (K&E),
Lead Designer (DOWL)

CONTRACT VALUE
$32M

PROJECT START
2018

YEAR COMPLETED
2021

FIRMS AND KEY PERSONNEL
Kerry Kuenzi (K&E), Project Principal
Matt Kuenzi (K&E), Scheduler/ Engineer/Traffic Control Designer
Justin Mason (DOWL), Design Lead
Scott Little (DOWL), Utilities/ Specifications
Peter Guth (DOWL), Public Involvement

PROJECT RELEVANCE

- **PDB Project Delivery**
- **Pipeline Construction (Sewer and Water)**
- **Environmental Permitting**

PROJECT DESCRIPTION

K&E was part of a joint venture with Hamilton Construction leading construction of the City of Bend's Murphy Road Corridor Improvements PDB project with DOWL as the lead designer. The project involved design and construction of six transportation sub-projects, including three new roundabouts, adding multimodal improvements, and extending the street a half mile (including a critical bridge over a railroad line). The project improves safety and connectivity in the rapidly growing Southeast Bend area and provide a vital link for emergency medical services (EMS) to the area hospital.

By embracing a flexible, innovation-focused mindset, the PDB team incorporated a considerable amount of expanded project scope not originally planned for the Murphy Corridor project into the compressed schedule.

CITY OF BOZEMAN CIPP SANITARY AND STORM REHABILITATION PROJECTS

CITY OF BOZEMAN, MT

OWNER
City of Bozeman, Montana

OWNER REFERENCES
2022 CIPP Project (Sanitary Sewer)
Kellen Gamradt, City Project Manager
Phone:406-579-9643
Email: kgamradt@bozeman.net

Stormwater Trunk CIPP Project
Adam Oliver, City Project Manager
p: 406.582.2258
e: aoliver@bozeman.net

ROLE OF RESPONDENT
Study Lead, Design Firm (DOWL)

CONTRACT VALUE
$160k (fee, sanitary sewer project);
$151k (fee, stormwater project)

PROJECT START
2022 (sanitary sewer project); 2020 (stormwater project)

YEAR COMPLETED
Ongoing (sanitary sewer project);
2022 (stormwater project)

FIRMS AND KEY PERSONNEL
Kevin Johnson, PM/Design (sanitary sewer project), Design QA/QC (stormwater project)

PROJECT RELEVANCE
- **CIPP Pipeline Rehabilitation**
- **Sanitary Sewer Pipeline Rehabilitation**
- **Complex Neighborhood Phasing**

PROJECT DESCRIPTION
DOWL has provided pipeline rehabilitation projects for the City of Bozeman, including:

Sanitary Sewer Improvements (2022 CIPP Projects)
DOWL is providing planning, design and construction phase services for CIPP rehabilitation of sanitary sewer mains including 2,500 lineal feet of 8-inch and 2,600 lineal feet of 21-inch sewer. The 21-inch sewer was routed under the interstate and under the railroad, requiring a complex sewer bypass to divert sewer around the interstate and railroad crossings. The bypass was more than 4,000 feet in length and required multiple construction easements and property agreements to route the temporary piping. The 8-inch CIPP installations included complex traffic control along one of the City's busiest roadways. The projects incorporated the use of UV-CIPP, and the project allowed renewal of deteriorated sewer pipelines where dig and replace methods were not possible under the railroad, interstate, and busy roadways.

Stormwater System Improvements (Downtown Storm Rehab)
DOWL led a comprehensive evaluation and rehabilitation design for the City of Bozeman's downtown stormwater basin. The project involved analyzing precipitation, stormwater conveyance and basin, and designing and installing a CIPP rehabilitation of the sewer using ultraviolet curing. DOWL designed and developed construction documents for the installation of approximately 1,320 lineal feet of CIPP liner along with the reinstatement of 31 service connections. The project was successfully completed within budget at a significantly lower cost than the estimated $2-3 million price of a conventional excavation.

Part 5

Project Approach

PART 5

PROJECT APPROACH

The K&E/DOWL team has developed our project delivery approach based on communication, team chemistry, and partnering that will provide close collaboration with the City while ensuring accountability, transparency, and efficiency.

TEAM UNDERSTANDING OF PDB

The Progressive Design-Build (PDB) delivery method allows the City to take full advantage of the design-builder's expertise while working collaboratively with the PDB team to develop a design that meets the project's goals.

Optimal implementation of the PDB process outperforms the benefits available to the owner in other contracting formats by allowing the team to collaborate on decisions, weigh options against other project elements, and focus on providing the maximum value for the project's budget. K&E has implemented the PDB process for multiple Oregon owners to realize their vision and achieved significant value, providing high-quality facilities, groundbreaking innovations, and significantly expanded scope. We recognize the critical importance of the SE 2nd St. I&I project and are eager to be the City's PDB partner in achieving the optimal solution for your residents and community.

BENEFITS OF PDB

- Contractor input during the design process encourages innovative and cost-saving alternatives
- Increased owner input on scope, quality, and schedule
- Owner is engaged as a team member while progressing toward the GMP
- Reduced owner risk with a single point of accountability
- Limited change orders
- Owner off-ramp option, if a GMP cannot be agreed upon
- Accelerated project schedule
- Funding directed to the project rather than procurement
- Subcontractors selected through a competitive bid process

METHOD-SPECIFIC RISKS & OPPORTUNITIES

Among alternative contracting methods predominantly used in Oregon (e.g., Design-Build, Best Value Procurement, Construction Manager/General Contractor [CM/GC], PDB), PDB has several advantages that make it appealing to owners: PDB provides the owner with overall control of the project with the added benefit of allowing team collaboration that can foster innovation and maximize project scope for the budget.

K&E and DOWL's work on the City of Bend's Murphy Corridor Improvements PDB project was honored by the Design-Build Institute of America for excellence in application of design-build best practices and project management.

TEAM CHARACTERISTICS

We enjoy and continue to seek partnership opportunities with DOWL and the City of Lincoln City because they embody positive, team-oriented, goal-focused characteristics in the performance that produce successful projects and encourage long-term relationships. The three primary characteristics embodied by our team members include:

COMMUNICATION

In all cases, the primary driver for success of a project is communication. Effective communication is the foundation of our team and we wholeheartedly believe a project's success hinges on excellent communication among the team members. As part of our team, the owner will be apprised of the project progress and will have the crucial role in finalizing design decisions and offering valuable input to help us tailor the project to suit their needs.

PROBLEM SOLVING

Our team brings together project experience in both design and construction to tackle issues that arise and present the owner with proven solutions customized to fit the project goals. We work with our clients to implement a collaborative approach to problem solving, where we listen to their concerns and expectations, analyze the root causes and impacts of the issues, and propose alternative options with clear advantages and disadvantages.

CREATIVITY

There is no one-size-fits-all approach to a project, and we strive to offer creative solutions to fit specific project needs. A major advantage of PDB is a direct working relationship among all the team members throughout the design process. This provides access to team members that might not be available in a typical design-bid-build project. For instance, the engineering and design team now has access to the contractor who will construct the project, which allows for immediate feedback on design ideas from a cost and constructability perspective. This working relationship allows the engineering team to draw on the contractor's expertise when analyzing design alternatives and present the owner with accurate breakdowns of functionality, cost, and constructability.

TEAM COMPOSITION

The K&E PDB team is built and structured to provide effective and consistent input and guidance through all phases and tasks of the project. Each member of the team will hold roles in the preconstruction/design phase and in construction, an approach that will result in greater efficiency and higher project quality. Our team has implemented a stepped leadership role based upon the phase and task of the project on previous projects. Chris Terrell will be the project lead from the beginning to end, but there are times where the design team will take the prominent role in leading discussions, meetings, and decisions.

Table 2. **ROLES DURING DESIGN & CONSTRUCTION**

Team Member	Design Role	Construction Role
Kerry Kuenzi	Project Principal	Project Principal
Chris Terrell	Project Manager	Project Manager, QA/QC
Scott Little	Design Lead/PE →	
Justin Mason	Design Principal, QA/QC →	
Mike Merina	Constructability	Superintendent
Chad Walter	Cost Estimator →	
Matt Kuenzi	Scheduler	Scheduler, Traffic Control/ Staging Design
Austin Bloom	Environmental Permitting Lead	Permit Compliance Lead
Andy Silbernagel	Survey Lead →	
Elliott Meacham	Geotechnical Engineer →	
Kevin Johnson	Pump Station Design/Interface	Constructability Support
Peter Guth	Public Outreach Support →	

ESTABLISHING A COLLABORATIVE RELATIONSHIP

PDB, when used properly is an example in collaborative relationships. We consider the K&E PDB team as a partner with you, the owner. Everyone on the team brings expertise and a different lens to view the project, allowing for a very rounded approach. Free and open communication is the bedrock of this collaborative relationship.

As discussed previously, an initial kick-off and partnering meeting will be held to share all information, history, concerns, budgets, and visions. This is typically set up as a work session that is four or more hours. As with the open-book pricing approach, this is our open-book information sharing. We will review questions like: What issues do the owners and stakeholders have that were not surfaced in the RFP process? What information has the K&E PDB team found? What concerns do we have that could impact pricing and schedule? There are no secrets.

The K&E PDB team will take the comments and requests from the first meeting and incorporate them into initial conceptual designs for review with the City to develop the conceptual plan for Phase 1A that will be carried forward through the project. Then, the design team will meet weekly with the construction team as the plans are further developed in additional project phases. The City's attendance would be optional at these meetings. Bi-weekly check-in meetings, however, would require the entire team present, including the owner. This is the time when major decisions will be discussed and recorded in the decision log.

The design deliverables will be provided in color and include both PDF and electronic drawing files for each submittal. The entire design team will use Autodesk based design software, including AutoCAD, Civil 3D, and Revit drawing software to ensure compatibility with many systems including Esri GIS. K&E will use modeling software on the construction side to ensure data transfer maintains accuracy before loading the design into their equipment for construction. Since the PDB team has a prior working history together, we know what information is critical for the machinery and staking in the field for K&E.

INTERFACE OF DESIGN AND CONSTRUCTION PROCESSES

The K&E team has successfully completed projects that required extensive collaboration to effectively interface design and construction processes and staff. The key is an emphasis on being "one team," achieved through:

- Team consistency from design through construction, as illustrated on our organization chart.
- Frequent contact and regular meetings between the builder, designer, subconsultants, and the client.
- Regular outreach to local utility service providers, businesses, and residents and opportunities for involvement, providing insight into performance and possible issues that we may be unaware of.
- Honest assessments of the status of project elements and critical success factors, whether positive or negative. We will encourage creative problem-solving and critical thinking, providing opportunities to ask targeted questions during meetings, identify trends, and present solutions before they can arise in the field.
- Our team will use a variety of proven communication and management methods, including:
  - » Weekly development meetings
  - » Circulation of written correspondence (e-mail correspondence, meeting minutes, etc.)
  - » Tracking spreadsheets listing issues/deliverables, status, outcomes, and goals

CROSSING OF DEVILS LAKE

Crossing Devils Lake poses several technical and environmental challenges. There are three possible options, each with its own pros and cons:

1. Trenchless Construction (HDD or microtunneling) to install the pipe under the lake bed.

Pros
• Eco-friendly and preserves water level and quality. • No time restriction for In-Water Work.
Cons
• Low pipe cover may compromise feasibility, safety. • Woody debris may hinder or prevent trenchless construction. • High cost of bore pit dewatering.

2. Partial Isolation Dam across Devils Lake (using Supersack sandbags, sheet pile, or AquaDam system) to create a three-sided isolation barrier around the pipe alignment.

Pros
• Water flow bypass and level control possible, using existing systems.
Cons
• Frequent coffer dam mobilization and sealing. • Trench dewatering may harm water quality. • Restricted work zone access and safety. • Environmental damage and mitigation needs. • In-Water Work Window constraints.

3. Full-Isolation Dam across the lake with a bypass system (using Supersack sandbags, sheet pile, or AquaDam system) to create a full-width barrier. Water flow from the lake would be bypassed using a gravity system (with a temporary weir for flow control) or pumps (with floats for maintaining lake levels). A minimal downstream isolation dam may be required.

Pros
• Easier isolation barrier and trench dewatering. • Faster and better pipe installation. • Simpler and safer work zone access.
Cons
• Blocked fish and animal passage. • Environmental damage and mitigation. • Trench dewatering may harm water quality. • In-Water Work Window constraints.

DLWID

The K&E PDB team will work with the DLWID to maintain lake levels at current or acceptable levels for recreational users and to protect shorelines.

HIGH WATER TABLE

The project area has sandy soils and a high water table, which may need extensive trench dewatering and could increase the coring cost of existing manholes. To overcome this challenge, K&E's team will use slide rail shoring and well point dewatering systems to control groundwater and minimize excavation. We will evaluate the use of well points or in-trench dewatering for controlling groundwater, discharging to Baker tankds or by other approved methods that control water quality.

CONSTRUCTION SEQUENCING

The K&E PDB team will refine the project sequencing and review with you at the initial meeting based on permit constraints, alternatives analysis, property impacts, In-Water Work Windows, and long term needs.

TRAFFIC CONTROL

The sewer design and construction project will affect the traffic on SE 1st St and SE 2nd Ct, which are the only accesses for the neighborhood and must be maintained. To minimize the disruption, the following measures will be considered:

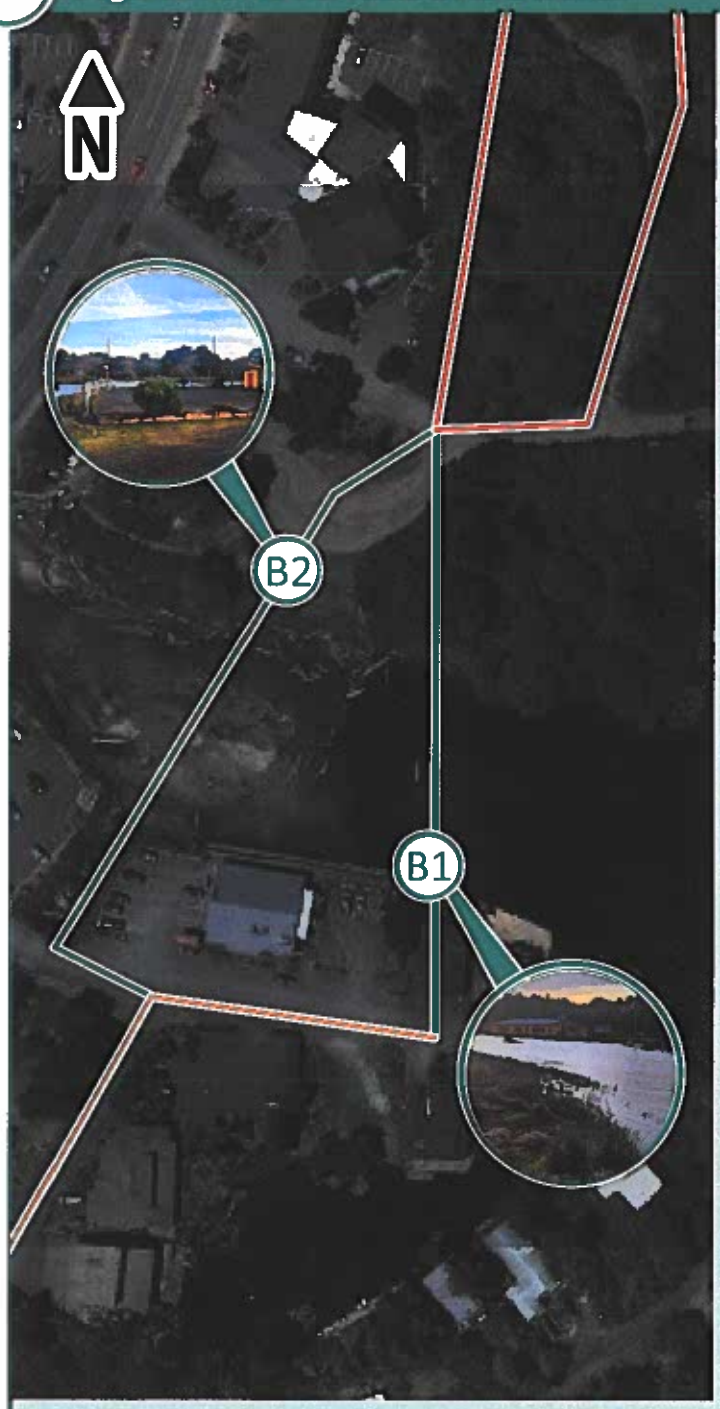
- Analyze the location of manholes and the possibility of shifting the pipe alignment to maximize the available traveled way.
- Assess the potential need for 24-hour two-way single-lane traffic and plan accordingly.

BUDGET CONTROL

The K&E PDB team will continually monitor construction budget estimates through the beginning of the project and actual construction estimates through the design and construction. These estimates will be continually monitored against the project budget. The team will share this information throughout the design process to help with scope decision making. We also understand the constraints agencies have with budgeting and fiscal cycles and that this information will help information sequencing.

A detailed breakdown of our understanding and suggested approaches to each section is included on the following pages.

B Segment B: Cross-Lake Construction



This segment involves cross lake construction from the existing manhole near the NE 14th/NE East Devils Lake intersection to the existing manhole near the NE 1st/NE South Shore intersection.

Option B1: Maintain Existing Alignment

Maintain the existing alignment and replace the existing concrete encased sewer line using one of the techniques on page 28.

Pros

- Use existing City ROW on the south side
- Potential for CIPP lining if upsizing not needed
- Maintain existing grades

Cons

- Complicated bypass pumping
- Longer crossing distance
- Still need temporary construction easements on south side (City-owned property only five feet wide)
- Removal and replacement of existing headwall
- Working with and disposal of asbestos pipe

Option B2: Realignment West of Original

Alternately, the City could elect to realign the sewer to the west of the existing sewer crossing of the canal, requiring installation of a new sewer line under the canal immediately east of the NE 2nd Street bridge. This will also require installing a new sewer line along NE 2nd Street to connect to the existing manhole near the NE 2nd Street/NE South Shore Drive intersection.

Pros

- Shorter crossing distance
- Use existing for crossing bypass
- Potential to CIPP line existing and preserve for future use for maintenance bypass purposes after construction of new system

Cons

- Permanent easement needed

Segment Key Challenges:

- Crossing Devils Lake
- Acquiring permits
- Pipe bursting not available due to existing pipe being encased in concrete

GMP DEVELOPMENT

The PDB team will use open book estimating to develop a budget for the 30% concept plan and cost estimates for the 80% plans for each construction task used to develop the GMP. The initial budget at the 30% concept will be developed using the past project experiences of the PDB team as well as input from trusted industry partners. An initial design and construction budget will be established, an appropriate contingency percentage will be added to the budget, and the total will be compared to the available funding. This stage is an optimal point for the City to adjust the project scope and/or pursue modifications to the available project funding. Subsequent cost estimates, including final design costs, will be developed at the 80% plan level, which will lead to establishing a GMP for the construction phases of the project.

ESTABLISHING A GMP

Our overall approach to establishing a GMP relies on a step-by-step, open-book cost estimating process:

1 AGREEMENT ON LABOR AND EQUIPMENT COSTS

As labor and equipment costs typically account for over half the cost of construction projects, obtaining early agreement on these items is critical. Using prevailing wage rates, we will compile wage scales to be used during the estimating process. The same process will occur for determining internal equipment rental rates using Equipment Watch.

2 DEVELOP A COMPREHENSIVE LIST OF BID ITEM NUMBERS AND ASSOCIATED QUANTITIES AND SCOPE

As part of the 80% design package, our team will propose a detailed bid schedule that includes a description of the work activities and material quantities to be included in each bid item. This step will include a discussion with the owner about the means and methods that will be used to complete the work.

3 IDENTIFY AND REFINE SCOPES OF WORK TO BE SELF-PERFORMED BY K&E AND THOSE TO BE SUBCONTRACTED

We will use this step to identify value-based, and cost-based scopes of work. Similarly, we will identify long lead materials and recommend early work packages that will benefit the project.

4 PERFORM QUANTITY TAKE-OFFS

In keeping with the open-book estimating theme, all our take-off sheets will be shared with the City and will be checked and cross-referenced with the quantities produced by the design team.

5 IMPLEMENT ESTIMATING PROCESS

For self-performed work, this will involve estimating the labor, equipment, permanent materials, and supplies required to accomplish each task outlined in Step 2. For subcontractor work, we will solicit quotes for the scopes identified in Step 3.

6 REVIEW THE ESTIMATE WITH THE CITY

Prior to this in-person meeting, we will share subcontractor and supplier quotes to confirm alignment between the two estimates. Steps 4 to 6 are repeated until we reach an agreement on construction pricing.

CONSTRUCTABILITY REVIEWS

Our team will implement formal and informal constructability reviews and concept review meetings. These meetings will review quality benchmarks and seek input on better, faster, and less expensive ways to build the work. Scott and Chris will also meet regularly during the project to communicate progress and seek design input from the PDB team. At each major project deliverable, the team will complete a formal constructability review as part of the QA process.

QA DURING CONSTRUCTION

Equally important to project success is making sure that the same attention to detail is applied throughout the construction phase. Our team will use the following strategies to improve the quality of construction on this project:

- **Accountability:** With a strong background in leading aggressively scheduled projects, Chris Terrell is prepared to oversee the team's task performance and adherence to quality procedures, making sure each is accountable for their assignments, responsibilities, and actions.
- **Clear Lines of Authority and Responsibility:** During preconstruction, we will create a hierarchy within our team with clear lines of authority and responsibility that will be maintained throughout the duration of the construction phase.
- **Uniformity:** Chris Terrell will develop a deliverable template for use by all team members that will help confirm that each deliverable follows consistent writing and content standards for all construction submittals.

CONSTRUCTION QC AND MANAGEMENT PLAN (CQMP)

The project's CQMP document will detail how we will organize, control, and monitor all construction activities to confirm that the work is being done to the highest level of quality, and in strict adherence to the project plans and specifications. The CQMP will establish standards of workmanship for construction activities. It will also provide a formal schedule for all QC inspections and material testing submittals and will formalize our documentation processes. We will take special care to address our joint quality responsibilities and coordination in the CQMP.

Construction QC processes will be continually monitored using QC checklists included in the CQMP. Measurable results will be assessed throughout production, and corrective action processes will be implemented proactively if quality and workmanship trends indicate possible nonconformances. Our approach to construction QC relies on the separation of construction production from QC and the reporting functions of the QC team. Our on-site staff will have full authority to stop any component of work when non-conformances are discovered.

SCHEDULE

The K&E team's preliminary schedule concept, showing the flow of project processes, is presented on page 35. Please note, the sequence and durations shown for Phases 2 and 3 will be adapted and refined as the project approach becomes more defined.

PERMITTING AND SCHEDULE RISK

The K&E PDB team fully understands that permitting introduces significant schedule risks to your project. To maximize the chances of receiving permits in time for the 2024 In-Water Work Period (IWWP), we must progress through Phase 1 in just weeks so that permits can be quickly developed at the beginning of Phase 2, alignments must be chosen, construction methods understood, and design progressed sufficiently to allow for permit submittals. It is critical that rapid permit development be employed such that permit applications can be submitted to regulatory agencies with enough time to receive permits before the end of the ODFW IWWP to allow time for construction.

Additionally, the PDB environmental team must work closely with the regulatory agencies to provide the environmental clearances (wetland delineation report, Endangered Species Act [ESA] programmatic documentation, Section 106, etc.) concurrently with DSL and USACE review of the permit application. It's critical that DSL and USACE work closely with us, and support us in, development of environmental clearances concurrently with permit review – without that collaboration permit approval in time for the 2024 IWWP is unlikely. The DOWL environmental team are experts in regulatory coordination and collaboration, and we will engage the regulatory agencies early in the project, and often during design, so they are aware of the schedule needs and willing work closely with us on this permitting strategy.

PROJECT DESIGN DEVELOPMENT

The K&E/DOWL PDB team has met with the City and walked the site to gain an in-depth understanding of the project design, permitting, and construction constraints for this project. Ultimately, this project will improve existing infiltration and inflow issues through this critical sewer crossing of Devils Lake/D River, conveying sewage from the north side of Lincoln City south to the treatment plan on Schooner Creek.

As previously discussed, we have broken this project into four segments based on the existing conditions and construction approach: Segment A: Cross-Country Construction; Segment B: Cross-Lake Construction; Segment C: In-Street Construction; and Segment D: Cross-Canal Construction. Each of these segments has specific design and construction constraints, along with opportunities to minimize permitting requirements. The following pages break down the key issues facing each segment and possible solutions.

The K&E/DOWL team will use an if/then process and a cost-benefit analysis to guide the project to the best solution. The first step is to review the findings of the ongoing study and determine if the existing pipe needs to be upsized. If it does, then the upsizing process will be followed. If not, then CIPP lining will be evaluated. The upsizing process would include two segments: Segment A and Segment B.

We understand the City is currently working on a study to determine the capacity needs for this project. The K&E-DOWL team will use the findings of this report to inform the decision in the process outlined above as the starting point. Similar to what we have successfully implemented, we propose using regular project team meetings with the City and the PDB team to track progress and have open dialogue on direction, allowing for adjustments as needed. This will be an open forum to present alternatives and bring the experts to the table to discuss, evaluate, and progress the design and construction alternatives. Meeting minutes will be documented and shared with the team at the conclusion of the meetings, including tasks with ownership and completion dates.

To track and coordinate tasks and deliverable status, serve as a decision log, and identify risks and opportunities that arise during the design development process, we have implemented a workflow based on Smartsheet. We will implement proven, flexible tools that serve preconstruction partners, provide accurate and on-time access to information, and adapt to changing project needs.

We understand the permitting of the Devils Lake crossing will likely have In Water Work Windows, so we will accelerate the discussion of the crossing alternatives to allow for early discussions with the agencies to expedite submission and approval.

Once each option has been reviewed with the City, the final step is to conduct a cost/benefit analysis for each option and compare them to select the preferred solution. The cost/benefit analysis will consider the following factors:

- Capital costs
- Operation and maintenance costs
- Environmental impacts
- Social impacts
- Regulatory compliance
- Schedule
- Risk and uncertainty

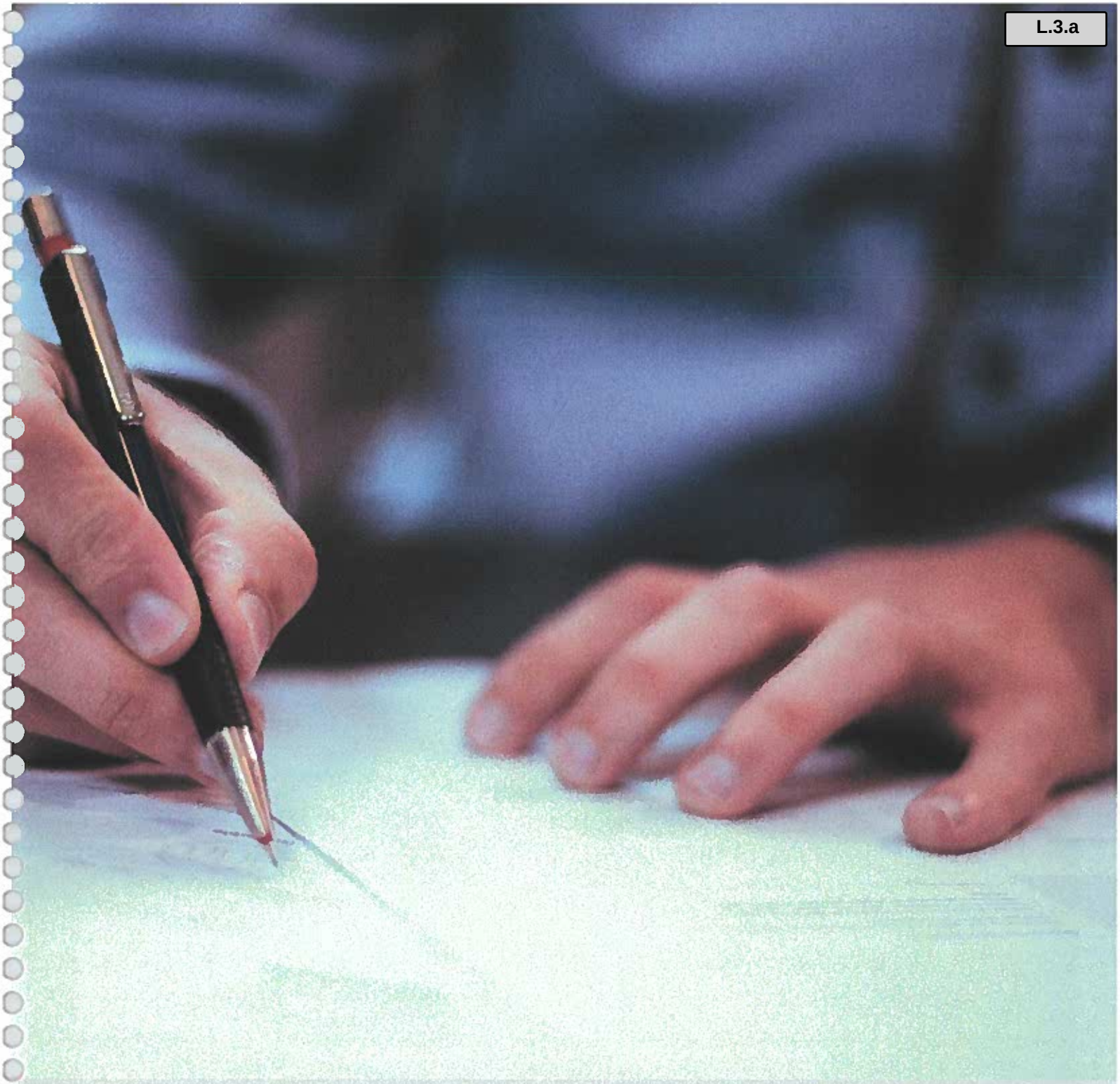
The chart on the following page depicts a method for comparing the benefits and challenges of methods for handling each each alignment.

PDB TEAM DESIGN LEADERSHIP

The K&E PDB team recognizes that the responses to this criterion do not necessarily represent the approach and steps eventually employed, but that they provide evidence of an approach to design and ideas to be considered during development of the design. Chris Terrell, Scott Little, and Justin Mason will lead the ongoing development of the engineering design.

K&E's product was installed exactly to the plans and specifications and their flexibility in executing the overall project schedule was outstanding. This project required significant coordination with the electrical and H-pile installation contractors, K&E's support in this area contributed heavily to the success of the project.

James W. Stone, Stantec Consulting Services



Part 6

Progressive Design-Build Contract Markup

PART 6

PROGRESSIVE DESIGN-BUILD CONTRACT MARKUP

We have reviewed RFP Attachment "A" (Draft Progressive Design-Build Contract) and do not have any modifications or revisions to the contract.

Part 7

Fee and Rate Proposal

PART 7

FEE AND RATE PROPOSAL

PHASE 1

Cost for Design Services, Time and Material not to exceed $69,958.00

PHASE 2

Estimated Budget To Complete the Design $191,781.00

PHASE 3

Overhead and profit, percent mark-up on direct costs for:

- Labor: 10%
- Materials/equipment/special services: 10%

Part 8

Appendices

APPENDIX

BONDING LETTER & CERTIFICATE OF INSURANCE

The requested Bonding Letter and Certificate of Insurance are included on the following pages.

A. G. Sadowski Company

1605 Liberty St. SE • Salem, Oregon 97302 • 503-362-2711 • Fax 866-581-6327

January 3rd, 2024

Attn: Terry Chamberlin, Engineer
City of Lincoln City
801 SW Hwy 101, Lincoln City, OR 97367

Re: K & E Excavating, Inc. / Prequalification: SE 2nd Street Inflow & Infiltration Project

To Whom It May Concern:

A.G Sadowski has written K & E Excavating, Inc. since 1998.

K & E Excavating, Inc. has received surety credit on single jobs up to $80,000,000. They have a current aggregate bonding capacity in excess of $180,000,000 with their surety, Liberty Mutual Insurance Company.

This letter is a reference on behalf of our client, K & E Excavating, Inc.; any bonds issued will be based on a satisfactory review of contract documents, bond forms, project financing, and underwriting at the time of the request.

Please understand, also, that any arrangement for surety bonds is strictly a matter between Liberty Mutual Insurance Company and K & E Excavating, Inc. and we assume no liability to you or any third party if for any reason we do not execute said bond or bonds.

K & E Excavating, Inc. is a company with superior construction and management skills an excellent safety record, high integrity, and strong business ethics.

Best regards,

Ty Moffett
Attorney-in-Fact

LIBERTY MUTUAL INSURANCE COMPANY
INCORPORATED
1912
MASSACHUSETTS

Seal No. 5406

This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

Certificate No: 8210904 - 905038

POWER OF ATTORNEY

KNOWN ALL PERSONS BY THESE PRESENTS: That The Ohio Casualty Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, A.G. Sadowski, Beau Andrew Weathers, Derek A. Sadowski, Tracy Stewart, Ty Moffett

all of the city of Salem state of OR each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 27th day of October, 2023.

Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

By: David M. Carey, Assistant Secretary

State of PENNSYLVANIA
County of MONTGOMERY ss

On this 27th day of October, 2023 before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of Liberty Mutual Insurance Company, The Ohio Casualty Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at Plymouth Meeting, Pennsylvania, on the day and year first above written.

Commonwealth of Pennsylvania - Notary Seal
Teresa Pastella, Notary Public
Montgomery County
My commission expires March 28, 2025
Commission number 1126044
Member, Pennsylvania Association of Notaries

By: Teresa Pastella, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

ARTICLE IV – OFFICERS: Section 12. Power of Attorney.
Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

ARTICLE XIII – Execution of Contracts: Section 5. Surety Bonds and Undertakings.
Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

Certificate of Designation – The President of the Company, acting pursuant to the Bylaws of the Company, authorizes David M. Carey, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

Authorization – By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Renee C. Llewellyn, the undersigned, Assistant Secretary, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 19th day of December, 2023.

By: Renee C. Llewellyn, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, currency rate, interest rate or residual value guarantees.

For bond and/or Power of Attorney (POA) verification inquiries, please call 610-832-8240 or email HOSUR@libertymutual.com.

LMS-12873 LMIC OCIC WAIC Multi Co 02/21

ACORD®

CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY) 1/4/2024

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER
LaPorte & Associates, Inc.
5515 SE Milwaukie Avenue
Portland OR 97202

CONTACT NAME: Cindy Wibbens
PHONE (A/C, No, Ext): 9714043576 FAX (A/C, No): 503-231-9021
E-MAIL ADDRESS: CWibbens@Laporte-Insurance.com

INSURER(S) AFFORDING COVERAGE	NAIC #
INSURER A: Zurich American Ins Company	16535
INSURER B: SAIF Corporation	36196
INSURER C: Alaska National Ins Co	38733
INSURER D: QBE Specialty Insurance Co	11515
INSURER E: Houston Casualty Company	42374
INSURER F: Berkley Insurance Company	32603

INSURED
K & E Excavating, Inc.
3871 Langley St., SE
Salem OR 97317

K&EEXAC-01

COVERAGES **CERTIFICATE NUMBER:** 200175416 **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	
A	X COMMERCIAL GENERAL LIABILITY CLAIMS-MADE X OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: POLICY X PRO-JECT LOC OTHER:			GLO011623308	10/1/2023	10/1/2024	EACH OCCURRENCE	$ 2,000,000
							DAMAGE TO RENTED PREMISES (Ea occurrence)	$ 300,000
							MED EXP (Any one person)	$ 5,000
							PERSONAL & ADV INJURY	$ 2,000,000
							GENERAL AGGREGATE	$ 4,000,000
							PRODUCTS - COMP/OP AGG	$ 4,000,000
							WA Stop Gap	$ 2,000,000
A	AUTOMOBILE LIABILITY X ANY AUTO OWNED AUTOS ONLY X HIRED AUTOS ONLY SCHEDULED AUTOS X NON-OWNED AUTOS ONLY			BAP011623208	10/1/2023	10/1/2024	COMBINED SINGLE LIMIT (Ea accident)	$ 1,000,000
							BODILY INJURY (Per person)	$
							BODILY INJURY (Per accident)	$
							PROPERTY DAMAGE (Per accident)	$
								$
D	UMBRELLA LIAB X OCCUR X EXCESS LIAB CLAIMS-MADE DED X RETENTION $ 0			140001243	10/1/2023	10/1/2024	EACH OCCURRENCE	$ 5,000,000
							AGGREGATE	$ 5,000,000
								$
B C	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANYPROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) Y/N Y If yes, describe under DESCRIPTION OF OPERATIONS below	N / A		905271 23JWS11448	10/1/2023 10/1/2023	10/1/2024 10/1/2024	X PER STATUTE OTH-ER	
							E.L. EACH ACCIDENT	$ 1,000,000
							E.L. DISEASE - EA EMPLOYEE	$ 1,000,000
							E.L. DISEASE - POLICY LIMIT	$ 1,000,000
E F	Excess Liability - 2nd layer Professional Liability	N		H23XC51980-00 PCA850232111023	10/1/2023 10/1/2023	10/1/2024 10/1/2024	Occurrence/Agg., Ded. Each Claim/Agg., Ded.	$5M/$5M; $0 $5M/$10M; $25k ea.

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
Pollution Liability: Policy Number: PCAB50232111023, Carrier: Berkley Insurance Company, Effective dates: 10/1/2023-10/1/2024; Limits: $5,000,000 Aggregate, $10,000 Retention; Blanket Additional Insured, Blanket Waiver of subrogation applies.
Workers Compensation Excluded Partners: Eric Kuenzi, John Kuenzi and Kerry Kuenzi. Excess Liability follows underlying policy forms over the General Liability and Automobile Liability. Excess Liability follows form with the Commercial General Liability Designated Project General Aggregate. Total General Liability limit, including Excess Liability layers is: $12,000,000 per occurrence; $14,000,000 aggregate.
re: SE 2nd Street Inflow & Infiltration Project;
The City of Lincoln City (owner), ODOT, and all other parties, and the State of Oregon are additional insureds including completed operations, per a written contract. Primary & Non-contributory, Waiver of Subrogation, and 30 day cancellation notification apply. Attached endorsements apply.

CERTIFICATE HOLDER

City of Lincoln City
PO Box 50
801 SW Hwy 101
Lincoln City OR 97367

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

© 1988-2015 ACORD CORPORATION. All rights reserved.

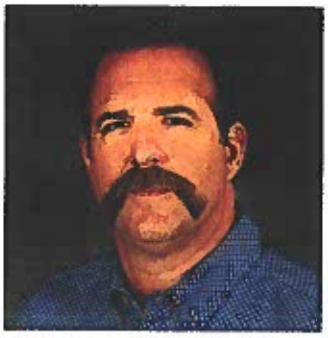
APPENDIX

RESUMES

TEAM MEMBER	ROLE	FIRM
Kerry Kuenzi	Project Principal (Construction/Overall)	K&E
Chris Terrell, PE	Project Manager	K&E
Mike Merina	Superintendent	K&E
Matt Kuenzi, PE	Scheduler	K&E
Mark Spring	Safety Lead	K&E
Chad Walter	Estimator	K&E
Scott Little, PE	Design Lead	DOWL
Justin Mason, PE, DBIA	Design Principal & QA/QC	DOWL
Andy Silbernagel, PE, PLS, CWRE, CFedS	Survey Lead	DOWL
Austin Bloom	Environmental Permitting Lead	DOWL
Elliott Meacham, PE	Geotechnical Engineer	Shannon & Wilson
Kevin Johnson, PE	Pump Station Design/Interface	DOWL
Peter Guth	Public Outreach Support	DOWL

KERRY KUENZI

Project Principal



Kerry has worked in the heavy civil construction industry for over 30 years and in 1998 he co-founded K&E, which has since grown to be a leader in its industry within the Pacific Northwest and Alaska. As president and one of three managing partners of K&E, Kerry oversees all company operations and resources while leading many of K&E's projects as principal-in-charge. Kerry's experience on a wide range of projects, including airports, highways/streets, utilities, commercial, and environmental restorations. His industry connections and affiliations have made him a valuable resource for providing design and constructability reviews.

SELECT PROJECT EXPERIENCE

AWBREY BUTTE DISTRIBUTION IMPROVEMENTS PROJECT (PDB), CITY OF BEND, OREGON
Principal-in-Charge | August 2022 - Ongoing | $24M

SCHOONER CREEK WATERLINE CROSSING, CITY OF LINCOLN CITY, OREGON
Principal-in-Charge | September 2014 - March 2015 | $2M

SCHOONER CREEK SANITARY SEWER CROSSING, CITY OF LINCOLN CITY
Principal-in-Charge | Aug 2017 - Feb 2018 | $1.9M

OAKS BOTTOM TIDAL RESTORATION PROJECT, USACE
Principal-in-Charge | Nov 2017 - Dec 2018 | $2.1M

TUALATIN INTERCEPTOR & SIPHON IMPROVEMENTS, CLEAN WATER SERVICES
Principal-in-Charge | June 2018 - Dec 2019 | $19.1M

MURPHY CORRIDOR IMPROVEMENTS, CITY OF BEND
Principal-in-Charge | March 2018 - 2021 | $32M

COX CREEK INTERCEPTOR IMPROVEMENTS, CITY OF ALBANY
Principal-in-Charge | July 2019 - March 2020 | $4.6M

NORTH INTERCEPTOR SEWER PHASES 1 & 2, MORTENSON
Principal-in-Charge | July 2019 - Nov 2021 | $22.8M

LAFAYETTE FINISHED WATER TRANSMISSION MAIN, MCMINNVILLE WATER & LIGHT
Principal-in-Charge | March 2020 - July 2020 | $1.9M

HWY 101 (WLDR TO NEOTSU), CITY OF LINCOLN CITY, OREGON
Principal-in-Charge | March 2020 - Ongoing | $3M

METZGER NORTH-SOUTH FIRE FLOW PROJECT, TUALATIN VALLEY WATER DISTRICT
Principal-in-Charge | March 2020 - Ongoing | $3.9M

FIRM
K&E Excavating

TITLE
President

YEARS OF EXPERIENCE
33

YEARS WITH K&E
Founded K&E in 1998

ASSOCIATIONS/ AFFILIATIONS

- Northwest Utility Contractors Association (NWUCA) Past President
- Associated General Contractors (AGC) - Oregon Columbia Chapter Board Member
- Strategic Economic Development Corporation (SEDCOR) Business Partner of the Year 2017

CHRIS TERRELL, PE

Project Manager

Chris has worked in various capacities within the heavy civil construction industry for nearly 12 years, including six years with ODOT's project management division. Past experience has given Chris a powerful skill set helping successfully lead complicated construction projects involving road/street improvements, underground utilities, bridges, airport runway/taxiway improvements, and many others. Chris is experienced in working with the owners' project team to resolve and develop project execution, changes, design-build items, and value-engineering options, all while staying focused to bring projects to completion ahead of schedule and under budget.

SELECT PROJECT EXPERIENCE

HWY 101 (WDLR TO NEOTSU), CITY OF LINCOLN CITY, OREGON
Project Manager | March 2020 - Ongoing | $3M

JETTY AVE FORCE MAIN REPAIR, CITY OF LINCOLN CITY, OREGON
Project Manager | Jan 2022 - March 2022 | $640K

NEW COMMUNITY PARK, CITY OF LINCOLN CITY, OREGON
Project Manager | April 2023 - Ongoing | $10M

FFO US101 SE 23RD DR - SW 35TH ST, LINCOLN CITY, ODOT
Project Manager | April 2014 - December 2015 | $10.8M

I-5 KUEBLER INTERCHANGE SB RAMP IMPROVEMENTS, ODOT
Project Manager | June 2015 - July 2016 | $9.6M

FFO US20 PME: UPRR-EDDYVILLE (PHASE 4), ODOT
Project Manager | April 2016 - November 2017 | $21.8M

2017 WATER & SEWER IMPROVEMENTS, CITY OF PHILOMATH, OREGON
Project Manager | April 2017 - June 2018 | $3.6M

OAKS BOTTOM TIDAL RESTORATION PROJECT, USACE
Project Manager | Nov 2017 - Dec 2018 | $2.1M

COX CREEK INTERCEPTOR IMPROVEMENTS, CITY OF ALBANY, OREGON
Project Manager | July 2019 - March 2020 | $4.6M

LAFAYETTE FINISHED WATER TRANSMISSION MAIN, MCMINNVILLE WATER & LIGHT
Project Manager | March 2020 - July 2020 | $1.9M

FIRM
K&E Excavating

TITLE
Project Manager

YEARS OF EXPERIENCE
15

YEARS WITH K&E
10

EDUCATION
BS in Civil Engineering
Oregon State University

SPECIALIZED TRAINING
Leadership Development

LICENSES/ CERTIFICATIONS

- Oregon Licensed Professional Engineer, Certification #80486PE
- Certified Erosion & Sediment Control Lead (CESCL)

MIKE MERINA

Superintendent

With 25 years of construction experience in a variety of roles, Mike has a depth of skills and knowledge to successfully exceed project expectations. As General Superintendent, Mike will provide constructability and value-engineering input, support K&E superintendents and crews with resources and counsel and ensure adherence to the project schedule and quality standards. Having also served as a crew foreman and project superintendent, Mike has developed a talent for leadership and orientation to detail that is required in the technical projects he supervises.

SELECT PROJECT EXPERIENCE

OR18: NEWBURG-DUNDEE BYPASS PHASE 1G, ODOT
Superintendent | April 2016 - November 2017 | $17.1M

2017 WATER & SEWER IMPROVEMENTS, CITY OF PHILOMATH, OREGON
Superintendent | April 2017 - June 2018 | $3.6M

OAKS BOTTOM TIDAL RESTORATION PROJECT, USACE
Superintendent | Nov 2017 - Dec 2018 | $2.1M

TUALATIN INTERCEPTOR & SIPHON IMPROVEMENTS, CLEAN WATER SERVICES
Superintendent | June 2018 - Dec 2019 | $19.1M

COX CREEK INTERCEPTOR IMPROVEMENTS, CITY OF ALBANY, OREGON
Superintendent | July 2019 - March 2020 | $4.6M

LAFAYETTE FINISHED WATER TRANSMISSION MAIN, MCMINNVILLE WATER & LIGHT
Superintendent | March 2020 - July 2020 | $1.9M

METZGER NORTH-SOUTH FIRE FLOW PROJECT, TUALATIN VALLEY WATER DISTRICT
Superintendent | March 2020 - Ongoing | $3.9M

I-5 PUMP STATION & FORCE MAIN IMPROVEMENTS, CITY OF WOODBURN, OREGON
Superintendent | Dec 2021 - Dec 2023 | $5.4M

HAYESVILLE PUMP STATION & FORCE MAIN IMPROVEMENTS, CITY OF SALEM, OREGON
Superintendent | Jan 2022 - Jan 2024 | $5.2M

JETTY AVE FORCE MAIN REPAIR, CITY OF LINCOLN CITY, OREGON
Superintendent | Jan 2022 - March 2022 | $640K

FIRM
K&E Excavating

TITLE
General Superintendent

YEARS OF EXPERIENCE
25

YEARS WITH K&E
20

CERTIFICATIONS

- Certified Erosion & Sedimentation Control Lead (CESCL)
- Competent Person, Confined Space, Fall Protection, Trench Safety
- HDPE Fusion Welding
- First Aid/CPR
- Crosby Rigging
- Construction Safety & Health 10 Hr

SPECIALIZED TRAINING

- Project Management & Supervisor
- Leadership Development

MATTHEW KUENZI, PE

Scheduler & TC Plans

Matthew's civil engineering experience both while working for a regional firm prior to coming to K&E and his experience on K&E projects brings an immense value to each project he assists. Due to his scheduling and project staging expertise, K&E has been able to successfully complete many projects well ahead of schedule, including shaving one year from a complicated three year I-5 Interchange project in Woodburn, Oregon.

Matt is also experienced in developing project action plans such as traffic control/ staging plans, erosion control/environmental management plans allowing him to provide exceptional constructability reviews. His prior experience includes working as a contractor for ODOT reviewing and monitoring construction schedules. He also worked in designing several county roadway improvement projects, developing roadway grading plans, models and details.

SELECT PROJECT EXPERIENCE

AWBREY BUTTE DISTRIBUTION IMPROVEMENTS PROJECT (PDB), CITY OF BEND, OREGON
Scheduler, Work Plan Developer I August 2022 - Ongoing I $24M

WILSON CORRIDOR IMPROVEMENTS (CM/GC), CITY OF BEND, OREGON
Scheduler, Work Plan Developer I February 2022 - Ongoing I $23.4M

ODOT US20: MERVIN SAMPELS - GREENWOOD, BEND, OREGON
Scheduler I March 2022 – Ongoing I $15.6M

MURPHY CORRIDOR IMPROVEMENTS (PDB), CITY OF BEND, OREGON
Scheduler, Work Plan Developer I March 2018 - November 2021 I $32M

COLUMBIA ROUNDABOUTS (DESIGN-BUILD), CITY OF BEND, OREGON
Scheduler I February 2021 – October 2021 I $2.38M

TUALATIN INTERCEPTOR & SIPHON IMPROVEMENT PROJECT (PDB) CLEAN WATER SERVICES, OREGON
Scheduler, Work Plan Developer I June 2018 - Ongoing I $19.1M

14TH STREET RECONSTRUCTION PROJECT, PHASES 1&2 (BEST VALUE), CITY OF BEND, OREGON
Scheduler, Work Plan Developer I March 2018 - October 2018 I $5.4M

ODOT OR18: NEWBERG-DUNDEE BYPASS (PHASE 1G) (BEST VALUE), OREGON
Scheduler, Work Plan Developer I April 2016 - November 2017 I $17.1M

ODOT I-5: ANLAUF-ELKHEAD ROAD PAVING, OREGON
Scheduler, Work Plan Developer I September 2015 - July 2017 I $42.9M

ODOT FFO US26 MILEPOST 49.2 – MILEPOST 57.45, OREGON
Scheduler, Work Plan Developer I June 2014 - May 2017 I $21.3M

ODOT OR140: RITTER ROAD-DEER RUN ROAD (BLY MOUNTAIN) SECTION, OREGON
Scheduler, Work Plan Developer I July 2014 - October 2016 I $22.2M

FIRM
K&E Excavating

TITLE
Licensed Civil Engineer/Scheduler

YEARS OF EXPERIENCE
20

YEARS WITH K&E
11

EDUCATION

- B.S., Civil Engineering, Oregon State University

LICENSES/ REGISTRATIONS

- Professional Engineer: Oregon #72645PE

MARK SPRING

Safety Lead

With over 17 years of Safety Management experience, Mark has acquired a wide range of safety knowledge and skills to successfully exceed company and project safety expectations. As a Safety Director, Mark manages K&E crews to ensure adherence of internal/external project safety requirements, he manages subcontractor adherence to K&E safety programs and is ultimately responsible for the safety culture throughout the company. Mark has developed a foundational knowledge and understanding of safety which is the cornerstone of his success in managing this role.

SELECT PROJECT EXPERIENCE

TUALATIN INTERCEPTOR & SIPHON IMPROVEMENT PROJECT | CLEAN WATER SERVICES
Safety Director | June 2018 - December 2019 | $19.1M

MURPHY CORRIDOR IMPROVEMENTS (PDB), CITY OF BEND, OREGON
Safety Director | March 2018 - Ongoing | $25M

HAYWARD FIELD ENHANCEMENTS | UNIVERSITY OF OREGON | EUGENE, OREGON
Safety Director | July 2018 - April 2020 | $13.3M

14TH STREET RECONSTRUCTION PROJECT, PHASE 1 | CITY OF BEND, OREGON
Safety Director | March 2018 - October 2018 | $5.4M

NORTH INTERCEPTOR SNIP #1 (PDB) | CITY OF BEND, OREGON
Safety Director | July 2019 - December 2020 | $10.4M

AMZ OREGON LARGE FULFILLMENT PROJECT BASIE
Safety Director | July 2021 - December 2023 | $47.5M

OLD SHERIDAN RD & BRIDGE IMPROVEMENTS | CITY OF MCMINNVILLE
Project Manager | June 2020 - April 2021 | $4.1M

ADIDAS EAST VILLAGE EXPANSION | ADIDAS AMERICA, INC.
Senior Engineer | October 2018 - December 2021 | $10.9M

PROJECT SHAKESPEARE | COLUMBIA DISTRIBUTION
Lead Designer | August 2016 - June 2020 | $8.1M

CARDINAL IG, HOOD RIVER PLANT EXPANSION | CARDINAL GLASS
Site Supervisor | April 2021 - June 2022 | $5.8M

FIRM
K&E

TITLE
Safety Director

YEARS OF EXPERIENCE
17

YEARS WITH K&E
7

EDUCATION

- B.S., Human Resources Management, Portland State University

CERTIFICATIONS

- Certified Safety Professional
- 40+ Hours of OSHA Classes
- OSHA 30 HR Certified
- First Aid and CPR
- Confined Space Certified
- Competent Person Certification (Excavation & Trenching)
- Certified Alcohol & Controlled Substance Reasonable Suspicion Person

CHAD WALTER

Lead Estimator

As chief estimator of K&E, Chad oversees all estimating, proposals, and price negotiations for the company. With more than 25 years of experience in the heavy highway industry, his background and skillset allows for accurate cost development for highway/street construction, underground utilities, freeway interchange construction, commercial site development, powerline access road infrastructure, residential subdivisions, and many other scopes of work. Chad's estimating and constructability review experience brings enormous value to the project team regarding budgeting and managing of costs as well as providing value engineering review and input.

FIRM
K&E Excavating

TITLE
Senior Estimator

YEARS OF EXPERIENCE
27

YEARS WITH K&E
13

EDUCATION

- B.S., Oregon State University

SELECT PROJECT EXPERIENCE

SCHOONER CREEK WATERLINE CROSSING, CITY OF LINCOLN CITY, OREGON
Chief Estimator | September 2014 - March 2015 | $2.0M

SCHOONER CREEK SANITARY SEWER CROSSING, CITY OF LINCOLN CITY, OREGON
Chief Estimator | August 2017 - February 2018 | $1.9M

OAKS BOTTOM TIDAL RESTORATION PROJECT, US ARMY CORPS OF ENGINEERS
Chief Estimator | November 2017 - December 2018 | $2.1M

MURPHY CORRIDOR IMPROVEMENTS, CITY OF BEND, OREGON
Chief Estimator | March 2018 - 2021 | $32M

TUALATIN INTERCEPTOR & SIPHON IMPROVEMENTS, CLEAN WATER SERVICES
Chief Estimator | June 2018 - December 2019 | $19.1M

NORTH INTERCEPTOR SEWER PHASES 1 & 2, MORTENSON
Chief Estimator | July 2019 - November 2021 | $22.8M

LAFAYETTE FINISHED WATER TRANSMISSION MAIN, MCMINNVILLE WATER & LIGHT
Chief Estimator | March 2020 - July 2020 | $1.9M

HWY 101 (WLDR TO NEOTSU), CITY OF LINCOLN CITY, OREGON
Chief Estimator | March 2020 - Ongoing | $3.0M

I-5 PUMP STATION & FORCE MAIN IMPROVEMENTS, CITY OF WOODBURN, OREGON
Chief Estimator | December 2021 - December 2023 | $5.4M

JETTY AVE FORCE MAIN REPAIR, CITY OF LINCOLN CITY, OREGON
Chief Estimator | January 2022 - March 2022 | $640K

HAYESVILLE PUMP STATION & FORCE MAIN IMPROVEMENTS, CITY OF SALEM, OREGON
Chief Estimator | January 2022 - January 2024 | $5.2M

AWBREY BUTTE DISTRIBUTION IMPROVEMENTS, CITY OF BEND, OREGON
Chief Estimator | August 2022 - Ongoing | $24M

SCOTT LITTLE, PE

Design Lead/Project Engineer

Scott is a skilled project leader and engineer with considerable experience in design and construction. His experience as a civil and construction project manager/engineer has primarily involved work on public sewer, water, and transportation projects – including serving in key roles on several major infrastructure projects. Scott's experience working on both the construction and design sides of projects allows him to pinpoint efficiencies without reducing quality, leading to the development of practical and cost-effective projects.

SELECT PROJECT EXPERIENCE

AWBREY BUTTE DISTRIBUTION IMPROVEMENTS (PDB), CITY OF BEND, OREGON
Scott is the design lead for this project to complete nine water service subprojects and intersection improvements in the Awbrey Butte area of Bend. The project, led by K&E, will address capacity issues, allow for future growth, and fix/improve aging pipes, adding or replacing more than 22,000 feet of pipe, including 9,000 feet of new 30-inch transmission line. In addition to water line improvements, the project will implement roadway and sidewalk improvements, stormwater upgrades, and other preservation/rehabilitation projects in proximity to the waterline work.

MURPHY ROAD CORRIDOR IMPROVEMENTS (PDB), CITY OF BEND, OREGON
Scott was project engineer and utilities lead for this K&E-led PDB project that involved design and construction of 1.5 miles of road improvements, three new roundabouts, and a bridge over the BNSF mainline in southern Bend. The project improves safety for trucks, cars, bikes, and pedestrians and provides a vital link for EMS to the nearby hospital.

WILSON AVENUE CORRIDOR IMPROVEMENTS (CM/GC), CITY OF BEND, OREGON
Scott was project engineer for the $9 million modernization of the Wilson Avenue Corridor, including the addition of two roundabouts and enhancement of the BNSF railway crossing. K&E is the CM/GC for the project.

SOUTHEAST INTERCEPTOR SEGMENTS (BEST VALUE PROCUREMENT), CITY OF BEND, OREGON
Scott was an inspector, project engineer, and assistant construction manager for this $50 million project involving installation of new 8- to 30-inch sanitary sewer pipe in Southeast Bend.

BICYCLE GREENWAYS, PHASES II & III, CITY OF BEND, OREGON
Scott was DOWL's project manager for this expansion of Neighborhood Greenways, adding traffic-calming measures and greenway-specific signage and pavement markings to City roads. The project included community outreach through public open houses to present concepts, listen to stakeholder concerns, and gather input from the end users.

COLUMBIA ROUNDABOUTS (DESIGN-BUILD), CITY OF BEND, OREGON
Scott provided roadways engineering and utilities coordination for this project to convert two stop-controlled intersections on the Columbia Street corridor, with the aim of improving overall safety and efficiency.

FIRM
DOWL

TITLE
Senior Project Manager

YEARS OF EXPERIENCE
12

YEARS WITH THE FIRM
8

EDUCATION
- B.S. Civil Engineering, Oregon State University

LICENSES/ REGISTRATIONS
- Professional Engineer: Oregon #83845
- First Aid CPR AED

JUSTIN MASON, PE, DBIA

Design Lead

Justin is an accomplished project leader who has been leading Oregon infrastructure projects for more than 20 years. He has personally been the design lead or project principal several major alternative delivery projects with K&E, including the current New Community Park for the City, as well as the Murphy Road Corridor, Wilson Avenue Corridor, and Awbrey Butte Distribution Improvements projects. Justin has considerable experience in the planning and design of utility, roadway, and land development projects, which he will leverage as DOWL's design lead for the SE 2nd St. I&I project.

SELECT PROJECT EXPERIENCE

NEW LINCOLN CITY COMMUNITY PARK PROJECT, LINCOLN CITY, OREGON

Justin is DOWL's design project manager for a new community park project in Lincoln City, in partnership with owner the City of Lincoln City and prime contractor K&E Excavating. The project will transform the site of the former Taft Elementary School over a five-year period into a public space with a playground, covered multi-sport court area, outdoor courts, an artificial-turf field, street improvements, parking areas, a kayak launch, and ADA-compliant sidewalks and paths.

AWBREY BUTTE DISTRIBUTION IMPROVEMENTS (PDB), CITY OF BEND, OREGON

Justin is the project principal and QA/QC lead for this project to complete nine water service subprojects and intersection improvements in the Awbrey Butte area of Bend. The project, led by K&E, will address capacity issues, allow for future growth, and fix/improve aging pipes, adding or replacing more than 22,000 feet of pipe, including 9,000 feet of new 30-inch transmission line. In addition to water line improvements, the project will implement roadway and sidewalk improvements, stormwater upgrades, and other preservation/rehabilitation projects in proximity to the waterline work.

MURPHY CORRIDOR IMPROVEMENTS (PDB), CITY OF BEND, OREGON

Justin was DOWL's design project manager for this K&E-led PDB project that involved design and construction of 1.5 miles of road improvements, three new roundabouts, and a bridge over the BNSF mainline in southern Bend. The project improves safety for trucks, cars, bikes, and pedestrians and provides a vital link for EMS to the nearby hospital.

WILSON CORRIDOR IMPROVEMENTS (CM/GC), CITY OF BEND, OREGON

Justin is project manager for the $9 million modernization of the Wilson Avenue Corridor, including the addition of two roundabouts and enhancement of the BNSF railway crossing. K&E is the CM/GC for the project.

COLUMBIA ROUNDABOUTS (DESIGN-BUILD), CITY OF BEND, OREGON

Justin was the design lead for this project to convert two stop-controlled intersections on the Columbia Street corridor, with the aim of improving overall safety and efficiency. The project was constructed in two phases, closing one intersection at a time, with careful coordination to maintain emergency vehicle access throughout. K&E was the design-build contractor.

FIRM
DOWL

TITLE
Civil Subpractice Area Lead, Bend Operations Manager, Senior Project Manager

YEARS OF EXPERIENCE
20

YEARS WITH THE FIRM
9

EDUCATION

- B.S., Civil Engineering, Oregon Institute of Technology

LICENSES/ REGISTRATIONS

- Professional Engineer: Oregon #72574PE
- Certified Water Right Examiner
- Design-Build Institute of America Certified Professional #60-2165-388266

INDUSTRY AFFILIATIONS

- DBIA
- American Council of Engineering Companies (ACEC)

ANDREW (ANDY) SILBERNAGEL, PE, PLS, CWRE, CFEDS

Survey Lead

Andy coordinates efforts among project surveyors, crew chiefs, and other disciplines to assist with research and documentation of field work. He also routeinely performs QA/QC on field work products and provides surveying and data processing for transportation and utility projects. With his commitment to quality, he guides his crews to gather the information necessary to complete designs and reduce or eliminate repeat trips for missing data.

SELECT PROJECT EXPERIENCE

ADA WOC2 US101 CURB RAMPS, LINCOLN BEACH/LINCOLN CITY, OREGON
Andy is the survey lead for the design of 324 ADA-compliant curb ramps along US101 in the City of Lincoln City, from WDLR to SE 54th Drive, at the entrance to Salishan Resort, and from NW Lancer Street to Fogarty Avenue. Survey services include establishing horizontal and vertical control, monument recovery and ROW retracement, location and mapping of existing improvements within the ROW, and creation of a base map and digital terrain model. Work also includes 140 ROW descriptions and sketch maps to support ROW acquisition.

US 101: 12TH STREET TO HIGH SCHOOL DRIVE, HORIZONTAL CONTROL, RETRACEMENT AND TOPOGRAPHIC SURVEY, LINCOLN CITY, OREGON
Andy was surveyor supporting ODOT's design for this roadway project. Survey work included establishing a horizontal and vertical control network, topographic surveying, monument recovery and retracement of multiple alignments and side streets, filing of a Horizontal Control, recovery and retracement survey, and utility mapping. Andy led the topographic mapping, ROW engineering, and a highly accurate and effective retracement survey that resolved multiple complex alignments.

MURPHY CORRIDOR IMPROVEMENTS (PDB), CITY OF BEND, OREGON
Andy provided survey support for this K&E-led PDB project that involved design and construction of 1.5 miles of road improvements, three new roundabouts, and a bridge over the BNSF mainline in southern Bend. The project improves safety for trucks, cars, bikes, and pedestrians and provides a vital link for EMS to the nearby hospital. Andy's survey crew established a control network that is being used for the construction, resolved the boundaries at roundabout intersections, and provided a monumentation survey after the completion of construction.

AYERS CREEK BRIDGE ON NORTH VALLEY ROAD, MP 8.5, YAMHILL COUNTY, AMENDMENT NO. 2, MCMINVILLE, OREGON
Andy was the project surveyor for the emergency bridge replacement project involving significant in-water work and scour mitigation. During project development, Andrew helped to quickly identify and address ROW issues to confirm that a replacement structure could be quickly constructed.

CITY OF COBURG WASTEWATER TREATMENT PLANT IMPROVEMENT PROJECT, COBURG, OREGON
Andy was surveyor for a wastewater treatment plant that includes an operations/process building, head works, aeration basin, chlorination basin, and extensive transmission and site piping. Andy created the survey base map and provided construction-phase assistance.

FIRM
DOWL

TITLE
Survey Manager

YEARS OF EXPERIENCE
16

YEARS WITH THE FIRM
16

EDUCATION

- B.S., Civil Engineering, Oregon State University,

LICENSES/ REGISTRATIONS

- Professional Land Surveyor: Oregon #79198
- Certified Federal Surveyor: #1655
- Professional Engineer: Oregon #79198PE
- Certified Water Right Examiner: Oregon #79198CWRE

AUSTIN BLOOM

Environmental Permitting Lead

Austin brings vast experience leading environmental permitting efforts in Oregon, including coordination with National Environmental Policy Act (NEPA), Section 106, ESA, Clean Water Act permitting, State Historic Preservation Offices (SHPO), and the DEQ. He verifies environmental compliance with federal, state, and local regulations. Austin has specific experience permitting projects on the coast and has developed relationships with the relevant regulatory agencies affecting the SE 2nd St. I&I project, which will help him navigate this project's permitting process efficiently.

SELECT PROJECT EXPERIENCE

DEER CREEK (OLD SCENIC HWY 101) BRIDGE #4137 REPLACEMENT, OTIS, OREGON

Austin was the nvironmental lead for this bridge replacement that required extensive permitting, including SLOPES IV compliance (for Oregon Coast coho salmon), a biological assessment (for Northern spotted owl and Marbled murrelet) , wetland mitigation, fish passage compliance, and a Department of State Lands and USACE permit. DOWL environmental staff performed all of these tasks and submitted all documentation to regulatory agencies. Due to site constraints and design criteria, not all of the SLOPES conditions could be met. DOWL coordinated extensively with all of the regulatory agencies to come to an agreement on mitigation and permit compliance to allow the use of programmatic permitting, and permits were received without delay.

TRASK RIVER (LONG PRAIRIE ROAD) JOHNSON BRIDGE #01355A, TILLAMOOK, OREGON

Austin was the environmental specialist for the construction phase of this bridge project. Due to the complex permitting resulting from the relisting of Oregon Coast coho salmon during project development, environmental compliance monitoring and in-water work period adjustments were required. Austin worked closely with the resource agencies to rapidly resolve construction aspects that had the potential to affect the Trask River.

AYERS CREEK BRIDGE ON NORTH VALLEY ROAD, MP 8.5, YAMHILL COUNTY, MCMINVILLE, OREGON

Austin was the environmental team lead for the rehabilitation for this emergency bridge replacement project involving significant in-water work and scour mitigation. The 56-foot-long, single-span precast prestressed slab replacement improves fish passage and the driven piling foundation helps ensure the new structure to resist previous scour issues and high-water flooding. The river bank was further stabilized using a system constructed from coconut fiber matting planted with willows, to create a bio-engineered revetment that absorbs the energy of the flowing water.

COUGAR CREEK INSPECTION SERVICES, LINCOLN COUNTY, OREGON

Austin supported the County in navigating the U.S. Forest Service (USFS) programmatic permitting process for this culvert replacement project to enhance the habitat and connectivity of aquatic species in Cougar Creek, a tributary of the Yachats River. Austin supported the County in navigating the USFS programmatic permitting process for this culvert replacement project, providing technical assistance and coordination with the relevant agencies and stakeholders.

FIRM
DOWL

TITLE
Environmental Project Manager

YEARS OF EXPERIENCE
24

YEARS WITH THE FIRM
16

EDUCATION

- B.S., Environmental Studies, University of Oregon

LICENSES/ REGISTRATIONS

- Certified Environmental Construction Inspector: Oregon #44010

ELLIOT MEACHAM, PE

Geotechnical Engineer

Elliott has 20 years of experience focusing on pipelines, undercrossings, pump stations, and other water-related public infrastructure. He has participated in or managed geotechnical work in all phases of water, wastewater, and conveyance projects, including routing siting studies and conceptual engineering, predesign, schematic design, final design, preparation of construction drawings and technical specifications, and construction observation and special inspections. He has experience as a Geotechnical Project Manager on water and wastewater infrastructure for numerous coastal communities in Oregon including the City of Lincoln City, Astoria, Manzanita, and Coos Bay.

SELECT PROJECT EXPERIENCE

AWBREY BUTTE DISTRIBUTION IMPROVEMENTS (PDB), CITY OF BEND, OREGON
Elliott is S&W's geotechnical engineer for the City of Bend's Awbrey Butte Waterline Improvement Project that includes nine interrelated water distribution system subprojects. All nine projects will address current capacity issues, increase capacity for future growth, upsize existing aging pipes, increase/improve fire flow availability, and provide new transmission pipe for hydraulic performance. As a subconsultant to DOWL and K&E, S&W is providing geotechnical engineering services including field explorations, laboratory testing, trenchless feasibility assessments, characterizing the depth and hardness of rock, and geotechnical plan and specification support for the proposed improvements.

CLEAN WATER SERVICES, UPPER TUALATIN INTERCEPTOR | KING CITY, OREGON
Elliott was the project manager for this interceptor project involving 15,000 linear feet of pipe that serves the cities of Tualatin, Tigard, King City, and Sherwood. The project consisted of designing and constructing approximately 10,800 linear feet of pipeline, including two trenchless crossings of the Tualatin River using HDD, microtunneling, and one trenchless crossing of a wetland to provide the sanitary sewer capacity necessary to meet proposed development and growth demands. S&W provided geotechnical services including field explorations, laboratory testing, engineering evaluations, and recommendations. Key geotechnical concerns included provided shoring and dewatering recommendations for deep excavations for jacking and receiving shafts adjacent to the Tualatin River and providing a cost effective seismic mitigation alternatives to help protect the districts investment during a seismic event.

CITY OF HILLSBORO 30TH AND HUFFMAN | HILLSBORO, OREGON
Elliott was the principal-in-charge for the pipeline, pipeline undercrossing, and pumpstation portions of this project that involved a new sewage pump station and a new force main installed using trenchless techniques. S&W evaluated seismic hazards for the pump station and pipeline and provided deep foundation axial capacities to support the pump station design.

CITY OF LINCOLN CITY ROADS END PUMP STATION | LINCOLN CITY, OREGON
Elliott was the project manager for this project to construct a pump station in limited space without impacting the toe of the existing slope or a nearby pump house. S&W explored the subsurface conditions at the site and provided geotechnical engineering recommendations for the design and construction of the new pump station.

FIRM
Shannon & Wilson

TITLE
Geotechnical Engineer

YEARS OF EXPERIENCE
20

YEARS WITH THE FIRM
10

EDUCATION

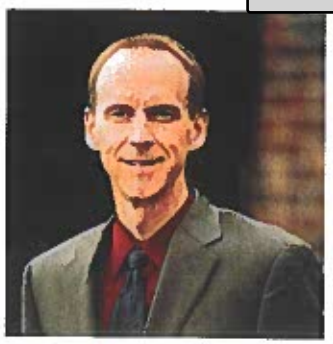
- M.S. Civil Engineering, University of Texas at Austin
- B.S. Civil Engineering, Utah State University

LICENSES/ REGISTRATIONS

- Professional Engineer: Oregon #77330

KEVIN JOHNSON, PE

Pump Station Design/Interface



Kevin is a senior water resources project manager with more than two decades of experience in the planning, design, and construction administration of diverse and complex municipal projects, including pump stations, pipelines, water storage tanks and water and wastewater treatment facilities. His project experience includes conventional drinking water treatment facilities, lagoon-based and mechanical wastewater treatment facilities, sewer lift stations, drinking water and industrial water pump stations, and development of instrumentation and control parameters for all of the above projects.

SELECT PROJECT EXPERIENCE

SANITARY SEWER IMPROVEMENTS (2022 CIPP PROJECTS), CITY OF BOZEMAN, MONTANA

Kevin is project manager for the planning, design and construction phase services for CIPP rehabilitation of sanitary sewer mains including 2,500 lineal feet of 8-inch and 2,600 lineal feet of 21-inch sewer. The 21-inch sewer was routed under the interstate and under the railroad, requiring a complex sewer bypass to divert sewer around the interstate and railroad crossings. The bypass was more than 4,000 feet in length and required multiple construction easements and property agreements to route the temporary piping. The 8-inch CIPP installations included complex traffic control along one of the City's busiest roadways.

STORMWATER SYSTEM IMPROVEMENTS (DOWNTOWN STORM REHAB), CITY OF BOZEMAN, MONTANA

Kevin provided design QA/QC for the evaluation and rehabilitation design for the City of Bozeman's downtown stormwater basin. The project involved analyzing precipitation, stormwater conveyance and basin, and designing and installing a CIPP rehabilitation of the sewer using ultraviolet curing. DOWL designed and developed construction documents for the installation of approximately 1,320 lineal feet of CIPP liner along with the reinstatement of 31 service connections. The project was successfully completed within budget at a significantly lower cost than the estimated $2-3 million price of a conventional excavation.

WESTSIDE SEWER REHABILITATION, CITY OF BOZEMAN, MONTANA

DOWL provided design and construction administration for rehabilitation of approximately 15,000 linear feet of 8-inch to 18-inch sanitary sewer mains and associated manholes and sewer service connections. The selected rehabilitation procedure was the trenchless technique using in-place-pipe. Kevin's project responsibilities included design of the improvements, facilitation of the bidding process, and overall project management and construction administration.

WATER SYSTEM IMPROVEMENTS, BUTTE, MONTANA

Kevin was the design engineer for improvements to the City of Butte's water supply, treatment, storage, and distribution systems, including upgrades and improvements to the BSB water system hydraulic model. The system consists of over 5,800 pipes, 18 pressure reducing valves, eight pressure zones, five water storage tanks, two reservoirs, five pump stations, and roughly 50 isolation valves. Kevin was the design engineer for the high-pressure, vertical turbine pumps and process mechanical systems for a 20-million-gallons-per-day raw water pump station delivering water 10 miles away and 470 feet higher in elevation.

FIRM
DOWL

TITLE
Senior Project Manager - Water & Wastewater

YEARS OF EXPERIENCE
28

YEARS WITH THE FIRM
28

EDUCATION

- B.S., Civil Engineering, University of Wyoming

LICENSES/ REGISTRATIONS

- Professional Engineer: Oregon #97292PE

PETER GUTH

Public Outreach Support

Peter uses his years of business development, design, and engineering project management experience to enhance the project's public outreach efforts. Using traditional and new media communications he implements a broad public outreach approach to interact with business and residential stakeholders of any background. He is adept at providing the project staff with value engineering recommendations that incorporate the stakeholder's point of view with the client's desired outcomes.

SELECT PROJECT EXPERIENCE

MURPHY CORRIDOR IMPROVEMENTS (PDB), CITY OF BEND, OREGON
Peter provided public involvement/outreach support for this K&E-led PDB project that involved design and construction of 1.5 miles of road improvements, three new roundabouts, and a bridge over the BNSF mainline in southern Bend. The project improves safety for trucks, cars, bikes, and pedestrians and provides a vital link for EMS to the nearby hospital.

AWBREY BUTTE DISTRIBUTION IMPROVEMENTS (PDB), CITY OF BEND, OREGON
Peter is providing public involvement/outreach support for this project to complete nine water service subprojects and intersection improvements in the Awbrey Butte area of Bend. The project, led by K&E, will address capacity issues, allow for future growth, and fix/improve aging pipes, adding or replacing more than 22,000 feet of pipe, including 9,000 feet of new 30-inch transmission line. In addition to water line improvements, the project will implement roadway and sidewalk improvements, stormwater upgrades, and other preservation/rehabilitation projects in proximity to the waterline work.

WILSON CORRIDOR IMPROVEMENTS (CM/GC), CITY OF BEND, OREGON
Peter provided public involvement services for the $9 million modernization of the Wilson Avenue Corridor, including the addition of two roundabouts and enhancement of the BNSF railway crossing. K&E is the CM/GC for the project.

STEVENS RANCH MASTER PLAN, CITY OF BEND, OREGON
Peter provided public involvement support for this project to develop the 380-acre "Stevens" tract in Bend, Oregon, for high-density residential, commercial, single family residential, and industrial uses. DOWL supported development of the master plan, including a new development code section specifically to implement development.

BICYCLE GREENWAYS (1TBKE), CITY OF BEND, OREGON
Peter provided public outreach for Phases II and III of the City's expansion of the Neighborhood Greenways project, which provides low-stress routes for biking and walking on less heavily trafficked roads away from busier City streets. These routes feature traffic-calming measures (including speed/stop sign changes, speed humps, and traffic circles) as well as greenway-specific signage and pavement markings.

FIRM
DOWL

TITLE
Public Involvement Specialist

YEARS OF EXPERIENCE
14

YEARS WITH THE FIRM
3

EDUCATION

- B.S., Communications, Oregon State University

CERTIFICATIONS

- Certified General Inspector (ODOT)
- First Aid CPR AED

K&E EXCAVATING
INCORPORATED

3871 Langley Street SE
Salem, Oregon 97317
(503) 399-4833

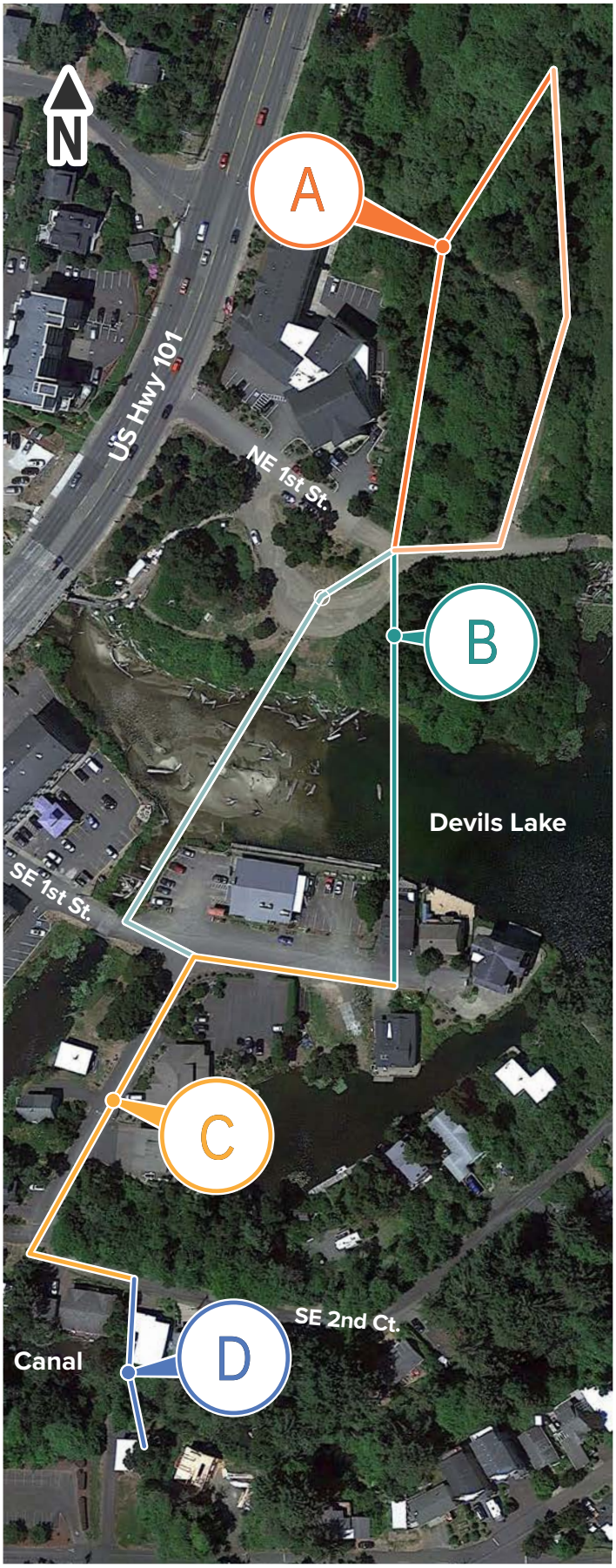


Figure 1: Aerial map of project alignment. Note, Segments A and B include concepts for alternative alignments discussed on pages 30 and 31.

CRITICAL WORK COMPONENTS

K&E has identified a number of areas of focus critical to the success of the SE 2nd St. I&I project. For ease of understanding and discussion, we have broken the project into four segments based on our evaluation of the existing conditions and the types of work involved:

- **Segment A – Cross-Country Construction:** The northern project limits south to NE 1st St.
- **Segment B – Cross-Lake Construction:** From NE 1st St. south across Devils Lake to SE 1st St.
- **Segment C – In-Street Construction:** From SE 1st St. south to SE 2nd Ct.
- **Segment D – Cross-Canal Construction:** From the curve in SE 2nd Ct. south to the project's southern limits

Our team has identified the following elements as work components critical to the project's ultimate success – several of which occur in multiple or all of the segments, while others are localized to a specific area:

ENVIRONMENTAL CONSTRAINTS

The project will affect significant wetlands in and around Devils Lake and the canal (Segments A, B, and D) requiring permits from relevant authorities. To reduce impacts to wetlands we will analyze different pipe alignments during design as well as use low impact methods during construction such as crane mats, low ground pressure equipment, and minimal stockpiling of material on site. Where possible, we will evaluate the use of trenchless construction methods.

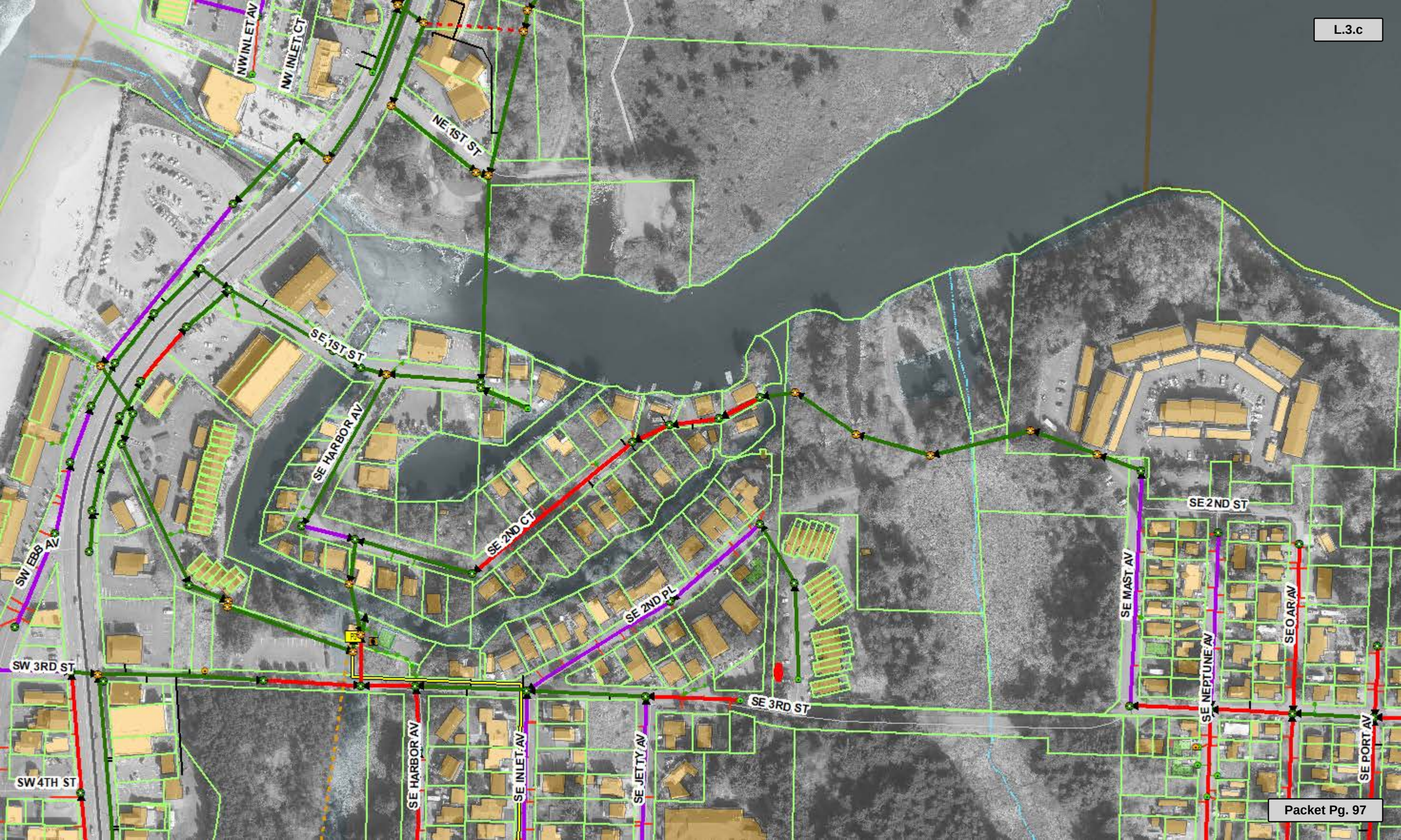
In-Water Work Windows will further impact the schedule. We will work with Oregon Department of Fish & Wildlife (ODFW) to extend the construction window recognizing that the Devils Lake Water Improvement District (DLWID) has current water rights that allow for impoundment of water using a dam until the end of October.

PERMITTING

Permitting will be a critical path element. The K&E PDB team has identified potential permitting needs based upon the RFP documents and will review these needs and how designs can impact those needs at the initial kick-off meeting. Project schedule and sequencing can still be adjusted at this early stage to minimize schedule risk.

RIGHT OF WAY

Our team will prioritize procurement of temporary and permanent easement(s) to streamline the project schedule and avoid impacts to the flow of work.


NW INLET AV
NW INLET CT
NE 1ST ST
SE 1ST ST
SE HARBOR AV
SE 2ND CT
SE 2ND PL
SE 2ND ST
SW EBB AV
SW 3RD ST
SW 4TH ST
SE HARBOR AV
SE INLET AV
SE JETTY AV
SE 3RD ST
SE MAST AV
SE NEPTUNE AV
SE OAR AV
SE PORT AV