BEFORE THE BOARD OF COUNTY COMMISSIONERS
OF SPOKANE COUNTY, WASHINGTON

IN THE MATTER OF SELECTING AND
APPROVING THE FIRMS FOR THE
AMERICAN RESCUE PLAN (ARP)
CATEGORIES INFRASTRUCTURE
WATER AND SEWER 5.1 - 5.18 FROM RFP
P5001ARP

RESOLUTION

WHEREAS, pursuant to the Constitution and laws of the State of Washington, Spokane County, Washington is a class A county duly organized and existing; and,

WHEREAS, pursuant to the provisions of RCW 36.01.030, the powers of Spokane County can only be exercised through the Board of County Commissioners of Spokane County, Washington ("Board" or "Board of County Commissioners"); and,

WHEREAS, pursuant to the provisions of RCW 36.32.120(6), the Board has the care of County property and the management of County funds and business; and,

WHEREAS, the Board has adopted an initial resolution allocating American Rescue Plan (ARP) funds provided to the County of Spokane to combat the challenges to local governments and local economies, and such allocation of funds were to be performed by way of resolution; and,

WHEREAS, the County published a Request for Proposal ("RFP") P5001ARP on October 7, 2022 seeking projects that include American Rescue Plan (ARP) Categories Infrastructure: Water and Sewer (5.1-5.18), consistent with projects eligible for ARP Act investments; and,

WHEREAS, the time for submission of RFPS expired on November 7, 2022, and the County has received and reviewed RFPS from qualified entities; and

WHEREAS, responsive RFPS were received from numerous firms with multiple proposed areas of funding. The submitted proposals which were evaluated by the ARP Selection Team comprised of Jeffrey McMorris, Spokane County Community Engagement & Public Policy Advisor; Ariane Schmidt, Spokane County ARP Portfolio & Program; F. Dayle Andersen, Deputy Spokane County Prosecutor; and Theresa Sanders, Spokane County Citizen in accordance with Spokane County established ARP policy for solicitation, selection and allocation as advised by the contracted vendor Clifton Larson Allen (CLA) ARP portal repository. Based on the above subcommittees' statements of qualifications, scope of work, budget and pro forma, outcome and metric reporting commitment to performance data, and materials provided to the County, the above subcommittees' proposals were deemed the most highly qualified projects; and,

WHEREAS, having previously authorized up to $10,000,000 from ARP funds for Categories Infrastructure: Water and Sewer Eligible Categories (EC) 5.1-5.18; and,
WHEREAS, per RESOLUTION NO. 2022-0268 and all approved amendments, Spokane County allocates ten percent (10%) as de minimis indirect costs as provided in 2 CFR 200.414 to total $1,000,000 for this ARP category allocation; and,

WHEREAS, having previously authorized up to $7,000,000 from ARP funds for indirect Administrative Expenses (Category 7.1) consistent with 2 CFR 200.414 under RESOLUTION NO. 2022-0153 and all approved amendments. The funds in Administrative Expenses (Category 7.1) needs to be increased to cover indirect administrative allocations to the County.

NOW, THEREFORE BE IT RESOLVED, by the Board of County Commissioners of Spokane County, pursuant to the provisions of RCW 36.32.120(6), the Proposals submitted by the City of Deer Park, the Town of Rockford, Spokane County Public Works Department, the S3R3 Public Development Authority, the Northeast Public Development Authority (NEPDA), the Four Lakes Water District No. 10, the City of Medical Lake, the Town of Fairfield, the City of Airway Heights were determined from scoring criteria and found by the ARP Selection Team to be the highest ranked projects of those submitted under the RFP identified above. These projects are consistent with the type of projects promoted by ARP funding and such works will assist in addressing the necessary investments in Categories Infrastructure: Water and Sewer (5.1-5.18). The approval of these projects will result in increased capacity and resiliency in Spokane County through project completion occurring before the end of 2026; wherefore:

1. ARP Portfolio & Program Management is authorized to negotiate a proposed scope of work, fee and written agreement with:
   a) City of Deer Park for EC 5.1 in an amount not to exceed $546,519 for a wastewater aeration project; and,
   b) Town of Rockford for EC 5.2 in an amount not to exceed $600,000 for a sewer pipe project; and,
   c) Spokane County Public Works Department for EC 5.2 in an amount not to exceed $1,300,000 for a wastewater project in Mead and for EC 5.6 in an amount not to exceed $1,528,082 for two stormwater projects on Nevada Street and North Cedar Street; and,
   d) S3R3 Public Development Authority for EC 5.6 in an amount not to exceed $2,000,000 for a stormwater project; and
   e) Northeast Public Development Authority (NEPDA) for EC 5.11 in an amount not to exceed $1,500,000 for a water distribution main replacement project; and
   f) Four Lakes Water District No. 10 for EC 5.11 in an amount not to exceed $335,000 for a well to reservoir water main extension; and,
   g) City of Medical Lake for EC 5.12 not to exceed $495,000 for an iron lead-joint water main replacement project; and,
   h) Town of Fairfield for the EC 5.18 in an amount not to exceed $195,399 for a sewer project; and,
   i) City of Airway Heights for EC 5.18 not to exceed $1,500,000 for a sewer expansion project.
2. The amount allocated to Administrative Expenses (Category 7.1) is hereby amended to $8,300,000 from the American Rescue Plan Funds received by the County.

3. The amount approved for indirect administrative expenses, ARP administrative category 7.1, is amended to reflect the increased allotment for these awards in the amount of $1,000,000; and

4. This selection and award does not constitute contract(s) with the entities of firms; and

5. ARP Portfolio & Program Management is authorized to negotiate on behalf of Spokane County and at other than public meeting, any agreements, change orders, annual term renewals or any other document(s) necessary to complete these projects, whether the values of such documents in the aggregate, or incrementally, and notwithstanding any limitation of value to the contrary in County Code Chapter 1.04; and

6. Either the Chairman of the Board, majority of the Board, Chief Executive Officer or Chief Budget Officer, is hereby authorized to execute, at other than an open meeting, any and all documents to implement this award as well as any subsequent amendments.

7. Each and every recital set forth herein above is adopted as Findings of Fact in support of this award.

PASSED AND ADOPTED this ___ day of _____December____, 2022.

BOARD OF COUNTY COMMISSIONERS OF SPOKANE COUNTY, WASHINGTON

MARY L. KUNEY, Chair

AL FRENCH, Vice-Chair

ATTEST:

Ginna Vasquez, Clerk of the Board

JOSH KERNS, Commissioner
Submit to Clerk of the Board with accompanying paperwork (Resolutions, Agreements, etc.)

AGENDA SHEET

SUBMITTING DEPARTMENT: Commissioners
CONTACT PERSON: Ariane Schmidt
PHONE NUMBER: (509) 477-2625

CHECK TYPE OF MEETING BELOW:

☒ Regular Session Agenda

BELOW FOR CLERK’S USE ONLY:

Clerk’s Resolution No. 22-0813
Approved: Majority/Unanimous
Denied: Majority/Unanimous
Renews/Amends No. ________________________________
Public Works No. ________________________________
Purchasing Dept. No. ________________________________

AGENDA TITLE: IN THE MATTER OF SELECTION AND APPROVING THE FIRMS FOR THE AMERICAN RESCUE PLAN (ARP) CATEGORIES INFRASTRUCTURE WATER AND SEWER 5.1 - 5.18 FROM RFP P5001ARP.

BACKGROUND: (Attach separate sheet(s) if necessary): In the matter of selection and approving the firms for the American Rescue Plan (ARP) categories Infrastructure Water and Sewer 5.1 - 5.18 from RFP P5001ARP

FISCAL IMPACT (Amount & source of funds): $10,000,000 of previous directed funding to ARP categories Infrastructure Water and Sewer 5.1 - 5.18 plus Spokane County indirect costs.

REQUESTED BOARD ACTION: Approve

This Item will need to be codified in the Spokane County Code: No