



P.O. BOX 8  
SPRINGFIELD, OREGON 97477  
541-746-1676  
TTY 1-800-735-2900  
www.rwdonline.net/marcola

**RESOLUTION 2024-13**  
**A MARCOLA WATER DISTRICT RESOLUTION AWARDDING A  
PROFESSIONAL SERVICES CONTRACT FOR WATER RATE AND SYSTEM  
DEVELOPMENT CHARGE STUDY TO DONOVAN ENTERPRISES INC.**

**WHEREAS**, Marcola Water District is a domestic water supply district organized under Oregon Revised Statutes (ORS) Chapter 264, and ORS 263.410 provides that “the power and authority given to districts is vested in and shall be exercised by a board of five commissioners, each of whom shall be an elector of the district”, and the Marcola Water District Board of Commissioners also serves as the Local Contract Review Board, and

**WHEREAS**, the Marcola Water District desires assistance with a Water Rate and System Development Charge (SDC) Study, to determine rates necessary to meet future annual revenue needs, and to update its SDC methodology and fee schedule based on analyzing the capacity of existing and future improvements (as detailed in the Water Master Plan revised July 2022) to serve new development, and Donovan Enterprises Inc. is a qualified professional firm able to provide such assistance, and

**WHEREAS**, the Oregon Administrative Rules (OAR) provide procedures for selecting consultants for engineering and related services, and OAR 137-048-0200(1)(b) allows direct appointment of a consultant if the estimated fee is less than \$100,000, and Donovan Enterprises Inc. has proposed to perform the necessary services for a not-to-exceed cost of \$20,000 to be billed on a time and material basis that includes live or virtual attendance at two meetings, and

**WHEREAS**, the Marcola Water District Board of Commissioners and Local Contract Review Board previously authorized a contract for the same work with the Galardi Rothstein Group via Resolution 2024-02, but the Galardi Rothstein Group was impacted by Hurricane Helene and is not available to complete this project so the District desires to cancel the contract with Galardi Rothstein Group at their suggestion and award the work to Donovan Enterprises Inc. instead, and

**NOW THEREFORE BE IT RESOLVED**, that the Marcola Water District Board of Commissioners and Local Contract Review Board authorizes the Superintendent to cancel the contract with the Galardi Rothstein Group and execute a contract with Donovan Enterprises Inc. for professional services related to the Water Rate and SDC Study and authorizes the expenditure of up to \$20,000. Funds are available in the adopted FY 2024-25 Materials & Services budget to pay for the project up front, but Business Oregon will reimburse the entire project cost as a grant.

**ADOPTED** by a vote of \_\_\_\_ Yes votes and \_\_\_\_ No votes, this 14<sup>th</sup> day of October, 2024.

Attest:

\_\_\_\_\_  
President, Board of Commissioners

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Secretary, Board of Commissioners