WILLMAR CITY COUNCIL PROCEEDINGS
CONFERENCE ROOM #1
CITY OFFICE BUILDING, 333 SW 6TH ST SW
WILLMAR, MINNESOTA

September 8, 2008
4:47 p.m.

The special meeting of the Willmar City Council was called to order by the Honorable Mayor Lester Heitke. Members present on a roll call were Mayor Heitke, Council Members Doug Reese, Ron Christianson, Bruce DeBlieck, Denis Anderson, Cindy Swenson, Rick Fagerlie, Jim Dokken, and Steven Gardner; Present 9, Absent 0.

Also present were City Administrator Michael Schmit, City Attorney Richard Ronning, and Finance Director Steven Okins.

City Administrator Schmit reviewed with the Council bids received to construct a new Waste Water Treatment Plant. The bids were opened on July 31, 2008, with the apparent low bidder being Graham Construction Services, Inc. in the amount of $49,100,000.00. The second low bidder, Gridor Construction, Inc. had challenged the low bid citing significant irregularities and had sought a temporary restraining order to stop the award of contract to Graham Construction Services, Inc. Mr. Schmit notified the Council that the City has received an order dated September 5, 2008, denying Plaintiff's motion for a temporary restraining order.

Rhonda Rae, Donohue and Associates, provided a brief summary of the Project and recommended the City award the contract to Graham Construction Services, Inc. Resolution No. 1 was introduced by Council Member Reese, seconded by Council Member DeBlieck, read by Mayor Heitke, and approved on a roll call vote of Ayes 8, Noes 0.

RESOLUTION NO. 1

BE IT RESOLVED by the City Council of the City of Willmar, a Municipal Corporation of the State of Minnesota, that the bid of Graham Construction Services, Inc. of Eagan, Minnesota for Project No. 0812-C is accepted, and be it further resolved that the Mayor and City Administrator of the City of Willmar are hereby authorized to enter into an agreement with the bidder for the terms and consideration of the contract in the amount of $49,100,000.00.

Dated this 8th day of September, 2008.

/s/ Lester Heitke
MAYOR

/s/ Michael Schmit
Attest: CITY ADMINISTRATOR

There being no further business to come before the Council, the meeting adjourned at 4:51 p.m. upon motion by Council Member Anderson, seconded by Council Member Gardner, and carried.

Attest: MAYOR

ACTING SECRETARY TO THE COUNCIL