



RESOLUTION NO. 2026-002

A RESOLUTION RESCINDING PROFESSIONAL SERVICES AWARD PURSUANT TO ORS 279B.100

WHEREAS, Port of The Dalles issued a solicitation for professional services for the River Road Property Design Project-Phase 1 #A26001 ("Project"); and

WHEREAS, on February 20, 2026, Port of The Dalles issued a Notice of Award to AKS Engineering and Forestry LLC ("AKS") as the selected proposer for the Project; and

WHEREAS, as of the date of this motion, AKS has failed to submit an executed work contract to Port of The Dalles, notwithstanding that, more than 82 days have elapsed since the Notice of Award was issued; and

WHEREAS, AKS's own proposal included a project timeline that can no longer be met due to AKS's failure to execute a contract within a reasonable time following the Notice of Award; and

WHEREAS, Wasco County has approached Port of The Dalles regarding a substantially similar project and has expressed interest in partnering with Port of The Dalles on a larger-scale, jointly procured design project that would better serve the public interest and achieve greater value for both agencies; and

WHEREAS, combining Port of The Dalles' project scope with that of Wasco County would expand the overall scope and scale of the design project in a manner that cannot be accomplished under the existing award to AKS; and

WHEREAS, ORS 279B.100 provides that any solicitation or procurement may be canceled, or any award may be rejected in whole or in part, when such cancellation or rejection is in the best interest of the contracting agency, as determined by the contracting agency, and that the contracting agency is not liable to any bidder or proposer for any loss or expense resulting from such cancellation; and

WHEREAS, Port of The Dalles finds that rescission of the award to AKS Engineering and Forestry LLC is in the best interest of Port of The Dalles for the following reasons:

1. AKS has failed to execute a contract within the time contemplated by its own proposal, rendering performance of the Project within the originally proposed timeline impossible; and
2. An opportunity exists to partner with Wasco County on a larger and more comprehensive design project that will deliver greater public value and make more efficient use of public funds;



NOW, THEREFORE, BE IT RESOLVED that Port of The Dalles Board of Commissioners hereby:

1. Rescinds the Notice of Award issued to AKS Engineering and Forestry LLC on February 20, 2026, for the River Road Property Design Project-Phase 1 #A26001 professional services solicitation;
2. Directs Port of The Dalles Staff to provide written notice of this rescission to AKS Engineering and Forestry LLC promptly following adoption of this resolution;
3. Directs Port of The Dalles Staff to document the reasons for this rescission in the solicitation file in accordance with ORS 279B.100;
4. Authorizes Port of The Dalles Staff to enter into discussions with Wasco County regarding the terms of an intergovernmental agreement (IGA) under ORS 190.010 for the purpose of jointly procuring professional services for a combined project

APPROVED and ADOPTED by Port of The Dalles Commission on this 13th day of May, 2026.

SIGNED:

Greg Weast, Vice-President

ATTEST:

John D. Willer, Secretary