



# CITY OF PORTLAND

OFFICE OF MANAGEMENT AND FINANCE

Ted Wheeler, Mayor  
Tom Rinehart, Chief Administrative Officer  
Ken Rust, Director, Bureau of Revenue and Financial Services

Larry Pelatt  
Chief Procurement Officer  
Procurement Services

1120 S.W. Fifth Avenue, Rm. 750  
Portland, Oregon 97204-1912  
(503) 823-5047  
FAX (503) 865-3455  
TTY (503) 823-6868

## REGULAR CALENDAR

August 25, 2017

### TO THE COUNCIL:

On May 24, 2017, Council approved Ordinance Number 188395 for Procurement Services to competitively solicit the Citywide Sewer Rehabilitation Project in accordance with PCC 5.34. The Chief Procurement Officer has advertised and received bids for Bid Number 00000648 on behalf of the Bureau of Environmental Services (BES), with a project construction estimate of \$7,800,000. BES rated the project estimate confidence level as high.

Bids were opened on July 6, 2017, and three (3) bids were received. The low bid from James W. Fowler Co., was responsive to the solicitation requirements, thus it is recommended that James W. Fowler Co. bid be accepted at the estimated unit prices quoted for a total bid amount of \$8,925,000.

The City, identified an aspirational goal for D/M/W/ESB subcontractor and supplier utilization at 20% of the hard construction costs for the project.

James W. Fowler Co. acting as the prime contractor identified the following areas as opportunities for subcontracting: Concrete cutting, trucking and traffic control. There is \$1,805,000 (20.22%) D/M/W/ESB utilization identified towards the goal. DBE subcontractor/supplier participation represents 17.98% of the total bid amount and M/W/ESB subcontractor/supplier participation represents 2.24% apportioned as follows:

- ESB - \$200,000 performing trucking
- DBE - \$1,075,000 performing trucking
- DBE - \$255,000 performing concrete cutting
- DBE - \$275,000 performing traffic control
- 

James W. Fowler Co. is located in Dallas, Oregon and is not a State Certified M/W/ESB Contractor. They have a current City of Portland Business Tax Registration and EEO Certification, and are in Full Compliance with the Equal Benefits Program.

Funds are available for this project under Owner Cost Center E10382.

It is recommended that a Performance Bond and Payment Bond each at 100% of the

---

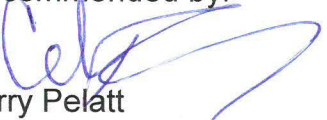
### *An Equal Opportunity Employer*

*To help ensure equal access to programs, services and activities, the Office of Management & Finance will reasonably modify policies/procedures and provide auxiliary aids/services to persons with disabilities upon request.*

contract amount be furnished by the Contractor. Further, it is also recommended that a two (2) year Maintenance/Warranty Bond for 20% of the final contract amount be furnished by the Contractor before final payment is released.

The bid sureties of the remaining bidders should be returned immediately in compliance with Section 5.34.410D of the City Code.

Recommended by:



Larry Pelatt  
Chief Procurement Officer

LP:cek

Agenda No.  
**REPORT**  
 Title

Accept bid of James W. Fowler Co. for the Citywide Sewer Rehabilitation Project for \$8,925,000  
 (Procurement Report - Bid No. 00000648)

<b>INTRODUCED BY</b> Commissioner/Auditor: <b>Mayor Wheeler</b>	CLERK USE: DATE FILED <u>SEP 19 2017</u>
<b>COMMISSIONER APPROVAL</b> Mayor—Finance & Administration - Wheeler <i>KK</i> Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Eudaly	Mary Hull Caballero Auditor of the City of Portland  By: <i>[Signature]</i> Deputy  ACTION TAKEN:  <div style="text-align: center; font-size: 1.2em;">SEP 27 2017 ACCEPTED</div> <div style="text-align: right; margin-top: 20px;"><i>NF NO AF 2nd</i></div>
<b>BUREAU APPROVAL</b> Bureau: OMF/BRFS/Procurement Bureau Head: Larry Pelatt <i>OK</i>  Prepared by: Celeste King Date Prepared: 8/25/17  Impact Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/>  <b>City Auditor Office Approval:</b> required for Code Ordinances  <b>City Attorney Approval:</b> required for contract, code, easement, franchise, charter, Comp Plan  Council Meeting Date: September 27, 2017	

<b>AGENDA</b>  <b>TIME CERTAIN</b> <input type="checkbox"/> Start time: _____  Total amount of time needed: (for presentation, testimony and discussion)  <b>CONSENT</b> <input type="checkbox"/>  <b>REGULAR</b> <input checked="" type="checkbox"/> <span style="float: right; font-size: 1.5em;">20</span> Total amount of time needed: <u>2 minutes</u> (for presentation, testimony and discussion)	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="width: 30%;">FOUR-FIFTHS AGENDA</th> <th colspan="2">COMMISSIONERS VOTED AS FOLLOWS:</th> </tr> <tr> <th></th> <th style="width: 30%;">YEAS</th> <th style="width: 30%;">NAYS</th> </tr> <tr> <td>1. Fritz</td> <td>1. Fritz <input checked="" type="checkbox"/></td> <td></td> </tr> <tr> <td>2. Fish</td> <td>2. Fish <input checked="" type="checkbox"/></td> <td></td> </tr> <tr> <td>3. Saltzman</td> <td>3. Saltzman <input checked="" type="checkbox"/></td> <td></td> </tr> <tr> <td>4. Eudaly</td> <td>4. Eudaly <input checked="" type="checkbox"/></td> <td></td> </tr> <tr> <td>Wheeler</td> <td>Wheeler <input checked="" type="checkbox"/></td> <td></td> </tr> </table>	FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:			YEAS	NAYS	1. Fritz	1. Fritz <input checked="" type="checkbox"/>		2. Fish	2. Fish <input checked="" type="checkbox"/>		3. Saltzman	3. Saltzman <input checked="" type="checkbox"/>		4. Eudaly	4. Eudaly <input checked="" type="checkbox"/>		Wheeler	Wheeler <input checked="" type="checkbox"/>	
FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:																					
	YEAS	NAYS																				
1. Fritz	1. Fritz <input checked="" type="checkbox"/>																					
2. Fish	2. Fish <input checked="" type="checkbox"/>																					
3. Saltzman	3. Saltzman <input checked="" type="checkbox"/>																					
4. Eudaly	4. Eudaly <input checked="" type="checkbox"/>																					
Wheeler	Wheeler <input checked="" type="checkbox"/>																					