

IMPACT STATEMENT

Legislation title: Approve findings to authorize an exemption to the competitive bidding requirements and authorize competitive solicitation using the alternative contracting method of Design-Build, and authorize payment for construction related to the Columbia Boulevard Wastewater Treatment Plant Wash Water and Hypochlorite Piping Replacement Project for an estimated amount of \$4,000,000. (Ordinance)

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Presenter name: Larry Pelatt, Interim Chief Procurement Officer

Purpose of proposed legislation and background information:

The proposed legislation is to:

Approve the factual findings and exempt the Columbia Boulevard Wastewater Treatment Plant Wash Water and Hypochlorite Piping Replacement Project (the “Project”) from the competitive bidding requirements of ORS Chapter 279C and City Code 5.34.

Authorize the City to use a Design-Build (“DB”) contracting method that will support successful completion of the Project in the most efficient and cost-effective manner to achieve BES goals. This ordinance allows the City to pursue an alternative contracting method.

Once approval is granted, a solicitation process including both Request for Qualifications and Request for Proposals will be followed to select a Design/Builder (“DB Contractor”), to design and construct the project identified. Selection will be based on cost and non-cost factors, with a fixed price and schedule submitted as part of the proposals. This ordinance authorizes the Chief Procurement Officer to execute a contract for design services and construction services upon Council’s acceptance of the fixed price submitted at time of selection of a DB Contractor.

The project is consistent with the 2011-2016 BES Strategic Plan priorities and strategies. Specifically, the project is an investment in the Columbia Boulevard Wastewater Treatment Plant (“CBWTP”) that implements the BES Strategic Plan Strategy to “Invest in facilities, projects, and approaches that allow us to cost-effectively improve our infrastructure and meet operational and regulatory requirements.”

Financial and budgetary impacts:

The total project budget is \$5,400,000 (five million four hundred thousand dollars) and includes costs for a DB Contractor (combination of Professional, Technical and Expert services and construction services), internal and administrative costs, and contingency. Costs will be incurred during FY 2017 – FY 2021. The Project will be funded by the Sewer System Operating Fund. The exemption will not impact Project funding nor funding source. The Project Estimate Confidence Level Rating Index for this project is “Low” due to the conceptual nature of the project scope and the limited technical information and limited analysis performed to this point in the project.

This legislation will neither generate nor reduce revenue coming to the City. No current positions will be affected and no positions will be created, eliminated, or re-classified as a result of this legislation.

Community impacts and community involvement:

There will be positive impacts to the community as a result of this Council Action to approve this Ordinance and exempting the Project. The DB process is critical to facilitating this constructability-driven Project without interrupting the ability of the Plant to provide wash water and sodium hypochlorite to different process areas, including final effluent disinfection. With collaboration between the Designer and Construction Contractor from project onset, project features can be determined such that they are compatible with effective construction means and methods to minimize impacts to critical plant processes. The DB method is anticipated to provide assurance of final completion, along with a known fixed price early on. With a known completion date and accelerated project delivery, the public benefits from a lower risk of water quality issues related to impaired plant operations both during construction and potential system failures.

Also, the alternative contracting method allows the City to maximize the DB Contractor’s outreach and utilization of D/M/W/ESB subcontractors during the solicitation phase and to achieve Workforce and Apprentice equity goals with the Project.

Based on the size, scope and location of this project, as well as the stakeholders associated with this project, there currently is no plan for community involvement and outreach.

No known persons or groups will be testifying.

No future public involvement is anticipated or necessary for this request. However, there will be future public outreach opportunities as the project develops.

Budgetary Impact Worksheet**Does this action change appropriations?**☐ **YES:** Please complete the information below.☒ **NO:** Skip this section

Fund	Fund Center	Commitment Item	Functional Area	Funded Program	Grant	Sponsored Program	Amount