



**CITY OF PORTLAND**  
**OFFICE OF MANAGEMENT AND FINANCE**

**Ted Wheeler, Mayor**  
**Tom Rinehart, Chief Administrative Officer**  
**Michelle Kirby, Interim Chief Financial Officer,**  
**Bureau of Revenue and Financial Services**

**Lester Spitler**  
**Chief Procurement Officer**  
**Procurement Services**  
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Portland, Oregon 97204-1912  
(503) 823-5047  
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**REGULAR CALENDAR**

January 15, 2019

**TO THE COUNCIL:**

Council approved Ordinance 189728 on November 1, 2019 for Procurement Services to competitively solicit the Tryon Creek at Boones Ferry Culvert Replacement Project in accordance with PCC 5.34. The Chief Procurement Officer has advertised and received bids for Bid Number 00001351 on behalf of the Bureau of Environmental Services (BES) with a project construction estimate of \$5,360,000. BES rated the project estimate confidence level as high.

Bids were opened on November 21, 2019, and four (4) bids were received. The lowest responsive bid is from M.J. Hughes Construction, Inc., thus Procurement Services recommends that Council accept this Report and authorize the Chief Procurement Officer to execute the contract with M.J. Hughes Construction, Inc. in the amount of \$4,993,052.

BES and Procurement Services identified an aspirational goal for COBID Certified subcontractor and supplier utilization at 20% of the hard construction costs for the project.

- 74.74% Self-performed by M.J. Hughes Construction
- 20% Certified COBID subcontractors
- 5.26% Non-Certified subcontractors

M.J. Hughes Construction has identified the following COBID Certified firms as participating companies:

<b>Subcontractor</b>	<b>Certification</b>	<b>Area of work</b>	<b>Ownership</b>	<b>Amount</b>
Andersons Erosion Control, Inc.	DWBE	Erosion Control	Female/Caucasian	\$22,368
Brothers Concrete Cutting, Inc.	MBE	Concrete cutting	Male/Native American	\$1,000
CBK Constructors, LLC	DWBE/ESB	Three tube steel rails	Female/Caucasian	\$72,145
Chick of All Trades, LLC	DMWBE	Flagging	Female/Hispanic	\$62,500
Dirt and Aggregate Interchange, Inc.	DMBE	Guardrails	Male/Asian	\$48,171
DSE & Associates, Inc.	ESB	Survey	Female/Caucasian	\$56,100
Geograde	DMBE/ESB	Reinforcement	Male/African	\$154,530

*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.*

Constructors, LLC			American	
Taylor Transport, Inc.	DWBE	Hauling trucking	Female/Caucasian	\$582,930
<b>Total</b>				<b>\$999,744</b>

M.J. Hughes Construction acting as the prime contractor intends to contract with the State COBID Certified firms as listed above and intends to contract with the following non-certified firms listed below:

<b>Subcontractor</b>	<b>Area of work</b>	<b>Amount</b>
Eastside Paving, Inc.	Asphalt paving	\$66,579
Keywest Retaining Systems, Inc.	Retaining wall	\$194,984
<b>Total</b>		<b>\$261,563</b>

M.J. Hughes Construction, Inc. is located in Vancouver, Washington, and is not a State COBID Certified Contractor. They have a current City of Portland Business Tax Registration and are in full compliance with all of the City's contracting requirements.

Funding in the amount of \$5,360,000 is being requested in FY 2018-19 Budget.

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

Recommended by:

Lester Spitler  
Chief Procurement Officer

LS:mss

Agenda No. 43  
 Item Type: Report No. \_\_\_\_\_  
 Council Meeting Date: January 15, 2020

Title: Accept bid of M.J. Hughes Construction, Inc. for the Tryon Creek at Boones Ferry Culvert Replacement Project for \$4,993,052. (Procurement Report - Bid No. 00001351)

**AGENDA TYPE**

☐ Consent  
☒ Regular  
☐ Time Certain Start Time

Item 1 of 1

Total amount of time needed for presentation, testimony and discussion (Regular and Time Certain Only): 15 Minutes

**INTRODUCED BY: Mayor Wheeler**

**COMMISSIONER / AUDITOR APPROVAL**

Mayor - Finance & Admin. - Wheeler Digitally signed by Mustafa Washington  
Date: 2020.01.07 11:09:01 -08'00'

Position 1/ Utilities - Fritz

Position 2/ Works - Fish

Position 3/ Affairs - Hardesty

Position 4/ Safety - Eudaly

City Auditor - Hull Caballero

1) Is a completed Impact Statement attached? ☒ Yes

3) Is the item a Code ordinance? ☐ Yes ☒ No

If yes, **Auditor Office** Approval

5a) Is item a Portland Policy Document or Administrative Rule?  
☐ Yes ☒ No

**BUREAU APPROVALS**

Bureau: OMF/BRFS

OMF/CAO: Tom Rinehart Digitally signed by Tom Rinehart  
Date: 2019.12.18 10:16:47 -08'00'

Bureau Approval: Thomas Lannom Digitally signed by Thomas Lannom  
Date: 2019.12.17 15:10:48 -08'00'

Prepared By: Mahn Saechao

Date Prepared: December 18, 2019

2) Does the item amend the budget? ☐ Yes ☒ No  
 If yes, **Budget Office** Approval

4) Is this item a contract (current or future), code, easement, franchise, comp plan or Charter? ☐ Yes ☒ No  
 If yes, **Attorney Office** Approval

5b) If yes, is the City Policy/Admin Rule directive in the ordinance or resolution? ☐ Yes ☐ No

**ACTION TAKEN:**

JAN 15 2020 : **ACCEPTED** *PREPARE CONTRACT*

CLERK USE: DATE FILED 1/7/20

Mary Hull Caballero  
Auditor of the City of Portland

By: Keelan McClymont Digitally signed by Keelan McClymont  
Date: 2020.01.07 14:59:45 -08'00'  
 Deputy

**FOUR-FIFTHS AGENDA**

1. Fritz

2. *vacant*

3. Hardesty

4. Eudaly

Wheeler

**COMMISSIONERS VOTED AS FOLLOWS:**

	YEAS	NAYS
1. Fritz	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2. <i>vacant</i>	<input type="checkbox"/>	<input type="checkbox"/>
3. Hardesty	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4. Eudaly	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Wheeler	<input checked="" type="checkbox"/>	<input type="checkbox"/>