



CITY OF PORTLAND
OFFICE OF MANAGEMENT AND FINANCE

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

Lester Spitler
Chief Procurement Officer
Procurement Services
 1120 S.W. Fifth Avenue, Rm. 1040
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REGULAR CALENDAR

June 3, 2020

TO THE COUNCIL:

On April 1, 2020, Council approved Ordinance Number 189908 for Procurement Services to competitively solicit the Downtown Old Town Urgent Sewer Pipe Rehabilitation Project in accordance with PCC 5.34. The Chief Procurement Officer has advertised and received bids for Bid Number 00001460 on behalf of the Bureau of Environmental Services (BES), with a project construction estimate of \$3,286,000. BES rated the project estimate confidence level as High.

Bids were opened on May 5, 2020, and four (4) bids were received. The lowest responsive bid is from James W. Fowler Co., thus it is recommended that their bid be accepted at the estimated unit prices quoted for a total bid amount of \$2,687,510, which is 18% under the engineer's estimate.

The City's equity in contracting aspirational goal of 20% of the hard construction costs for subcontractor and supplier utilization of firms certified by the State's Certification Office for Business Inclusion and Diversity (COBID) applies to this project. **James W. Fowler Co. has committed to subcontract 42.47% to COBID Certified firms** as follows:

Subcontractor	Certification	Area of Work	Ownership	Amount
Brothers Concrete Cutting Inc.	MBE	Concrete Cutting	Native American/Male	\$12,000
D&H Flagging	DWBE	Flagging	Caucasian/Female	\$15,875
Iron Horse LLC	DWESB	CIPP	Caucasian/Female	\$1,113,600
Total				\$1,141,475

James W. Fowler Co. acting as the prime contractor intends to self-perform 57.53% of the work and to contract 0% to non-certified firms.

James W. Fowler Co. is located in Dallas, Oregon, 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.

BES has funds budgeted in the Sewer System Operating Fund FY 2020 and 2021 Budget, Bureau of Environmental Services, WBS Element E11212.

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.

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.

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

Procurement Services recommends that Council accept this Report and authorize the Chief Procurement Officer to execute the contract with Moore Excavation, Inc.

Recommended by:

Lester Spitler
Chief Procurement Officer

LS: rab

Agenda No. 425
Item Type: Report _____ **No.** _____
Council Meeting Date: June 3, 2020

Title: Accept bid of James W. Fowler Co. for the Downtown Old Town Urgent Sewer Pipe Rehabilitation Project for \$2,687,510 (Procurement Report - Bid No.00001460)

AGENDA TYPE

Consent

Item 1 of 1

Regular

Total amount of time needed for presentation, testimony and discussion (Regular and Time Certain Only): 10 Minutes

Time Certain Start Time

INTRODUCED BY: Mayor Ted Wheeler

COMMISSIONER / AUDITOR APPROVAL

Mayor - Finance & Admin. - Wheeler Digitally signed by Mustafa Washington
Date: 2020.05.24 13:31:20 -0700'
 Position 1/ Utilities - Fritz
 Position 2/ Works - Vacant
 Position 3/ Affairs - Hardesty
 Position 4/ Safety - Eudaly
 City Auditor - Hull Caballero

BUREAU APPROVALS

Bureau: OMF/CAO
 OMF/CAO: Tom Rinehart Digitally signed by Tom Rinehart
Date: 2020.05.19 11:18:18 -0700'
 Bureau Approval: Michelle Kirby Digitally signed by Michelle Kirby
Date: 2020.05.19 09:32:30 -0700'

Prepared By: Rachel Beane

Date Prepared: May 7, 2020

1) Is a completed Impact Statement attached? Yes

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

3) Is the item a Code ordinance? Yes No
 If yes, **Auditor 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

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

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

ACTION TAKEN:

June 3, 2020 Accepted - Prepare Contract

CLERK USE: DATE FILED 5/26/20

Mary Hull Caballero
Auditor of the City of Portland

By: Keelan McClymont Digitally signed by Keelan McClymont
Date: 2020.05.26 10:35:57 -0700'
Deputy

FOUR-FIFTHS AGENDA

1. Fritz
2. Vacant
3. Hardesty
4. Eudaly
Wheeler

COMMISSIONERS VOTED AS FOLLOWS:

	YEAS	NAYS
1. Fritz	✓	
2. Vacant		
3. Hardesty	✓	
4. Eudaly	✓	
Wheeler	✓	