

Agenda No. 88

REPORT

Accept bid of MJ Hughes Construction, Inc. for the Red Electric Trail Project for \$2,328,062 (Procurement Report - Bid No. 00001529)

January 20, 2021

Introduced by
Mayor Ted Wheeler

TO THE COUNCIL:

On July 8, 2020, Council approved Ordinance Number 190031 for Procurement Services to competitively solicit the Red Electric Trail Project in accordance with PCC 5.34. The Chief Procurement Officer has advertised and received bids for Bid Number 00001529 on behalf of the Portland Bureau of Transportation (PBOT), with a project construction estimate range of \$2 million to \$5 million. PBOT rated the project estimate confidence level as high.

Bureau
Management and Finance

Prepared by
Mahn Saechao

Date Prepared
December 22, 2020

Bids were opened on November 5, 2020, and six (6) bids were received. The low bid from MJ Hughes Construction, Inc., was responsive to the solicitation requirements, thus it is recommended that MJ Hughes Construction, Inc. bid be accepted at the estimated quoted for a total bid amount of \$2,328,062.

Requested Council Date
February 10, 2021

Ordinance No. 179568 authorized PBOT to participate in Oregon Department of Transportations (ODOT) Local Public Agency Certification Program for the delivery of federal-aid projects. On June 29, 2011, ODOT's Director informed the Mayor that PBOT had successfully completed the requirements to become fully certified, and City Council accepted ODOT's certification acknowledgement by Ordinance No. 184710. This is a federal-aid transportation project under the ODOT Federal-Aid Highway Program. Under ODOT's certification, this project will be reviewed and audited by ODOT for federal-aid project compliance.

Requested Agenda Type
Regular
15 minutes
requested

Date Filed with Clerk
February 2, 2021

Part of the certification is that ODOT shall administer on behalf of the City, ODOT's Disadvantaged Business Enterprise (DBE), Equal Employment Opportunity (EEO), and On-The-Job Training (OJT) programs. As such, ODOT establishes the minimum DBE goals for each federal-aid project in compliance with 49 CFR 26. The criteria used in assigning project goals includes: project location, size, duration, dollar value, and the availability of DBE firms that can perform identified subcontracting opportunities. This project has an 8% DBE goal. ODOT deemed MJ Hughes Construction, Inc. to be responsive to the DBE requirement. MJ Hughes Construction has a committed DBE participation goal of 8.25%. State based certifications other than DBE are not reported in Federal Aid projects.

MJ Hughes Construction, Inc has identified the following COBID firm as a participating company:

Subcontractor	Certification	Area of Work	Ownership	Amount
Fox Erosion Control and Landscape, Inc.	DBE/WBE	Landscaping	Caucasian/ Female	\$215,130.80

MJ Hughes Construction, Inc. is located in Vancouver, WA, and a State of Oregon Certified COBID Contractor. They have a current City of Portland Business Tax Registration, EEO Certification, and are in with the City's contracting requirements.

Funds are available for this project under Owner Cost Center T00274.

It is recommended that Performance Bond and Payment Bonds, each at 100% of the contract amount, be furnished by the Contractor.

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

Recommended by:

Kathleen Brenes-Morúa

Interim Chief Procurement Officer

KBM: mss

Action taken: February 10, 2021 Accepted - Prepare Contract

Four Fifths Agenda	Commissioners voted as follows:		
		YEAS	NAYS
1. Rubio	1. Rubio	✓	
2. Ryan	2. Ryan	✓	
3. Hardesty	3. Hardesty	✓	
4. Mapps	4. Mapps	✓	
Wheeler	Wheeler	✓	