

Agenda No. 262

REPORT

Accept bid of James W. Fowler Co. for the Carolina Trunk WZ-02 Rehabilitation Project for \$1,563,000 (Procurement Report - Bid No. 00001609)

April 21, 2021

TO THE COUNCIL:

On December 9, 2020, Council approved Ordinance Number 190224 for Procurement Services to competitively solicit the Carolina Trunk WZ-02 Rehabilitation Project in accordance with PCC 5.34. The Chief Procurement Officer has advertised and received bids for Bid Number 00001609 on behalf of Bureau of Environmental Services (BES), with a project construction estimate of \$1,462,000. BES rated the project estimate confidence level as High .

Bids were opened on March 9, 2021, and one (1) bid was 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 \$1,563,000, which is 6.91% over 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 8.51% to COBID Certified firms as follows:**

Subcontractor	Certification	Area of Work	Ownership	Amount
Chick of All Trades, LLC	DBE/WBE /MBE	Flagging	Hispanic/ Female	\$48,000
Iron Horse, LLC	DBE/WBE	CIPP/ Vactee	Caucasian/ Female	\$79,100

Introduced by
Mayor Ted
Wheeler

Bureau
Management and
Finance

Prepared by
Mahn Saechao

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March 31, 2021

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Council Date**
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April 13, 2021

JNM Services, LLC	WBE/ESB	CCTV	Caucasian/ Female	\$5,500
Pest Solutions, LLC	ESB	Pest Control	Caucasian/ Male	\$500
Total				\$133,100

James W. Fowler Co. acting as the prime contractor intends to self-perform 88.29% of the work and to subcontract 3.20% to the following non-certified firm:

Subcontractor	Area of Work	Amount
Clearwater Environmental Services, Inc.	Confined Space Rescue	\$50,000
Total		\$50,000

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

This project is part of BES' Large Scale Sewer Rehabilitation Program, which is funded through FY 20-21 and FY 21-22.

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 James W. Fowler Co.

Recommended by:

Kathleen Brenes-Morúa

Interim Chief Procurement Officer

KBM: mss

Action taken: April 21, 2021 Accepted - Prepare Contract

Commissioners voted as follows (Yea or Nay)

Rubio - Yea

Ryan - Yea

Hardesty - No

Mapps - Yea

Wheeler - Yea