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303-2022

[Report](#)

Accept bid of Brown Contracting, Inc. for the 4M Bikeway Project for \$1,282,821 (Procurement Report - ITB No. 00001795)

Accepted

April 20, 2022

TO THE COUNCIL:

On January 06, 2021, Council approved Ordinance Number 190249 for Procurement Services to competitively solicit the 4M Bikeway Project in accordance with PCC 5.34. The Chief Procurement Officer has advertised and received bids for Bid Number 00001795 on behalf of the Portland Bureau of Transportation (PBOT), with a project construction estimate of \$1,382,988.03. PBOT rated the project estimate confidence level as Low.

Bids were opened on February 03, 2022, and four (4) bids were received. The lowest responsive bid is from Brown Contracting, Inc., thus it is recommended that their bid be accepted at the estimated unit prices quoted for a total bid amount of \$1,282,821, which is 7.24% 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. Brown Contracting, Inc. **has committed to subcontract 20.05% to COBID Certified firms as follows:**

Subcontractor	Certification	Area of Work	Ownership	Amount
IMN Traffic Specialties LLC	DMWBE	Traffic Control	African American/Female	\$48,000
JBL Signs, Striping & Supplies	DWBE	Signage	Caucasian/Female	\$85,067
Kodiak Pacific Construction Co.	WBE	Asphalt/Paving	Caucasian/Female	\$81,940

Introduced by

[Mayor Ted Wheeler](#)

Bureau

[Management and Finance;](#)
[Revenue and Financial Services](#)

Contact

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Chief Procurement Officer

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Requested Agenda Type

Regular

McDermott Fence & Construction, Inc	WBE	Fencing	Caucasian/Female	\$21,150
Miller Factors, LLC	WBE	Landscaping	Caucasian/Female	\$21,046
Total				\$257,203

Brown Contracting, Inc. acting as the prime contractor intends to self-perform 48.98% of the work and to subcontract 30.97% to the following non-certified firm:

Subcontractor	Area of Work	Amount
Prairie Electric, Inc.	Electrical	\$305,247
Specialized Pavement Marking LLC	Striping	\$92,080
Total		\$397,327

Brown Contracting, Inc. is located in Eugene, Oregon, and is not a State COBID Certified Contractor and is a White/Male owned firm. They have a current City of Portland Business Tax Registration and are in full compliance with all of the City's contracting requirements.

PBOT has funds budgeted FY 2021/22 for construction, inspection and management of the project through the Fixing Our Streets fund and the Transportation System Development Charge Program.

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 contract award to Brown Contracting, Inc.

Recommended by:

Biko Taylor

Chief Procurement Officer

BT: EA

Impact Statement

 [Impact Statement](#) (26.8 Kb)

Budget Office Financial Impact Analysis

This legislation seeks to authorize the Chief Procurement Officer to execute a construction contract for the 4M Bikeway Project to Brown Contracting, Inc. The \$1,282,821 construction cost was based on bids received. The engineer's project estimate, which has a moderate confidence level, is \$1,382,988.03. The Bureau of Transportation anticipates the construction contract cost to not exceed \$1,282,821 which is 7.24% under the engineer's estimate. The bureau budgeted funds for the project in FY 2021-22 for construction, inspection and management purposes through the Fixing Our Streets fund and the Transportation System Development Charge Program. No positions are anticipated to be created, eliminated, or re-classified as a result of this legislation.

Agenda Items

303 Regular Agenda in [April 20-21, 2022 Council Agenda](#)

Accepted - Prepare Contract

Motion to accept the report: Moved by Ryan and seconded by Hardesty.

Commissioner Dan Ryan Yea

Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea