



# CITY OF PORTLAND

## OFFICE OF MANAGEMENT AND FINANCE

Sam Adams, Mayor  
Kenneth L. Rust, Chief Administrative Officer  
Jeffrey B. Baer, Director, Bureau of Internal Business Services

Christine Moody  
Chief Procurement Officer  
Procurement Services  
1120 S.W. Fifth Avenue, Rm. 750  
Portland, Oregon 97204-1912  
(503) 823-5047  
FAX (503) 823-6865  
TTY (503) 823-6868

### REGULAR CALENDAR

February 28, 2011

#### TO THE COUNCIL:

The Chief Procurement Officer has advertised and received bids for Bid Number 112467 for the Stilling Basin Right Bank Improvements for the Portland Water Bureau, with a project construction estimate of \$1,000,000. The Portland Water Bureau rated the level of project estimate confidence as High.

Bids were opened on February 3, 2011, and Nine (9) bids were received. The low bid of Tri-State Construction and the next low bid of Coffman Excavation were deemed non responsive for failing to submit all documentation required in the Good Faith Effort Program. Therefore, it is recommended that the bid of Tapani Underground, Inc. be accepted at the unit price quoted in their bid for a total estimated amount of \$646,865.00.

The Portland Water Bureau along with Procurement Services identified Six (6) Divisions of Work as potential M/W/ESB subcontracting opportunities for this project, resulting in \$78,700.00 awarded to subcontractors.

The Divisions of Work identified were:

Concrete Cutting	Concrete Work	Crane Service	Demolition	Excavating
Hauling Services (Trucking)				

In their bid Tapani Underground, Inc. indicated their intent to self perform the following divisions of work:

Concrete Work	Crane Service	Demolition	Excavating	
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MWESB participation represents 3.4 % or \$2700.00 of the estimated subcontracting dollars.

- WBE - \$2700.00 performing Concrete Cutting.

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*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.*

Tapani Underground, Inc. has a current City of Portland Business License and their EEO Certification is current through February 23, 2013. The company is located in Battle Ground, Washington, and is not a State Certified M/W/ESB Contractor. The company is currently registered as an Oregon Business with the Secretary of State.

Tapani Underground, Inc. is in Full Compliance with the Equal Benefits Program.

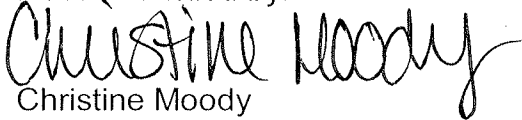
Funds are available for this project under Owner Cost Center W01351.

It is further recommended that a Performance Bond and a Payment Bond each in the amount of 100% of the contract amount be furnished by the Contractor.

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.

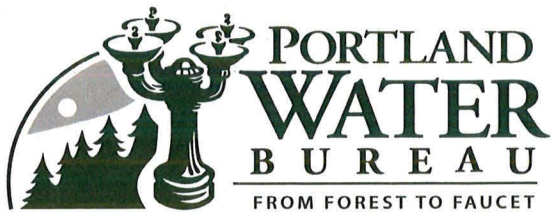
The bid sureties of the remaining bidders should be returned immediately in compliance with Section 5.34.410D of the City Code.

Recommended by:

A handwritten signature in black ink that reads "Christine Moody". The signature is written in a cursive, flowing style.

Christine Moody  
Chief Procurement Officer

CM:kd



**Randy Leonard, Commissioner**  
David G. Shaff, Administrator

1120 SW 5th Avenue, Room 600  
Portland, Oregon 97204-1926  
Information: 503-823-7404  
[www.portlandonline.com/water](http://www.portlandonline.com/water)



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## MEMORANDUM

**DATE:** February 10, 2011

**TO:** Christine Moody  
Chief Procurement Officer  
Procurement Services

**FROM:** Mike Stuhr  
Chief Engineer  
Portland Water Bureau

*M Stuhr 2/14/2011*

**SUBJECT:** Return of Bids for Stilling Basin Right Bank Improvements  
Project Number W01351, Bid No. 112467

Returned herewith are the bids and bid tabulations for the construction of the Basin Right Bank Improvements.

Tapani Underground submitted the lowest responsive bid in the amount of \$646,865.00. This bid is in compliance with the specifications.

It is recommended that the City accept the proposal of the Apparent Low Bidder, Tapani Underground, as the lowest responsive bidder and award them the contract for this project in the amount of \$646,865.00.

Funds are available. Yes

*An Equal Opportunity Employer*

# GOOD FAITH EFFORT COMPLIANCE REPORT

Submission substantially complies with Good Faith Effort Requirements		<input checked="" type="radio"/> <b>YES</b> <input type="radio"/> <b>NO</b>
Reviewed by:	Brenda Kern	
Date:	2-16-11	

## PROJECT INFORMATION

<b>PROJECT NAME &amp; BUREAU</b>	Stilling Basin Right Bank Improvements (WTR)
<b>BID NUMBER</b>	112467
<b>PRE-BID DATE</b>	1-18-11
<b>BID OPEN DATE</b>	2-3-11
<b>BID AMOUNT</b>	\$646,865
<b>CONTRACTOR</b>	Tapani Underground

## AT BID SUBMISSION

QUESTION	YES	NO
Did contractor submit the GFE Form 1 (Subcontractor and Self-Perform Work List)?	<b>X</b>	

## MWESB PARTICIPATION – Total Bid

PARTICIPATION TYPE	TOTAL \$	PERCENTAGE OF TOTAL BID AMOUNT
<b>MBE</b>	<b>\$0</b>	<b>0%</b>
<b>WBE</b>	<b>\$2,700</b>	<b>.4%</b>
<b>ESB</b>	<b>\$0</b>	<b>0%</b>
<b>Total MWESB Participation</b>	<b>\$2,700</b>	<b>Total bid – .4%</b> <b>Subcontract percentage – 3.4%</b>

## MWBE PARTICIPATION – Subcontracting (35% Aspirational goal)

TOTAL OF ALL SUBCONTRACTS (including non-certified firms)	TOTAL MBE & WBE SUBCONTRACTS	PERCENTAGE OF MWBE SUBCONTRACTS
<b>\$78,700</b>	<b>\$2,700</b>	<b>3.4%</b>

**GOOD FAITH DOCUMENTATION (24 HOURS AFTER BID OPENING)**

	QUESTION	YES	NO	NOTES
1.	<i>Did prime contractor attend the mandatory pre-bid meeting? (If pre-bid meeting was waived, note in NOTES column.) Check sign-up sheet with Buyer.</i>	<b>X</b>		
2.	<i>Did contractor explain why identified divisions of work (DOW) were not included for subcontracting? (See Form 1)</i>	<b>X</b>		
3.	<i>Were letters or faxes sent to all M/W/ESBs (in identified DOW's to be subcontracted) at the pre-bid meeting?(Form 2)</i>	<b>X</b>		
4.	<i>Was a minimum of five (5) M/W/ESB firms contacted (in each identified DOW to be subcontracted) by letter or fax to bid on this project?(Form 2)</i>	<b>X</b>		
5.	<i>Were M/W/ESB firms contacted at least seven (7) calendar days before the bid opening?(Form 2)</i>	<b>X</b>		
6.	<i>Is a copy of the letter or fax sent to potential M/W/ESB subs included in Good Faith documentation?</i>	<b>X</b>		
7.	<i>Did prime provide a completed M/W/ESB Contact/Bids Received Log (Form 2)?</i>	<b>X</b>		

**GOOD FAITH EFFORT ANALYSIS**

1.	<i><b>Divisions of Work Identified by City:</b> Concrete Pumping; Concrete Work; Crane Service; Demolition; Excavating; and Hauling Services (Trucking).</i>
2.	<i><b>Rationale for non-utilization of subcontractors for suggested Divisions of Work:</b> Self-performing.</i>
3.	<i><b>All Divisions of Work to be used on this project:</b> Same as #1 except they feel that they do not need a crane to perform the work, they will approach the intended crane work differently.</i>
4.	<i><b>Certified Subcontractors' name, Cert Type, and Subcontract amount used on the Project:</b> Edwards Concrete Pumping Inc (WBE) - \$2,700.</i>
5.	<i><b>Subcontractor names and subcontract amounts awarded to non-certified firms:</b> Tapani Trucking Inc - \$76,000 (they were the low bid based on their Form 2)</i>
6.	<i><b>Divisions of Work retained by Prime:</b> Concrete Work; Crane Service; Demolition; and Excavating.</i>
7.	<i><b>Bids received from certified firms (not used):</b> All truckers submitted assorted prices per hour/axle; Adventure Trucking Inc (WBE) – 3 axle - \$120hr, 4 axle - \$95hr, 5 axle - \$160hr; Rock and Road Construction (MBE) - \$102hr; GI Trucks (MBE) - \$3 axle - \$70hr; Fillups Trucking (WBE) - \$80hr; Ann Phelps Trucking (ESB) – 4 axle - \$80hr; Cutter Construction (WBE) – 4 axle - \$85hr; and Don Hines Trucking (WBE) – 4 axle solo \$80hr.</i>
8.	<i><b>Check Compliance file for prime contractor. Are there any contract compliance issues in the prime's Compliance file (last 3 years) that should be noted for the Purchasing Agent's Report to Council?</b> No.</i>
9.	<i><b>Any special Good Faith Efforts undertaken by the Prime Contractor?</b> Yes, prime contacted more than the required number of MWESB firms in each DOW.</i>
10.	<i><b>List of other prime bids received: Note any special Good Faith Efforts taken by the Prime Contractor and if good faith effort documentation submitted (Forms 1/2):</b> Steelhead Constructors - \$1,287,750 (no forms); Westech Construction - \$914,035 (no forms); Coffman Excavation - \$521,890 (Form 1 – dropped out); Tri-State Construction Inc - \$514,900 (no forms – dropped out); Brant Construction Inc - \$782,640 (Form 1); Moore Excavation Inc - \$977,150 (no forms); Emery &amp; Sons Inc - \$870,240 (Form 1); and Nutter Corporation - \$854,830.22 (Form 1).</i>

**NOTES:**

*EEO cert: Expired*

*COP Lic: 369543*

*CCB Lic: 63434*

**Clarifications: (Spoke to:)**

1. *none*

**Issues:** *none*

**Recommendation:**

*Approval. The prime is in compliance with the GFE Program Requirements.*

- *MWESB Bids Solicited – 16 in 2 DOW's*
- *MWESB Bids Received – 8 in 2 DOW's*
- *MWESB Bids Used - 1 in 1 DOW's*
- *OBE Bids Used - in DOW's*

*Comparatively, the next low bidder...Brant Construction Inc had \$75,000 of MWESB participation.*

**Level of effort:**

	<b>High</b>	Met the aspirational goal.
<b>x</b>	<b>Moderate</b>	Exceeded the solicitation requirements and/or achieved some participation.
	<b>Low</b>	Met the minimal solicitation requirements but achieved NO participation.

Bid No: 112467

Project Name: STILLING BASIN RIGHT BANK IMPROVEMENTS

Date Bid Opened: 2/3/2011

Project Manager: Tom Leavitt

Engineers Estimate: \$1,000,000.00

Item No	Description	Est. Quant	SKU	TRI-STATE CONST INC		COFFMAN EXC INC		TAPANI UNDERGROUND		BRANT CONST INC		NUTTER CORPORATION	
				Unit Price	Extended	Unit Price	Extended	Unit Price	Extended	Unit Price	Extended	Unit Price	Extended
1	MOBILIZATION	1	LS	\$75,011.50	\$75,011.50	\$62,000.00	\$62,000.00	\$64,000.00	\$64,000.00	\$70,000.00	\$70,000.00	\$85,000.00	\$85,000.00
2	EROSION CONTROL	1	LS	\$3,750.00	\$3,750.00	\$18,000.00	\$18,000.00	\$15,000.00	\$15,000.00	\$5,000.00	\$5,000.00	\$15,000.00	\$15,000.00
3	SECURITY PLAN	1	LS	\$800.00	\$800.00	\$600.00	\$600.00	\$775.00	\$775.00	\$7,000.00	\$7,000.00	\$3,000.22	\$3,000.22
4	CONCRETE/GROUT	300	CY	\$215.00	\$64,500.00	\$160.00	\$48,000.00	\$219.00	\$65,700.00	\$175.00	\$52,500.00	\$190.00	\$57,000.00
5	CLEARING AND GRUBBING	1	LS	\$600.00	\$600.00	\$3,200.00	\$3,200.00	\$2,000.00	\$2,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00
6	DEWATERING	1	LS	\$25,400.00	\$25,400.00	\$36,000.00	\$36,000.00	\$125,000.00	\$125,000.00	\$125,000.00	\$125,000.00	\$160,000.00	\$160,000.00
7	4-INCH DRAIN PIPE	240	LF	\$23.27	\$5,584.80	\$6.00	\$1,440.00	\$10.00	\$2,400.00	\$5.00	\$1,200.00	\$50.00	\$12,000.00
8	SPAWNING GRAVEL	200	CY	\$73.80	\$14,760.00	\$55.00	\$11,000.00	\$120.00	\$24,000.00	\$50.00	\$10,000.00	\$70.00	\$14,000.00
9	TYPE I RIP RAP (D50=6.0)	1380	TON	\$60.00	\$82,800.00	\$46.00	\$63,480.00	\$65.00	\$89,700.00	\$90.00	\$124,200.00	\$76.00	\$104,880.00
	OWNER SUPPLIED TYPE I RIP RAP												
10	(D50=6.0)	680	CY	\$51.00	\$34,680.00	\$104.00	\$70,720.00	\$85.00	\$57,800.00	\$80.00	\$54,400.00	\$66.00	\$44,880.00
11	TYPE II RIP RAP (D50=4.25)	50	TON	\$54.00	\$2,700.00	\$42.00	\$2,100.00	\$45.00	\$2,250.00	\$100.00	\$5,000.00	\$81.00	\$4,050.00
12	REUSE TYPE II RIP RAP (D50=4.25)	325	CY	\$33.00	\$10,725.00	\$74.00	\$24,050.00	\$45.00	\$14,625.00	\$80.00	\$26,000.00	\$71.00	\$23,075.00
	OWNER SUPPLIED TYPE II RIP RAP												
13	(D50=4.25)	25	CY	\$44.00	\$1,100.00	\$42.00	\$1,050.00	\$65.00	\$1,625.00	\$80.00	\$2,000.00	\$56.00	\$1,400.00
14	TYPE I GRANULAR FILTER	225	CY	\$65.40	\$14,715.00	\$82.00	\$18,450.00	\$75.00	\$16,875.00	\$70.00	\$15,750.00	\$90.00	\$20,250.00
15	TYPE II GRANULAR FILTER	125	CY	\$54.06	\$6,757.50	\$74.00	\$9,250.00	\$85.00	\$10,625.00	\$70.00	\$8,750.00	\$95.00	\$11,875.00
16	PERMANENT SEEDING	1	LS	\$2,200.00	\$2,200.00	\$3,000.00	\$3,000.00	\$2,800.00	\$2,800.00	\$2,000.00	\$2,000.00	\$7,000.00	\$7,000.00
17	BIOFILTER BAGS	50	EA	\$10.00	\$500.00	\$23.00	\$1,150.00	\$25.00	\$1,250.00	\$10.00	\$500.00	\$11.00	\$550.00
18	WATTLES	150	LF	\$2.50	\$375.00	\$6.00	\$900.00	\$3.00	\$450.00	\$10.00	\$1,500.00	\$7.00	\$1,050.00
19	SEDIMENT FENCE	1000	LF	\$2.10	\$2,100.00	\$2.00	\$2,000.00	\$2.49	\$2,490.00	\$3.00	\$3,000.00	\$3.00	\$3,000.00
20	ORANGE CONSTRUCTION FENCE	400	LF	\$1.80	\$720.00	\$5.00	\$2,000.00	\$5.00	\$2,000.00	\$3.00	\$1,200.00	\$2.00	\$800.00
21	DEMOLITION OF ROCK WEIR	1	LS	\$83,000.00	\$83,000.00	\$63,000.00	\$63,000.00	\$65,000.00	\$65,000.00	\$175,000.00	\$175,000.00	\$156,000.00	\$156,000.00
	DEMOLITION OF 24-INCH OUTLET												
22	PIPE	420	LF	\$28.86	\$12,121.20	\$25.00	\$10,500.00	\$25.00	\$10,500.00	\$42.00	\$17,640.00	\$131.00	\$55,020.00
23	FORCE ACCOUNT WORK	1	LS	\$50,000.00	\$50,000.00	\$50,000.00	\$50,000.00	\$50,000.00	\$50,000.00	\$50,000.00	\$50,000.00	\$50,000.00	\$50,000.00
24	INCENTIVE PAYMENT	1	LS	\$20,000.00	\$20,000.00	\$20,000.00	\$20,000.00	\$20,000.00	\$20,000.00	\$20,000.00	\$20,000.00	\$20,000.00	\$20,000.00
Total				\$514,900.00		\$521,890.00		\$646,865.00		\$782,640.00		\$854,830.22	
Bid Surety				Yes	BB	Yes	BB	Yes	BB	Yes	BB	Yes	BB
Contractor Board License No.				62974		146689		63434		69288		414549	

Agenda No.  
**REPORT NO.**  
Title

Accept bid of Tapani Underground, Inc. for the Stilling Basin Right Bank Improvements for \$646,865.00  
(Procurement Report - Bid No. 112467)

<p><b>INTRODUCED BY</b> Commissioner/Auditor: <b>Mayor Sam Adams</b> <i>[Signature]</i> <b>COMMISSIONER APPROVAL</b></p> <p>Mayor—Finance and Administration - Adams</p> <p>Position 1/Utilities - Fritz</p> <p>Position 2/Works - Fish</p> <p>Position 3/Affairs - Saltzman</p> <p>Position 4/Safety - Leonard</p> <p><b>BUREAU APPROVAL</b> Bureau: Procurement Services Bureau Head: Christine Moody <i>CM</i></p> <p>Prepared by: Kelly Davis Date Prepared: 2/29/11</p> <p>Financial Impact Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/> Not Required <input type="checkbox"/></p> <p>Council Meeting Date <b>March 9, 2011</b> <i>per Kelly Davis</i></p> <p><b>City Attorney Approval</b></p>	<p>CLERK USE: DATE FILED <b>MAR 11 2011</b></p> <p><i>on behalf of Mayor Adams</i> LaVonne Griffin-Valade Auditor of the City of Portland</p> <p>By: <i>[Signature]</i> Deputy</p> <p><b>ACTION TAKEN:</b> <b>MAR 16 2011 ACCEPTED PREPARE CONTRACT</b></p>
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<b>AGENDA</b>
<p><b>TIME CERTAIN</b> <input type="checkbox"/></p> <p>Start time: _____</p> <p>Total amount of time needed: _____ (for presentation, testimony and discussion)</p>
<p><b>CONSENT</b> <input type="checkbox"/></p>
<p><b>REGULAR</b> <input checked="" type="checkbox"/></p> <p>Total amount of time needed: <b>3 mins</b> (for presentation, testimony and discussion)</p>

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
		YEAS	NAYS
1. Fritz	1. Fritz	✓	
2. Fish	2. Fish	_____	
3. Saltzman	3. Saltzman	✓	
4. Leonard	4. Leonard	✓	
Adams	Adams	✓	