



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

July 21, 2010

TO THE COUNCIL:

The Chief Procurement Officer has advertised and received bids for Bid Number 111843 for the Ankeny Wastewater Pump Station Odor Treatment Equipment project for the Bureau of Environmental Services, with a project construction estimate of \$ 1,010,000.00. The Bureau of Environmental Services rated the level of project estimate confidence as Optimal.

Bids were opened on June 15, 2010, and three (3) bids were received. The low bid of BMWC Constructors, Inc. was deemed non responsive for failing to submit all documentation required in the Good Faith Effort Program. It is therefore recommended that the second lowest bid of Triad Mechanical, Inc. be accepted at the lump sum quoted in their bid for a total amount of \$691,177.00.

The Bureau of Environmental Services and Procurement Services, identified nine (9) Divisions of Work as potential M/W/ESB subcontracting opportunities for this project, resulting in \$93,089.00 awarded to subcontractors.

The Divisions of Work identified were:

Electrical	HVAC	Plumbing
Fencing	Irrigation	Sewer, Water & Storm Drain Work
Hauling Services (Trucking)	Painting/Wallpapering	Traffic Control Services (Includes TPDT)

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

Fencing	Irrigation	Sewer, Water & Storm Drain Work
HVAC	Plumbing	Traffic Control Services (Includes TPDT)
Hauling Services (Trucking)		

MWESB participation represents 0% of the estimated subcontracting dollars because Triad did not receive any bids from MWESB firms.

Triad Mechanical, Inc. has a current City of Portland Business License and their EEO Certification is current through June 30, 2011. The company is located in Portland, Oregon, and is not a State Certified M/W/ESB Contractor.

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.

Triad Mechanical, Inc. is in Full Compliance with the Equal Benefits Program.

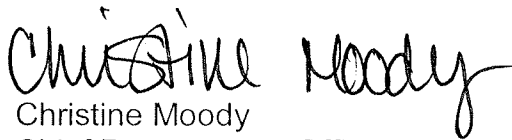
Funds are available for this project under Owner Cost Center E09177.

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, appearing to read "Christine Moody". The signature is fluid and cursive, with the first name "Christine" written in a larger, more prominent script than the last name "Moody".

Christine Moody
Chief Procurement Officer

CM:dsg

BUREAU OF ENVIRONMENTAL SERVICES
MEMORANDUM
Engineering Services

DATE: June 29, 2010

TO: Kathleen Brenes-Morua, Bureau of Purchases and Stores

FROM: Don Poletski, Construction Project Manager *MP 06/29/10*
Kelly Wood, Design Project Manager

THROUGH: Mark Hutchinson, Construction Division Manager *MA*
Susan Aldrich, CIP Manager *SA*

SUBJECT: Awarding Contract for: Ankeny Wastewater Pump Station Odor
Bid No. 111843, Project No. E09177
Award to Second Highest Bidder



We have reviewed the bids for this project.

BMWC Constructors, Inc. was the apparent low bidder with a bid amount of \$612,251.00, which is 39.38% under the Engineer's Estimate of \$1,010,000.00. However, their bid was determined to be non-responsive.

Triad Mechanical, Inc. was the second low bidder with a bid amount of \$691,177.00, which is 31.57% under the Engineer's Estimate of \$1,010,000.00.

We therefore recommend that the Bureau of Purchases and Stores accept the proposal from Triad Mechanical, Inc., the second low bidder, as the lowest responsible bidder.

This recommendation is subject to your evaluation of the bid packet for completeness and responsiveness.

Please contact me at 503-823-2986 if you have any questions.

cc: Don Hebert
Blair Bean
Joe Panis
Scott Gibson
Bill Ryan (w/o attach.)
Jamie de la Garza
Dave Nunamaker
Susan Wheaton
Materials Testing Laboratory
BES File w/sup.docs

Attachment: Bid Tabs

DP/kmf

GOOD FAITH EFFORT COMPLIANCE REPORT

Submission substantially complies with Good Faith Effort Requirements		<div style="display: flex; justify-content: space-around;"> YES NO </div>
Reviewed by:	Brenda Kern	
Date:	6-29-10	

PROJECT INFORMATION

PROJECT NAME & BUREAU	Ankeny WW Pump Station Odor Treatment (BES)
BID NUMBER	111843
PRE-BID DATE	5-25-10
BID OPEN DATE	6-15-10
BID AMOUNT	\$691,177
CONTRACTOR	Triad Mechanical

AT BID SUBMISSION

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

MWESB PARTICIPATION – Total Bid

PARTICIPATION TYPE	TOTAL \$	PERCENTAGE OF TOTAL BID AMOUNT
MBE	\$0	0%
WBE	\$0	0%
ESB	\$0	0%
Total MWESB Participation	\$0	Total bid – 0% Subcontract percentage – 0%

MWBE PARTICIPATION – Subcontracting (35% Aspirational goal)

TOTAL OF ALL SUBCONTRACTS (including non-certified firms)	TOTAL MBE & WBE SUBCONTRACTS	PERCENTAGE OF MWBE SUBCONTRACTS
\$93,089	\$0	0%

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>	X		
2.	<i>Did contractor explain why identified divisions of work (DOW) were not included for subcontracting? (See Form 1)</i>	X		
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>	X		
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>	X		
5.	<i>Were M/W/ESB firms contacted at least seven (7) calendar days before the bid opening?(Form 2)</i>	X		
6.	<i>Is a copy of the letter or fax sent to potential M/W/ESB subs included in Good Faith documentation?</i>	X		
7.	<i>Did prime provide a completed M/W/ESB Contact/Bids Received Log (Form 2)?</i>	X		

GOOD FAITH EFFORT ANALYSIS

1.	<i>Divisions of Work Identified by City: Electrical; Fencing; Hauling Services (Trucking); HVAC; Irrigation; Painting/Wallpapering; plumbing; Sewer, Water & Storm Drain Work; Traffic Control Services (includes TPDT);</i>
2.	<i>Rationale for non-utilization of subcontractors for suggested Divisions of Work: Self-performing</i>
3.	<i>All Divisions of Work to be used on this project: Same as #1.</i>
4.	<i>Certified Subcontractors' name, Cert Type, and Subcontract amount used on the Project: none</i>
5.	<i>Subcontractor names and subcontract amounts awarded to non-certified firms: Tice Electric - \$46,089; Molecular Inc - \$47,000</i>
6.	<i>Divisions of Work retained by Prime: Fencing; Hauling Services (Trucking); HVAC; Irrigation; Plumbing; Sewer, Water & Storm Drain Work; Traffic Control Services (includes TPDT);</i>
7.	<i>Bids received from certified firms (not used): none</i>
8.	<i>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? no</i>
9.	<i>Any special Good Faith Efforts undertaken by the Prime Contractor? Yes, prime contacted more than the required number of MWESB firms in each DOW.</i>
10.	<i>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). BMWC Contractors - \$612, 251(forms 1-2, low bid but GFE non-responsive); McClure & Sons Inc - \$755,088(Form 1).</i>

NOTES:

EEO cert: 6/30/10
COP Lic: 194003
CCB Lic: 44255 Active

Clarifications: None

Issues:

none

Recommendation:

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

- Bids Solicited – 14 in 2 DOW's
- Bids Received – 0 in 0 DOW's
- MWESB Bids Used - 0 in 0 DOW's
- OBE Bids Used - 2 in 2 DOW's

Comparatively, the next low bidder...had no MWESB participation.

Level of effort:

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

Cc: Loretta Young – \$500k and above
Susan Wheaton – BES reports

TABULATION OF BIDS

CITY OF PORTLAND
PROCUREMENT SERVICES

Project: Ankeny Wastewater Pump Station Odor Treatment Equipment

Bid Opening: 6/15/2010

Bid Number: 111843 Bureau: Environmental Svcs Estimate: \$1,010,000	BMWV CONSTRUCTORS INC	TRIAD MECHANICAL INC	MCCLURE & SONS INC
Bidders			
Item 1: Mobilization	\$5,000.00	\$50,000.00	\$50,000.00
Item 2: Odor Treatment Equipment Procurement and Installation	\$207,727.00	\$241,653.00	\$305,564.00
Item 3: Allowance for Biorem Equipment Procurement as Approved by Owner's Representative	\$399,524.00	\$399,524.00	\$399,524.00
Total Lump Sum Base Bid	\$612,251.00	\$691,177.00	\$755,088.00
Bid Surety	Y	Y	Y
OCCB License Number	128852	44255	71127

Buyer: Dona Gaertner

1073

Agenda No.
REPORT NO.
Title

Accept bid of Triad Mechanical, Inc. for the Ankeny Wastewater Pump Station Odor Treatment Equipment for \$691,177.00 (Procurement Report - Bid No. 111843)

<p>INTRODUCED BY Commissioner/Auditor: Mayor Sam Adams</p> <p><i>K. Blumenn on behalf of Mayor Adams</i></p> <p>COMMISSIONER APPROVAL</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>BUREAU APPROVAL</p> <p>Bureau: Procurement Services Bureau Head: Christine Moody <i>CM</i></p> <p>Prepared by: Dona Gaertner Date Prepared: 6/30/10</p> <p>Financial Impact Statement</p> <p>Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/> Not Required <input type="checkbox"/></p> <p>Council Meeting Date July 21, 2010</p> <p>City Attorney Approval</p>	<p>CLERK USE: DATE FILED <u>JUL 16 2010</u></p> <p>LaVonne Griffin-Valade Auditor of the City of Portland</p> <p>By: <i>[Signature]</i> Deputy</p> <p>ACTION TAKEN:</p> <p>JUL 21 2010 ACCEPTED PREPARE CONTRACT</p>
---	---

AGENDA
<p>TIME CERTAIN <input type="checkbox"/></p> <p>Start time: _____</p> <p>Total amount of time needed: _____ (for presentation, testimony and discussion)</p> <p>CONSENT <input type="checkbox"/></p> <p>REGULAR <input checked="" type="checkbox"/></p> <p>Total amount of time needed: 5 minutes (for presentation, testimony and discussion)</p>

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