



CITY OF PORTLAND

OFFICE OF MANAGEMENT AND FINANCE

Charlie Hales, Mayor
Jack D. Graham, Chief Administrative Officer
Bryant Enge, 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
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CONSENT CALENDAR

February 27, 2013

TO THE COUNCIL:

The Chief Procurement Officer has advertised and received bids for Bid Number 114711 for the Division St Reconstruction Project: SE 6th – SE 39th for the Bureau of Transportation, with a project construction estimate of \$6,432,330.19. The Bureau of Transportation rated the level of project estimate confidence as High.

Bids were opened on January 29, 2013, and six (6) bids were received. The low bid of Emery and Sons Construction, Inc. was deemed responsive to the requirements of the solicitation, and it is recommended that their bid be accepted at the unit price quoted for a total amount of \$6,350,599.75.

This is a federal-aid transportation project under the Oregon Department of Transportation (ODOT) Federal-Aid Highway Program. Ordinance No. 179568 authorized the Bureau of Transportation (PBOT) to participate in ODOT's 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. Under ODOT's certification, this project will be reviewed and audited by ODOT for federal-aid project compliance.

Part of the certification is that ODOT shall administer on behalf of the City ODOT's Disadvantaged Business Enterprise (DBE), Equal Employment Opportunity, 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 a 5% DBE goal. Emery and Sons Construction, Inc. has 5.04% DBE participation on this project, therefore ODOT deemed the contractor to be responsive to the DBE requirement.

Emery and Sons Construction, Inc. has a current City of Portland Business Tax Registration and their EEO Certification is current through 6/21/14. The company is located in Salem, Oregon, and is not a State Certified MWESB Contractor.

Emery and Sons Construction, Inc. is in Full Compliance with the Equal Benefits Program.

Funds are available for this project under Owner Cost Centers T00006 and E08665.

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.

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.

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

Recommended by:



Christine Moody
Chief Procurement Officer

CM:kbm



Charlie
Hales
Mayor

Tom
Miller
Director

MEMORANDUM

Date: 2/1/2013

TO: Christine Moody, Purchasing Director *CM*

FROM: Steve Townsen, P.E., City Engineer *SOT*

SUBJECT: Division Street Reconstruction Project

Attached are: The bid tabulation and bid results/summary reports for the above referenced project.

The apparent low bid of \$6,350,599.75 was received from Emery & Sons Construction, Inc. This bid is 2.64 % below the Engineer's Estimate of \$6,522,853.81.

Based on the results of the bids and findings of Purchasing staff, it is my recommendation that Emery & Sons Construction, Inc. be declared the lowest responsible and responsive bidder and that their bid be accepted.

ST: bjs for SD

Attachments: Bid-Results Summary Report, Bid Tabs

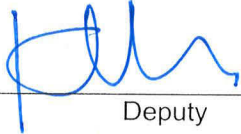
Copy: Slavik Dezhnyuk
Michael Magee
Elizabeth Mahon

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Bid No: 114711																
Project Name: Division St. Reconstruction Project: SE 6th - SE 39th																
Date Bid Opened: 01/29/13																
Project Manager: Elizabeth Mahon																
Engineers Estimate: \$6,000,000-\$7,000,000																
Item No	Description	Est. Quant	Units	Spec Reference	Emery & Sons Construction, Inc.		Dirt & Aggregate Interchange Inc.		Moore Excavation, Inc.		Tapani, Inc.		Westech Construction, Inc.		Nutter Corporation	
					Unit Price	Extended	Unit Price	Extended	Unit Price	Extended	Unit Price	Extended	Unit Price	Extended	Unit Price	Extended
1	ON-THE-JOB TRAINING	800	HR	0100	\$20.00	\$16,000.00	\$20.00	\$16,000.00	\$20.00	\$16,000.00	\$20.00	\$16,000.00	\$20.00	\$16,000.00	\$20.00	\$16,000.00
2	FURNISHING FIELD OFFICE	1	LS	0206	\$65,000.00	\$65,000.00	\$72,800.00	\$72,800.00	\$16,000.00	\$16,000.00	\$8,500.00	\$8,500.00	\$35,000.00	\$35,000.00	\$15,000.00	\$15,000.00
3	MOBILIZATION	1	LS	0210	\$366,000.00	\$366,000.00	\$282,498.00	\$282,498.00	\$650,000.00	\$650,000.00	\$570,000.00	\$570,000.00	\$448,500.00	\$448,500.00	\$624,000.72	\$624,000.72
4	TEMPORARY PROTECTION AND DIRECTION OF TRAFFIC	1	LS	0225	\$85,000.00	\$85,000.00	\$93,452.00	\$93,452.00	\$60,000.00	\$60,000.00	\$25,000.00	\$25,000.00	\$50,000.00	\$50,000.00	\$200,000.00	\$200,000.00
5	TEMPORARY SIGNS	1,050	SF	0225	\$14.00	\$14,700.00	\$18.00	\$18,900.00	\$11.50	\$12,075.00	\$15.00	\$15,750.00	\$11.00	\$11,550.00	\$20.00	\$21,000.00
6	TEMPORARY BARRICADES, TYPE II	75	EA	0225	\$42.00	\$3,150.00	\$50.00	\$3,750.00	\$26.00	\$1,950.00	\$100.00	\$7,500.00	\$27.00	\$2,025.00	\$50.00	\$3,750.00
7	TEMPORARY BARRICADES, TYPE III	65	EA	0225	\$175.00	\$11,375.00	\$125.00	\$8,125.00	\$75.00	\$4,875.00	\$150.00	\$9,750.00	\$69.00	\$4,485.00	\$90.00	\$5,850.00
8	TEMPORARY PEDESTRIAN WALKWAYS	160	FT	0225	\$45.00	\$7,200.00	\$36.00	\$5,760.00	\$50.00	\$8,000.00	\$55.00	\$8,800.00	\$59.00	\$9,440.00	\$50.00	\$8,000.00
9	TEMPORARY FLEXIBLE PAVEMENT MARKERS	2,000	EA	0225	\$5.00	\$10,000.00	\$2.00	\$4,000.00	\$1.00	\$2,000.00	\$0.25	\$500.00	\$2.75	\$5,500.00	\$1.50	\$3,000.00
10	TEMPORARY REMOVABLE TAPE	1,000	FT	0225	\$1.50	\$1,500.00	\$1.10	\$1,100.00	\$1.10	\$1,100.00	\$1.00	\$1,000.00	\$1.35	\$1,350.00	\$3.00	\$3,000.00
11	TEMPORARY STRIPING	2,000	FT	0225	\$1.00	\$2,000.00	\$0.70	\$1,400.00	\$0.22	\$440.00	\$0.75	\$1,500.00	\$0.21	\$420.00	\$0.25	\$500.00
12	PORTABLE CHANGEABLE MESSAGE SIGNS	10	EA	0225	\$5,500.00	\$55,000.00	\$7,500.00	\$75,000.00	\$9,300.00	\$93,000.00	\$4,500.00	\$45,000.00	\$5,800.00	\$58,000.00	\$3,000.00	\$30,000.00
13	FLAGGERS	9,565	HR	0225	\$48.00	\$459,120.00	\$49.00	\$468,695.00	\$50.00	\$478,250.00	\$45.00	\$430,425.00	\$42.00	\$401,730.00	\$45.00	\$430,425.00
14	TEMPORARY TYPE ORANGE PLASTIC MESH FENCE	1,000	FT	0270	\$2.50	\$2,500.00	\$3.00	\$3,000.00	\$2.50	\$2,500.00	\$2.00	\$2,000.00	\$3.50	\$3,500.00	\$5.00	\$5,000.00
15	EROSION CONTROL	1	LS	0280	\$120,000.00	\$120,000.00	\$24,000.00	\$24,000.00	\$16,000.00	\$16,000.00	\$12,000.00	\$12,000.00	\$10,000.00	\$10,000.00	\$24,000.00	\$24,000.00
16	INLET PROTECTION	200	EA	0280	\$75.00	\$15,000.00	\$75.00	\$15,000.00	\$90.00	\$18,000.00	\$55.00	\$11,000.00	\$92.00	\$18,400.00	\$40.00	\$8,000.00
17	POLLUTION CONTROL PLAN	1	LS	0290	\$1,200.00	\$1,200.00	\$500.00	\$500.00	\$500.00	\$500.00	\$1,500.00	\$1,500.00	\$500.00	\$500.00	\$1,000.00	\$1,000.00
18	CONTAMINATED MEDIA DISPOSAL	1,340	TON	0291	\$5.00	\$6,700.00	\$62.00	\$83,080.00	\$60.00	\$80,400.00	\$20.00	\$26,800.00	\$17.00	\$22,780.00	\$55.00	\$73,700.00
19	HASPC/MDP WORK PLANS	1	LS	0291	\$1,000.00	\$1,000.00	\$5,000.00	\$5,000.00	\$500.00	\$500.00	\$1,500.00	\$1,500.00	\$500.00	\$500.00	\$1,200.00	\$1,200.00
20	REMOVAL OF STRUCTURES AND OBSTRUCTIONS	1	LS	0310	\$125,000.00	\$125,000.00	\$172,862.00	\$172,862.00	\$120,000.00	\$120,000.00	\$50,000.00	\$50,000.00	\$55,000.00	\$55,000.00	\$200,000.00	\$200,000.00
21	REMOVE AND REINSTALL HORSE RINGS	14	EA	0310	\$500.00	\$7,000.00	\$100.00	\$14,000.00	\$25.00	\$350.00	\$500.00	\$7,000.00	\$205.00	\$2,870.00	\$75.00	\$1,050.00
22	SALVAGING AND STOCKPILING OF COBBLESTONES	156	SY	0310	\$35.00	\$5,460.00	\$25.00	\$3,900.00	\$15.00	\$2,340.00	\$16.00	\$2,496.00	\$19.00	\$2,964.00	\$35.00	\$5,460.00
23	REMOVAL OF RAILROAD TRACK AND TIES	312	FT	0310	\$50.00	\$15,600.00	\$50.00	\$15,600.00	\$72.00	\$22,464.00	\$70.00	\$21,840.00	\$15.50	\$4,836.00	\$57.00	\$17,784.00
24	TREE TRIMMING	200	HR	0320	\$85.00	\$17,000.00	\$64.50	\$12,900.00	\$80.00	\$16,000.00	\$100.00	\$20,000.00	\$100.00	\$20,000.00	\$80.00	\$16,000.00
25	CLEARING AND GRUBBING	1	LS	0320	\$30,000.00	\$30,000.00	\$27,920.00	\$27,920.00	\$4,000.00	\$4,000.00	\$12,000.00	\$12,000.00	\$10,000.00	\$10,000.00	\$10,000.00	\$10,000.00
26	12-INCH, TREE REMOVAL	46	EA	0320	\$275.00	\$12,650.00	\$150.00	\$6,900.00	\$450.00	\$20,700.00	\$450.00	\$20,700.00	\$600.00	\$27,600.00	\$130.00	\$5,980.00
27	GENERAL EXCAVATION	1,870	CY	0330	\$20.00	\$37,400.00	\$39.00	\$72,930.00	\$36.00	\$67,320.00	\$40.00	\$74,800.00	\$19.25	\$35,997.50	\$27.00	\$50,490.00
28	SUBGRADE GEOTEXTILE	2,710	SY	0350	\$2.00	\$5,420.00	\$1.50	\$4,065.00	\$0.70	\$1,897.00	\$1.75	\$4,742.50	\$1.00	\$2,710.00	\$1.00	\$2,710.00
29	GEOGRID	2,710	SY	0350	\$3.00	\$8,130.00	\$5.00	\$13,550.00	\$1.50	\$4,065.00	\$3.00	\$8,130.00	\$2.05	\$5,555.50	\$2.00	\$5,420.00
30	VIDEO INSPECTION OF SEWERS, MAINLINE	9,500	FT	0401	\$4.00	\$38,000.00	\$3.00	\$28,500.00	\$2.50	\$23,750.00	\$3.00	\$28,500.00	\$3.25	\$30,875.00	\$3.00	\$28,500.00
31	VIDEO INSPECTION OF SEWERS, LATERAL LAUNCH	216	EA	0401	\$175.00	\$37,800.00	\$150.00	\$32,400.00	\$150.00	\$32,400.00	\$175.00	\$37,800.00	\$135.00	\$29,160.00	\$150.00	\$32,400.00
32	VIDEO INSPECTION OF SEWERS, PUSH CAMERA	50	EA	0401	\$175.00	\$8,750.00	\$125.00	\$6,250.00	\$160.00	\$8,000.00	\$250.00	\$12,500.00	\$400.00	\$20,000.00	\$140.00	\$7,000.00
33	TRENCH EXCAVATION, COMMON	16,800	CY	0405	\$1.00	\$16,800.00	\$17.00	\$285,600.00	\$2.50	\$42,000.00	\$20.00	\$336,000.00	\$5.00	\$84,000.00	\$15.00	\$252,000.00
34	POTHOLE EXCAVATION	130	EA	0405	\$530.00	\$68,900.00	\$300.00	\$39,000.00	\$500.00	\$65,000.00	\$300.00	\$39,000.00	\$575.00	\$74,750.00	\$500.00	\$65,000.00
35	TRENCH FOUNDATION STABILIZATION	140	CY	0405	\$30.00	\$4,200.00	\$50.00	\$7,000.00	\$60.00	\$8,400.00	\$49.00	\$6,860.00	\$80.00	\$11,200.00	\$50.00	\$7,000.00
36	TRENCH BACKFILL, CLASS B	10,044	CY	0405	\$1.00	\$10,044.00	\$29.00	\$291,276.00	\$1.00	\$10,044.00	\$30.00	\$301,320.00	\$10.00	\$100,440.00	\$28.00	\$281,232.00
37	DEWATERING	1	LS	0405	\$5,000.00	\$5,000.00	\$10,000.00	\$10,000.00	\$1,000.00	\$1,000.00	\$5,000.00	\$5,000.00	\$1,500.00	\$1,500.00	\$6,000.00	\$6,000.00
38	STORMWATER PLANTERS	14,627	SF	0415	\$18.00	\$263,286.00	\$17.50	\$255,972.50	\$18.00	\$263,286.00	\$15.00	\$219,405.00	\$16.50	\$241,345.50	\$19.00	\$277,913.00
39	PLANTINGS, MAINTENANCE AND ESTABLISHMENT	14,627	SF	0415	\$8.00	\$117,016.00	\$7.00	\$102,389.00	\$9.00	\$131,643.00	\$15.00	\$219,405.00	\$6.50	\$95,075.50	\$12.00	\$175,524.00
40	18 INCH PIPE, RCP ASTM C76 CLASS III, BEDDING TYPE: B	341	FT	0445	\$115.00	\$39,215.00	\$84.00	\$28,644.00	\$130.00	\$44,330.00	\$75.00	\$25,575.00	\$120.00	\$40,920.00	\$100.00	\$34,100.00
41	30 INCH PIPE, RCP ASTM C76 CLASS IV, BEDDING TYPE: B	6	FT	0445	\$300.00	\$1,800.00	\$417.00	\$2,502.00	\$630.00	\$3,780.00	\$125.00	\$750.00	\$489.00	\$2,934.00	\$300.00	\$1,800.00
42	48 INCH PIPE, RCP ASTM C76 CLASS IV, BEDDING TYPE: B	1,232	FT	0445	\$335.00	\$412,720.00	\$225.50	\$277,816.00	\$275.00	\$338,900.00	\$175.00	\$215,600.00	\$375.00	\$462,000.00	\$225.00	\$277,200.00
43	60 INCH PIPE, RCP ASTM C76 CLASS IV, BEDDING TYPE: B	103	FT	0445	\$400.00	\$41,200.00	\$412.00	\$42,436.00	\$390.00	\$40,170.00	\$250.00	\$25,750.00	\$520.00	\$53,560.00	\$300.00	\$30,600.00
44	6 INCH PIPE, PVC ASTM D30															

Agenda No.
REPORT NO.
 Title

Accept bid of Emery and Sons Construction, Inc. for the Division St Reconstruction Project: SE 6th - SE 39th for \$6,350,599.75 (Procurement Report - Bid No. 114711)
 600

<p>INTRODUCED BY Commissioner/Auditor: Mayor Charlie Hales</p>	<p>CLERK USE: DATE FILED <u>FEB 22 2013</u></p>
<p>COMMISSIONER APPROVAL Mayor—Finance and Administration - Hales Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Novick</p>	<p style="text-align: center;">LaVonne Griffin-Valade Auditor of the City of Portland</p> <p>By:  Deputy</p>
<p>BUREAU APPROVAL Bureau: Procurement Services Bureau Head: Christine Moody <i>CM</i></p>	<p>ACTION TAKEN:</p> <p>FEB 27 2013 ACCEPTED PREPARE CONTRACT</p>
<p>Prepared by: K. Brenes-Morua Date Prepared: February 15, 2013</p>	
<p>Financial Impact & Public Involvement Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/></p>	
<p>Council Meeting Date February 27, 2013</p>	
<p>City Attorney Approval: required for contract, code, easement, franchise, charter, Comp Plan</p>	

AGENDA
<p>TIME CERTAIN <input type="checkbox"/> Start time: _____</p> <p>Total amount of time needed: _____ (for presentation, testimony and discussion)</p>
<p>CONSENT <input checked="" type="checkbox"/></p>
<p>REGULAR <input type="checkbox"/> Total amount of time needed: _____ (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. Novick	4. Novick	✓	
Hales	Hales	✓	