



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

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REPORT TO COUNCIL

Date: September 12, 2013

TO THE MAYOR:

* Accept Contract No. 30001405 with P&C Construction for Union Station Facility Improvements Phase II project as complete, authorize final payment and release retainage in the amount of \$173,907.

The original contract amount was \$4,300,500. Change Order #'s 1-8 increased the contract by \$2,655,828. This project was substantially funded by federal grants, with the remaining funding provided by property owner Portland Development Commission as local match commitment. After construction started, additional federal grant funds were added to the grant award and scope was therefore added via change orders.

The work has been completed and accepted by the Project Manager. The final contract amount is \$6,956,328. The retainage to be released is \$173,907.05.

MWESB utilization:

The use of federal grant funds from Federal Highway Administration (FHWA) mandated participation in the federal Disadvantaged Business Enterprise (DBE) program as administered by Oregon Department of Transportation (ODOT). It specifically disallowed participation in the City's MWESB requirements as part of the DBE program requirement. ODOT assigned a 3% DBE "soft" goal for the project. When no bidders were able to meet the goal, P&C Construction, as the City's lowest responsive and responsible bidder, was reviewed by ODOT Civil Rights for compliance with the DBE program good-faith effort requirements. ODOT deemed P&C Construction responsive to the DBE program requirements and allowed the City to contract with P&C Construction.

The original Bid had the following DBE utilization:

<u>Name of sub</u>	<u>Certification</u>	<u>Subcontract Amt.</u>	<u>Percent of Contract</u>
None.			

The final contract had the following DBE utilization:

<u>Name of sub</u>	<u>Certification</u>	<u>Subcontract Amt.</u>	<u>Percent of Contract</u>
PLI Systems	DBE – not committed	\$306,694.00	4.4%
Minority Abatement	DBE – not committed	\$ 5,989.00	<0.1%

PLI Systems is also MBE-certified by the State of Oregon. Additional MWESB-certified subcontractors included: Rayborn's Plumbing (ESB - \$246,372.00 – 3.5%); River City Rebar (ESB - \$3,040.00 - <0.1%); and Rose City Awning (WBE - \$37,500.00 – 0.5%).

It is recommended that the Council approve the release of retainage and authorize payment.

Bryant Enge, Director
Bureau of Internal Business Services

DFK

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.

TO THE COUNCIL:

The Mayor concurs with the above report, and

RECOMMENDS

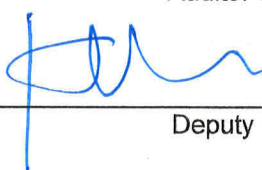
that the Council accept the contract with Contractor Name as complete, authorize final payment and release of retainage.

Respectfully submitted,

Charlie Hales
Mayor

Agenda No.
REPORT
Title

Accept Contract No. 30001405 with P&C Construction for Union Station Facility Improvements Phase II project as complete, authorize final payment and release retainage in the amount of \$173,907. (Report; Contract No. 30001405)

<p>INTRODUCED BY Commissioner/Auditor: Mayor Charlie Hales</p>	<p>CLERK USE: DATE FILED <u>OCT 04 2013</u></p>
<p>COMMISSIONER APPROVAL Mayor—Finance and Administration - Hales</p>	<p>LaVonne Griffin-Valade Auditor of the City of Portland</p>
<p>Position 1/Utilities - Fritz</p>	<p>By:  Deputy</p>
<p>Position 2/Works - Fish</p>	
<p>Position 3/Affairs - Saltzman</p>	
<p>Position 4/Safety - Novick</p>	
<p>BUREAU APPROVAL Bureau: OMF Bureau of Business Internal Services OMF CAO: Jack D. Graham Bureau Head: Bryant M. Enge</p>	<p>ACTION TAKEN: OCT 09 2013 ACCEPTED</p>
<p>Prepared by: Marina Cresswell:dseaton Date Prepared: September 12, 2013</p>	
<p>Financial Impact & Public Involvement Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/></p>	
<p>City Auditor Office Approval: required for Code Ordinances</p>	
<p>City Attorney Approval: required for contract, code, easement, franchise, charter, Comp Plan</p>	
<p>Council Meeting Date October 9, 2013</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 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	✓	