

BUREAU OF ENVIRONMENTAL SERVICES
MEMORANDUM
ENGINEERING SERVICES DIVISION

DATE: June 3, 2014

TO: Kathleen Brenes-Morua, Procurement Services

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

FROM: Brad Huard, Construction Project Manager *BH*
Ayda Forouzan, Design Project Manager *AF*



RE: Bid No. 116786
Project No. E10357

SUBJECT: Kenton Sewer Rehabilitation Project
Contract Award Recommendation

We have reviewed the bids for this project.

The proposal from Emery & Sons Construction, Inc. shows a bid amount of \$2,626,500.00, which is 4.02% over the Engineer's Estimate of \$2,524,896.00 and is the apparent low bid.

We therefore recommend that Procurement Services accept the proposal from Emery and Sons Construction, Inc., the apparent 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 503-823-4885, if you have any questions.

cc: Bill Ryan
Scott Gibson
Scott Clement
Curt Obermeyer
Dave Nunamaker
Neil Bruesch
Neil Choate
Andi Gresh
Const. File w/sup.docs
TRIM Folder 54.0

Attachment: Bid Tabs

GOOD FAITH EFFORT
COMPLIANCE REPORT

Submission substantially complies with Good Faith Effort Requirements (<u>YES</u>) NO	
Reviewed by:	Brenda Scott
Date:	6-4-14

PROJECT INFORMATION

PROJECT NAME & BUREAU	Kenton Sewer Rehabilitation (BES)
BID NUMBER	116786
PRE-BID DATE	5-8-14
BID OPEN DATE	5-29-14
BID AMOUNT	\$2,626,500
CONTRACTOR	Emery & Sons Construction Inc.

AT BID SUBMISSION

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

M/W/ESB PARTICIPATION – Total Bid

PARTICIPATION TYPE	TOTAL \$	PERCENTAGE OF TOTAL BID AMOUNT
MBE	\$50,000	1.9%
WBE	\$128,000	4.9%
ESB	\$0	0%
Total M/W/ESB Participation	\$178,000	Total bid – 6.8% Subcontract percentage – 29%

M/WBE PARTICIPATION – Subcontracting (35% Aspirational goal)

TOTAL OF ALL SUBCONTRACTS (including non-certified firms)	TOTAL MBE & WBE SUBCONTRACTS	PERCENTAGE OF M/WBE SUBCONTRACTS
\$614,500	\$178,000	29%

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: Asphalt Paving; Clearing/Grubbing/Mowing/Brushing; Concrete Cutting; Concrete Work; Excavating; Hauling Services (Trucking); Landscaping; Sewer, Water & Storm Drain Work; and 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 plus Missed Opportunity – Fencing.</i>
4.	<i>Certified Subcontractors' name, Cert Type, and Subcontract amount used on the Project: Rome Transportation (WBE Hauling Services (Trucking)) - \$118,000; Kim Bell Flagging (WBE Traffic Control Services (Includes TPDT)) - \$10,000; and Brothers Concrete Cutting (MBE Concrete Cutting) - \$50,000.</i>
5.	<i>Subcontractor names and subcontract amounts awarded to non-certified firms: S-2 Contractors Inc (Asphalt Paving) - \$200,000; Bravo Environmental (partial Sewer, Water & Storm Drain Work) - \$115,000; Insituform Technologies (partial Sewer, Water & Storm Drain Work) - \$90,000; Interstate Fencing (Fencing) - \$2,400; TFT Construction (Grinding) - \$7,100; UCMC Inc (partial Sewer, Water & Storm Drain Work) - \$10,000; and C-More Pipe Services (partial Sewer, Water & Storm Drain Work) - \$12,000.</i>
6.	<i>Divisions of Work retained by Prime: partial Hauling Services (Trucking); partial Sewer, Water & Storm Drain Work; Concrete Work; Clearing/Grubbing/Mowing/Brushing; Excavating; and Landscaping.</i>
7.	<i>Bids received from certified firms (not used): GI Trucks LLC (MBE Hauling Services (Trucking)) - \$85hr; Bent Enterprises (WBE Hauling Services (Trucking)) - \$85hr; Fly'n N Trucking (WBE Hauling Services (Trucking)) - \$65hr; Don Hines Trucking (WBE Hauling Services (Trucking)) - \$85hr; Eddy Excavation (MBE Hauling Services (Trucking)) - \$85hr; Renner Trucking & Excavating (WBE Hauling Services (Trucking)) - \$85hr; Oxbow Construction (WBE partial Sewer, Water & Storm Drain Work) - \$7,750; Chick of All Trades LLC (MBE Traffic Control Services – includes TPDT) - \$44.08hr; and Aangles Traffic Control (Traffic Control Services (Includes TPDT)) - \$44hr.</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.	Any special Good Faith Efforts undertaken by the Prime Contractor? Yes, prime contacted more than the required number of MWESB's in some DOW's; and also did GFE on Missed Opportunity – Fencing.
10.	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). K&R Plumbing Construction Co Inc. - \$2,793,188 (Forms 1-2); and Moore Excavation Inc - \$2,867,281 (Form 1).

Notes:

EEO Cert. Expires: 6/2/16
 COP License No.: 388018
 CCB License No.: 312

Issues: None

Clarifications: None

Summary of Emery & Sons Construction Inc.'s Good Faith Efforts:

NIGP	Division of Work	Required MW/ESB Contacts	# MW/ESBs Contacted	# Bids Received	# Bids Used
91395	ASPHALT PAVING	5	5	0	0
91382	CONCRETE CUTTING	5	7	1	1
98815	FENCING	0	4	0	0
96239	HAULING SERVICES (TRUCKING)	6	9	7	1
91345	SEWER, WATER & STORM DRAIN WORK	5	8	1	0
96884	TRAFFIC CONTROL SERVICES (INCLUDES TPDT)	5	8	3	1
Total		26	41	12	3

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.

Recommendation: Approval. The contractor is in compliance with the GFE specifications.

