



CITY OF PORTLAND

OFFICE OF MANAGEMENT AND FINANCE

Charlie Hales, Mayor
Fred Miller, Chief Administrative Officer
Bryant Enge, Director, Bureau of Internal Business Services

Christine Moody
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Procurement Services
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REGULAR CALENDAR

July 16, 2014

TO THE COUNCIL:

The Bureau of Transportation (PBOT) is responsible for operating the Streetcar, as well as for planning, funding, and design and construction of future extensions. This Project involves the demolition and construction of track and electrification system to realign the Streetcar track on SW Montgomery Street and SW 4th Avenue in a manner to improve traffic and Streetcar operations.

Ordinance Number 186320 passed by Council on November 6, 2013 authorized Procurement Services to use an alternative contracting method to select a CM/GC for the Portland Streetcar Southwest Montgomery Street Track Relocation Project. The Chief Procurement Officer advertised Request for Proposals (RFP) Number 116186 on January 17, 2014, for pre-construction services and construction of the Portland Streetcar Southwest Montgomery Street Track Relocation Project with a combined pre-construction and construction services estimate of \$3,700,000.00. PBOT rated the project estimate confidence level as Low at that time. On February 12, 2014 three (3) proposals were received. The proposals were reviewed, evaluated, and scored by a five (5)-member evaluation committee with representatives from PBOT and the Minority Evaluator Program. The evaluation committee selected Stacy and Witbeck, Inc. as the highest scoring proposer. Pre-Construction Services Contract Number 30003833, for a sum not to exceed Forty-Five Thousand, Three Hundred Eighty Dollars (\$45,380.00), was entered into with Stacy and Witbeck, Inc. effective March 17, 2014.

Stacy and Witbeck, Inc. and their subcontractors at all tiers have made a commitment of \$703,643.50 in utilization of certified minority, women and emerging small business (MWESB) subcontractors, material suppliers and manufacturers on this project; this represents 35.2% of the total contract value. Stacy and Witbeck, Inc. has agreed to implement the City's Workforce Training & Hiring Program requirements. The Minority, Women and Emerging Small Business Subcontractor and Supplier Plan and the Workforce Training and Hiring Program Plan from Stacy and Witbeck, Inc. are attached as Exhibits B and C to this Report.

Stacy and Witbeck, Inc. has a current City of Portland Business Tax Registration and their EEO Certification is current through October 10, 2015. The company is located in Portland, Oregon and is not a State Certified M/W/ESB Contractor. Stacy and Witbeck, Inc. is in Full Compliance with the Equal Benefits Program.

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.

Given the preceding, the Chief Procurement Officer is submitting this report and recommending that Procurement Services, on behalf of the Portland Bureau of Transportation (PBOT), be authorized to proceed with awarding a contract to Stacy and Witbeck, Inc. as Construction Manager/General Contractor (CM/GC) for construction of the Portland Streetcar Southwest Montgomery Street Track Relocation Project in the amount of \$1,998,187.00. The Guaranteed Maximum Price (GMP) from Stacy and Witbeck, Inc., dated June 16, 2014, is attached as Exhibit A to this Report.

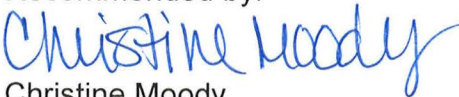
The Portland Streetcar Southwest Montgomery Street Track Relocation Project is funded through an ODOT grant, General Funds and PDC Funds.

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:



Christine Moody
Chief Procurement Officer

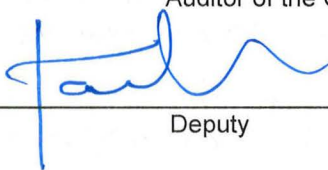
CM:kbm

Agenda No.

REPORT

Title

Accept Guaranteed Maximum Price of \$1,998,187.00 from Stacy and Witbeck, Inc. for the construction of the Portland Streetcar Southwest Montgomery Street Track Relocation Project (Procurement Report - RFP No. 116186)

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| INTRODUCED BY Commissioner/Auditor: Mayor Charlie Hales | CLERK USE: DATE FILED <u>JUL 11 2014</u> |
| COMMISSIONER APPROVAL Mayor—Finance and Administration - Hales Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Novick | LaVonne Griffin-Valade Auditor of the City of Portland By:  Deputy |
| BUREAU APPROVAL Bureau: OMF/BIBS/Procurement Services Bureau Head: Christine Moody <i>CM</i> Prepared by: K. Brenes-Morua Date Prepared: June 26, 2014 Financial Impact & Public Involvement Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/> | ACTION TAKEN: JUL 16 2014 ACCEPTED PREPARE CONTRACT |
| City Auditor Office Approval: required for Code Ordinances City Attorney Approval: required for contract, code, easement, franchise, charter, Comp Plan Council Meeting Date July 16, 2014 | |

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| AGENDA TIME CERTAIN <input type="checkbox"/> Start time: _____ Total amount of time needed: _____ (for presentation, testimony and discussion) CONSENT <input type="checkbox"/> REGULAR <input checked="" type="checkbox"/> Total amount of time needed: 15 min. (for presentation, testimony and discussion) |
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| FOUR-FIFTHS AGENDA | COMMISSIONERS VOTED AS FOLLOWS: | |
|--------------------|---------------------------------|-------------------------------------|
| | YEAS | NAYS |
| 1. Fritz | 1. Fritz | <input checked="" type="checkbox"/> |
| 2. Fish | 2. Fish | <input checked="" type="checkbox"/> |
| 3. Saltzman | 3. Saltzman | <input checked="" type="checkbox"/> |
| 4. Novick | 4. Novick | <input checked="" type="checkbox"/> |
| Hales | Hales | <input checked="" type="checkbox"/> |