



# CITY OF PORTLAND

OFFICE OF MANAGEMENT AND FINANCE

Charlie Hales, Mayor  
Fred Miller, Chief Administrative Officer  
Ken Rust, Director, Bureau of Revenue and Financial Services

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Chief Procurement Officer  
Procurement Services

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## REGULAR CALENDAR

March 9, 2016

### TO THE COUNCIL:

On November 5, 2015, Council approved Ordinance Number 187430 for Procurement Services to competitively solicit the Powell Sewer Rehabilitation – Phase 1 in accordance with PCC 5.34. The Chief Procurement Officer has advertised and received bids for Bid Number 00000176 on behalf of the Bureau of Environmental Services (BES), with a project construction estimate of \$10,800,000. BES rated the project estimate confidence level as High.

Bids were opened on January 5, 2016 and four (4) bids were received. The low bid from James W Fowler Co was found to be responsive to the solicitation requirements, thus it is recommended that James W Fowler Co bid be accepted at the estimated unit prices quoted for a total bid amount of \$9,145,000.00.

BES along with Procurement Services identified an aspirational goal for D/M/W/ESB subcontractor and supplier utilization at 20% of the hard construction costs for the project. The Divisions of Work identified by James W Fowler Co as being performed by D/M/W/ESB subcontractors for this project are:

Traffic Control	Concrete Cutting	Concrete Work	Hauling (partial)	Landscape
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In their bid, James W Fowler Co, LLC indicated their intent to self-perform the following Divisions of Work:

Hauling Services (Partial)	Excavating	Clear & Grub
Sewer, Water, & Storm	Site Clean-up	

There is \$1,614,638.00 (18%) D/M/W/ESB participation on this project as follows:

- DBE - \$ 1,610,355 performing Traffic Control, Concrete Cutting, Concrete Work and Hauling (partial).
- MBE - \$ 4,283 performing Landscape.

James W Fowler Co is located in Dallas, Oregon and is not a State Certified M/W/ESB Contractor. They have a current City of Portland Business Tax Registration and EEO Certification, and are 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.*

Funds are available for this project under WBS Element EI0475.

It is recommended that a Performance Bond and Payment Bond each at 100% of the contract amount be furnished by the Contractor. Further, 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 cursive script, appearing to read "Christine Moody / S. Jitar".

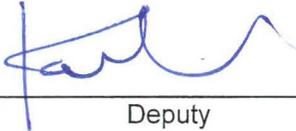
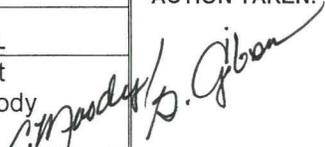
Christine Moody  
Chief Procurement Officer

CM:veh

Agenda No.  
**REPORT**  
Title

UC

Accept bid of James W Fowler Co, for Powell Sewer Rehabilitation – Phase 1 for \$9,145,000.00  
(Procurement Report – Bid No.00000176)

<p><b>INTRODUCED BY</b> Commissioner/Auditor: <b>Mayor Charlie Hales</b></p>	<p>CLERK USE: DATE FILED <u>MAR 01 2016</u></p>
<p><b>COMMISSIONER APPROVAL</b></p> <p>Mayor—Finance and Administration - Hales</p> <p>Position 1/Utilities - Fritz</p> <p>Position 2/Works - Fish</p> <p>Position 3/Affairs - Saltzman</p> <p>Position 4/Safety - Novick</p>	<p style="text-align: center;">Mary Hull Caballero Auditor of the City of Portland</p> <p>By:  _____ Deputy</p>
<p><b>BUREAU APPROVAL</b></p> <p>Bureau: BRFS/Procurement Bureau Head: Christine Moody</p> <p>Prepared by: Valentine Hellman Date Prepared: 02/17/2016</p>	<p><b>ACTION TAKEN:</b></p> <p></p> <p>MAR 09 2016 <b>ACCEPTED PREPARE CONTRACT</b></p>
<p>Impact Statement</p> <p>Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/></p> <p><b>City Auditor Office Approval:</b> required for Code Ordinances</p> <p><b>City Attorney Approval:</b> required for contract, code, easement, franchise, charter, Comp Plan</p> <p>Council Meeting Date March 9, 2016</p>	

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