



CITY OF PORTLAND, OREGON

OFFICE OF MANAGEMENT & FINANCE

Sam Adams, Mayor

Kenneth L. Rust, Chief Administrative Officer

Bureau of Purchases
Jeffrey B. Baer, Director
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Portland OR 97204
(503) 823-6855
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www.portlandonline.com/omf/purchasing

REGULAR CALENDAR

August 6, 2009

TO THE COUNCIL:

The Purchasing Agent has advertised and received bids for Bid Number 110679 for the SE Bybee Sewer Rehabilitation for the Bureau of Environmental Services, with a project construction estimate of \$2,600,000.00. The Bureau of Environmental Services rated the level of confidence as High.

Bids were opened on July 16, 2009, and Six (6) bids were received. The low bid of Dunn Construction, Inc. was deemed responsive to the requirements of the solicitation. It is recommended that the bid of Dunn Construction, Inc. be accepted at the unit price quoted in their bid for a total amount of \$1,678,400.00.

The Bureau of Environmental Services, along with the Bureau of Purchases, identified five (5) divisions of work (DOW) as potential subcontracting opportunities for this project, resulting in \$100,000.00 awarded to subcontractors.

The Divisions of Work identified were:

Asphalt Paving	Concrete Cutting	Concrete Work	Hauling Services (Trucking)	Traffic Control Services (Includes TPDT)
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In their bid Dunn Construction, Inc. indicated their intent to self-perform the following divisions of work:

Asphalt Paving	Concrete Work	Traffic Control Services (Includes TPDT)		
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M/W/ESB participation represents 100% or \$100,000.00 of the estimated subcontracting dollars.

- MBE - \$100,000.00 performing Concrete Cutting and Hauling Services (Trucking)

Dunn Construction, Inc. has a current City of Portland Business License and their EEO Certification is current through April 30, 2010. The company is located in Gresham, Oregon and is not a State Certified M/W/ESB Contractor.

Dunn Construction, Inc. is in Full Compliance with the Equal Benefits Program.

Funds are available for this project under WBS #E08892.C60.

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:

A handwritten signature in dark ink, appearing to read "Jeff Baer", followed by a large, stylized circular flourish or mark.

Jeff Baer
Purchasing Agent

JB: ked

BUREAU OF ENVIRONMENTAL SERVICES
M E M O R A N D U M
Engineering Services

DATE: July 27, 2009

TO: Kathleen Brenes-Morua, Bureau of Purchases and Stores

FROM: Nick Naval Jr., Construction Project Mgr. *ndjg.*
Colleen Harold, Design Project Mgr. *CH*

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

SUBJECT: Awarding Contract for: SE Bybee Sewer Rehabilitation
Bid No. 110679, Project No. E08892



We have reviewed the bids for this project.

The proposal from Dunn Construction shows a bid amount of \$1,678,400.00, which is 35.4% under the Engineer's Estimate of \$2,599,044.00 and is the apparent low bid.

We therefore recommend that the Bureau of Purchases and Stores accept the proposal from Dunn Construction, 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 503-823-7108 if you have any questions.

cc: Lloyd Stauning (Des. Mgr.)
John Houle (Sr. Eng.)
Josh Nault (Inspector II)
Jaime De La Garza
Scott Gibson
Bill Ryan (w/o attach.)
Dave Nunamaker
Harvey Lockett
Susan Wheaton
Materials Testing Laboratory
8892 File w/sup.docs

Attachment: Bid Tabs

GOOD FAITH EFFORT COMPLIANCE REPORT

Submission substantially complies with Good Faith Effort Requirements		YES	NO
Reviewed by:	Brenda Kern		
Date:	7-28-09		

PROJECT INFORMATION

PROJECT NAME & BUREAU	SE Bybee Sewer Rehabilitation (BES)
BID NUMBER	110679
PRE-BID DATE	7-1-09
BID OPEN DATE	7-16-09
BID AMOUNT	\$1,678,400
CONTRACTOR	Dunn Construction Inc

AT BID SUBMISSION

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

MWESB PARTICIPATION – Total Bid

PARTICIPATION TYPE	TOTAL \$	PERCENTAGE OF TOTAL BID AMOUNT
MBE	\$100,000	6%
WBE	\$0	0%
ESB	\$0	0%
Total MWESB Participation	\$100,000	Total bid – 6% Subcontract percentage – 100%

MWBE PARTICIPATION – Subcontracting (35% Aspirational goal)

TOTAL OF ALL SUBCONTRACTS (including non-certified firms)	TOTAL MBE & WBE SUBCONTRACTS	PERCENTAGE OF MWBE SUBCONTRACTS
\$100,000	\$100,000	100%

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; concrete cutting; Concrete work; Hauling Services (Trucking); 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</i>
4.	<i>Certified Subcontractors' name, Cert Type, and Subcontract amount used on the Project: Salt & Pepper Construction (MBE) - \$75,000; Brothers Concrete Cutting (MBE) - \$25,000.</i>
5.	<i>Subcontractor names and subcontract amounts awarded to non-certified firms: none</i>
6.	<i>Divisions of Work retained by Prime: Asphalt Paving; concrete work.</i>
7.	<i>Bids received from certified firms (not used): Renner Trucking (WBE) - \$75-105hr; Bent Enterprises (WBE trucking) - \$80-110; Sawcutters NW (ESB concrete cutting) – Unit pricing.</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.	<i>Any special Good Faith Efforts undertaken by the Prime Contractor? No.</i>
10.	<i>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). Emery & Sons Construction Inc - \$1,682,916 (Form 1); C&M Construction - \$1,803,517.90(Form 1); Nutter Corporation - \$2,068,625.22(Form 1); Tapani Underground Inc - \$1,887,383(no forms); K&R Plumbing Construction - \$2,088,136.80(Forms 1-2).</i>

NOTES:

EEO cert: 2/28/11

COP Lic: **In Compliance: Business License # 642420**

CCB Lic: 126351 Active (also Public Works Bond)

Clarifications: (Spoke to:)

1. none

Issues: none

Recommendation:

Approval. The prime is in compliance with the GFE Program Requirements.

- Bids Solicited – 12 in 2 DOW's
- Bids Received – 5 in 2 DOW's
- MWESB Bids Used - 2 in 2 DOW's
- OBE Bids Used - 0 in 0 DOW's

Comparatively, the next low bidder...had only \$24,525 of MWESB participation.

Level of effort:

x	High	Met the aspirational goal.
	Moderate	Exceeded the solicitation requirements and/or achieved some participation.
	Low	Met the minimal solicitation requirements but achieved NO participation.

Cc: Loretta Young – \$500k and above
Susan Wheaton – BES reports

Bid No. & BES Project No. 110679 / E08892.C60

Project Name: SE Bybee Sewer Rehabilitation

Date Bid Opened: July 16, 2009

Project Manager: Colleen Harold

Engineers Estimate: \$2,600,000.00

Item No	Description	Est. Quant	SKU	Dunn Construction Unit Price	Dunn Construction Extended	Emery & Sons Construction Unit Price	Emery & Sons Construction Extended	C & M Construction Inc Unit Price	C & M Construction Inc Extended	Tapani Underground Inc. Unit Price	Tapani Underground Inc. Extended	Nutter Corporation Unit Price	Nutter Corporation Extended	K & R Plumbing Constructio Unit Price	K & R Plumbing Constructio Extended
1	Mobilization	1	LS	\$85,000.00	\$85,000.00	\$167,000.00	\$167,000.00	\$121,000.00	\$121,000.00	\$180,000.00	\$180,000.00	\$200,000.00	\$200,000.00	\$73,000.00	\$73,000.00
2	Temporary Protection & Direction of Traffic	1	LS	\$8,000.00	\$8,000.00	\$15,000.00	\$15,000.00	\$29,000.00	\$29,000.00	\$25,000.00	\$25,000.00	\$10,000.00	\$10,000.00	\$4,000.00	\$4,000.00
3	Portable Changeable Message Signs	4	EA	\$2,000.00	\$8,000.00	\$5,000.00	\$20,000.00	\$5,300.00	\$21,200.00	\$2,700.00	\$10,800.00	\$3,000.00	\$12,000.00	\$1,500.00	\$6,000.00
4	Flaggers	1,920	HR	\$42.00	\$80,640.00	\$41.75	\$80,160.00	\$41.75	\$80,160.00	\$41.00	\$78,720.00	\$42.50	\$81,600.00	\$48.00	\$92,160.00
5	Erosion Control	1	LS	\$6,016.00	\$6,016.00	\$2,000.00	\$2,000.00	\$12,500.00	\$12,500.00	\$20,000.00	\$20,000.00	\$8,000.00	\$8,000.00	\$1,000.00	\$1,000.00
6	Inlet Protection	20	EA	\$80.00	\$1,600.00	\$60.00	\$1,200.00	\$75.00	\$1,500.00	\$80.00	\$1,600.00	\$50.00	\$1,000.00	\$45.00	\$900.00
7	HASP/ C/MDP WorkPlans	1	LS	\$2,000.00	\$2,000.00	\$5,000.00	\$5,000.00	\$1,000.00	\$1,000.00	\$1,200.00	\$1,200.00	\$1,000.22	\$1,000.22	\$2,500.00	\$2,500.00
8	Contaminated Media Disposal	1,042	TN	\$25.00	\$26,050.00	\$10.00	\$10,420.00	\$24.50	\$25,529.00	\$20.00	\$20,840.00	\$35.00	\$36,470.00	\$40.00	\$41,680.00
9	Removal of Railroad Track and Ties	96	LF	\$50.00	\$4,800.00	\$100.00	\$9,600.00	\$175.00	\$16,800.00	\$40.00	\$3,840.00	\$14.00	\$1,344.00	\$50.00	\$4,800.00
10	Removal of structures- Traffic Island	1	LS	\$2,000.00	\$2,000.00	\$2,500.00	\$2,500.00	\$2,000.00	\$2,000.00	\$1,100.00	\$1,100.00	\$2,000.00	\$2,000.00	\$1,800.00	\$1,800.00
11	Dewatering	1	LS	\$2,000.00	\$2,000.00	\$5,000.00	\$5,000.00	\$500.00	\$500.00	\$6,000.00	\$6,000.00	\$5,000.00	\$5,000.00	\$2,000.00	\$2,000.00
12	Trench Excavation, Common	9,574	CY	\$15.00	\$143,610.00	\$8.00	\$76,592.00	\$2.00	\$19,148.00	\$8.00	\$76,592.00	\$44.00	\$421,256.00	\$1.00	\$9,574.00
13	Trench Excavation, Rock	175	CY	\$50.00	\$8,750.00	\$100.00	\$17,500.00	\$25.00	\$4,375.00	\$50.00	\$8,750.00	\$105.00	\$18,375.00	\$10.00	\$1,750.00
14	Trench Backfill, Class B	7,413	CY	\$5.00	\$37,065.00	\$5.00	\$37,065.00	\$2.00	\$14,826.00	\$25.00	\$185,325.00	\$20.00	\$148,260.00	\$27.00	\$200,151.00
15	Engineered Shoring	1	LS	\$1,500.00	\$1,500.00	\$6,000.00	\$6,000.00	\$3,500.00	\$3,500.00	\$10,000.00	\$10,000.00	\$5,000.00	\$5,000.00	\$2,000.00	\$2,000.00
16	Pothole Excavation	29	EA	\$400.00	\$11,600.00	\$250.00	\$7,250.00	\$225.00	\$6,525.00	\$165.00	\$4,785.00	\$400.00	\$11,600.00	\$500.00	\$14,500.00
17	6" Pipe PVC ASTM D3034 SDR 35 Bedding Type: D	2,910	LF	\$60.00	\$174,600.00	\$56.00	\$162,960.00	\$90.00	\$261,900.00	\$71.00	\$206,610.00	\$32.00	\$93,120.00	\$13.00	\$37,830.00
18	10" Pipe HDPE ASTM F714 DR 26 Bedding Type: D	1,125	LF	\$45.00	\$50,625.00	\$43.00	\$48,375.00	\$76.00	\$85,500.00	\$66.00	\$74,250.00	\$43.00	\$48,375.00	\$100.00	\$112,500.00
19	12" Extra Strength, Pipe VCP ASTM C700 Bedding Type: B	6,208	LF	\$70.00	\$434,560.00	\$67.00	\$415,936.00	\$98.50	\$611,488.00	\$74.00	\$459,392.00	\$52.00	\$322,816.00	\$96.50	\$599,072.00
20	12" Extra Strength, Pipe VCP ASTM C700 Yard Stock	1	Pallet	\$2,000.00	\$2,000.00	\$2,400.00	\$2,400.00	\$1,800.00	\$1,800.00	\$2,100.00	\$2,100.00	\$2,250.00	\$2,250.00	\$2,000.00	\$2,000.00
21	Field Fabricated Connection	204	EA	\$250.00	\$51,000.00	\$200.00	\$40,800.00	\$125.00	\$25,500.00	\$85.00	\$17,340.00	\$275.00	\$56,100.00	\$970.00	\$197,880.00
22	Television Inspection (Precons. / Postcon.)	12,416	LF	\$4.00	\$49,664.00	\$3.00	\$37,248.00	\$0.90	\$11,174.40	\$1.50	\$18,624.00	\$1.50	\$18,624.00	\$7.80	\$96,844.80
23	Concrete Manholes, 48 inch, 0-8 Ft Depth	31	EA	\$2,600.00	\$80,600.00	\$4,000.00	\$124,000.00	\$2,700.00	\$83,700.00	\$2,700.00	\$83,700.00	\$2,800.00	\$86,800.00	\$4,000.00	\$124,000.00
24	Concrete Manholes, 48 inch, Deeper than 8 Ft.	97	LF	\$200.00	\$19,400.00	\$200.00	\$19,400.00	\$110.00	\$10,670.00	\$200.00	\$19,400.00	\$125.00	\$12,125.00	\$130.00	\$12,610.00
25	Concrete Inlets, Type: Single	39	EA	\$1,200.00	\$46,800.00	\$900.00	\$35,100.00	\$1,250.00	\$48,750.00	\$1,800.00	\$70,200.00	\$1,100.00	\$42,900.00	\$950.00	\$37,050.00
26	Filling Abandoned Manhole	2	EA	\$1,000.00	\$2,000.00	\$600.00	\$1,200.00	\$250.00	\$500.00	\$1,300.00	\$2,600.00	\$650.00	\$1,300.00	\$1,200.00	\$2,400.00
27	Reconstruct Manhole Base / Rechanneling	5	EA	\$1,000.00	\$5,000.00	\$1,000.00	\$5,000.00	\$1,000.00	\$5,000.00	\$750.00	\$3,750.00	\$1,200.00	\$6,000.00	\$800.00	\$4,000.00
28	Connect to Existing Structure	12	EA	\$1,000.00	\$12,000.00	\$300.00	\$3,600.00	\$600.00	\$7,200.00	\$1,400.00	\$16,800.00	\$550.00	\$6,600.00	\$800.00	\$9,600.00
29	Existing Pipe Connection to new manhole	5	EA	\$1,500.00	\$7,500.00	\$2,000.00	\$10,000.00	\$375.00	\$1,875.00	\$775.00	\$3,875.00	\$600.00	\$3,000.00	\$750.00	\$3,750.00
30	Replace Manhole Steps	65	EA	\$100.00	\$6,500.00	\$30.00	\$1,950.00	\$95.00	\$6,175.00	\$60.00	\$3,900.00	\$42.00	\$2,730.00	\$35.00	\$2,275.00
31	Diversion of Flow	1	LS	\$7,500.00	\$7,500.00	\$4,000.00	\$4,000.00	\$6,000.00	\$6,000.00	\$15,000.00	\$15,000.00	\$12,000.00	\$12,000.00	\$6,500.00	\$6,500.00
32	Trench Resurfacing Temporary, MHMAC, 2" Thick	3,000	SY	\$8.00	\$24,000.00	\$9.00	\$27,000.00	\$9.10	\$27,300.00	\$13.00	\$39,000.00	\$17.00	\$51,000.00	\$12.00	\$36,000.00
33	Trench Resurfacing, w/o base, MHMAC, 4" thick	2,720	SY	\$34.00	\$92,480.00	\$22.00	\$59,840.00	\$40.00	\$108,800.00	\$27.00	\$73,440.00	\$37.00	\$100,640.00	\$45.00	\$122,400.00

Bid No. & BES Project No. 110679 / E08892.C60

Project Name: SE Bybee Sewer Rehabilitation

Date Bid Opened: July 16, 2009

Project Manager: Colleen Harold

Engineers Estimate: \$2,600,000.00

Item No	Description	Est.		Dunn Construction		Emery & Sons Construction		C & M Construction Inc		Tapani Underground Inc.		Nutter Corporation		K & R Plumbing Constructio	
		Quant	SKU	Unit Price	Extended	Unit Price	Extended	Unit Price	Extended	Unit Price	Extended	Unit Price	Extended	Unit Price	Extended
34	Trench Resurfacing w/o Base, MHMAC, 6" Thick	840	SY	\$51.00	\$42,840.00	\$33.00	\$27,720.00	\$49.00	\$41,160.00	\$40.00	\$33,600.00	\$51.00	\$42,840.00	\$49.00	\$41,160.00
35	Trench Resurfacing, PCC, 7" Thick	2,700	SY	\$40.00	\$108,000.00	\$60.00	\$162,000.00	\$22.50	\$60,750.00	\$25.00	\$67,500.00	\$54.00	\$145,800.00	\$50.00	\$135,000.00
36	Aggregate Base (8" thick)	675	CY	\$20.00	\$13,500.00	\$16.00	\$10,800.00	\$30.00	\$20,250.00	\$38.00	\$25,650.00	\$50.00	\$33,750.00	\$30.00	\$20,250.00
37	Traffic Island at SE Bybee & SE 37th.	1	LS	\$3,200.00	\$3,200.00	\$5,000.00	\$5,000.00	\$4,600.00	\$4,600.00	\$3,800.00	\$3,800.00	\$4,500.00	\$4,500.00	\$5,000.00	\$5,000.00
38	Concrete sidewalks 4" Thick	250	SF	\$16.00	\$4,000.00	\$10.00	\$2,500.00	\$12.25	\$3,062.50	\$6.00	\$1,500.00	\$9.00	\$2,250.00	\$12.00	\$3,000.00
39	Concrete curb & gutter	600	LF	\$20.00	\$12,000.00	\$23.00	\$13,800.00	\$18.00	\$10,800.00	\$18.00	\$10,800.00	\$17.00	\$10,200.00	\$32.00	\$19,200.00
Total					\$1,678,400.00		\$1,682,916.00		\$1,803,517.90		\$1,887,383.00		\$2,068,625.22		\$2,088,136.80
Bid Surety				Yes	BB	Yes	BB	Yes	BB	Yes	BB	Yes	BB	Yes	BB
Contractor Board License No.					126351		312		64507		63434		87697		3294

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Agenda No.
REPORT
Title

Accept bid of Dunn Construction, Inc. for the SE Bybee Sewer Rehabilitation for \$1,678,400.00
(Purchasing Report - Bid No. 110679)

<p style="text-align: center;">INTRODUCED BY</p> <p>Mayor Sam Adams</p> <hr/> <p style="text-align: center;">NOTED BY COMMISSIONER</p> <p>Mayor—Finance and Administration </p> <p>Position 1—Utilities</p> <p>Position 2—Works</p> <p>Position 3—Affairs</p> <p>Position 4—Safety</p> <hr/> <p style="text-align: center;">BUREAU APPROVAL</p> <p>Bureau: Purchases</p> <p>Prepared by: Kelly Davis Date Prepared: July 29, 2009</p> <p>Financial Impact Statement <input checked="" type="checkbox"/> Completed <input type="checkbox"/> Amends Budget <input type="checkbox"/> Not Required</p> <p>Council Meeting Date August 12, 2009</p> <p>Bureau Head: Jeff Baer, Director, Bureau of Purchases</p>	<p>CLERK USE: DATE FILED AUG 07 2009</p> <hr/> <p style="text-align: right;">LaVonne Griffin-Valade Auditor of the City of Portland</p> <p>By: Deputy</p> <p>ACTION TAKEN:</p> <p style="font-size: 1.2em; font-weight: bold;">AUG 12 2009 ACCEPTED PREPARE CONTRACT</p>
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AGENDA		FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
Consent	Regular X			YEAS	NAYS
		1. Fritz	1. Fritz	✓	
NOTED BY		2. Fish	2. Fish	✓	
City Attorney		3. Saltzman	3. Saltzman	✓	
		4. Leonard	4. Leonard	✓	
		Adams	Adams	✓	