March 25, 2020

TO THE COUNCIL:

On July 31, 2019, Council approved Ordinance Number 189621 for Procurement Services to competitively solicit the Flanders Crossing Active Transportation Bridge Project in accordance with PCC 5.34. The Chief Procurement Officer has advertised and received bids for Bid Number 00001377 on behalf of Portland Bureau of Transportation (PBOT), with a project construction estimate of $5,500,000. PBOT rated the project estimate confidence level as Moderate.

Procurement Services recommends that Council accept this Report and authorize the Chief Procurement Officer to execute the contract with Wildish Standard Paving Co. in the amount of $6,311,692.24.

Bids were opened on January 14, 2020, and four (4) bids were received. The lowest responsive bid is from Wildish Standard Paving Co., thus it is recommended that their bid be accepted at the estimated unit prices quoted for a total bid amount of $6,311,692.24, which is 14.8% over the engineer’s estimate.

PBOT and Procurement Services identified an aspirational goal for COBID Certified subcontractor and supplier utilization at 20% of the hard construction costs for the project. Wildish Standard Paving Co. has identified the following COBID Certified firms as participating companies:

- 68.94% Self-performed by Wildish Standard Paving Co.
- 14.68% Certified COBID subcontractors
- 16.38% Non-Certified subcontractors

<table>
<thead>
<tr>
<th>Subcontractor</th>
<th>Certification</th>
<th>Area of Work</th>
<th>Ownership</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alliance Geomatics, LLC</td>
<td>DMBE</td>
<td>Survey</td>
<td>Asian Pacific/Male</td>
<td>$74,800</td>
</tr>
<tr>
<td>A+ Flagging, Inc.</td>
<td>DMWBE/ESB</td>
<td>Flagging/Traffic Control</td>
<td>Hispanic/Female</td>
<td>$33,090</td>
</tr>
<tr>
<td>Anderson Erosion Control Inc.</td>
<td>DWBE</td>
<td>Landscaping Services</td>
<td>Caucasian/Female</td>
<td>$1,800</td>
</tr>
<tr>
<td>Brothers Concrete Cutting, Inc.</td>
<td>MBE</td>
<td>Concrete Breaking/Cutting</td>
<td>Native American/Male</td>
<td>$17,746</td>
</tr>
</tbody>
</table>

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.
Wildish Standard Paving Co. acting as the prime contractor intends to contract with the State COBID Certified firms as listed above and intends to contract with the following non-certified firms listed below:

<table>
<thead>
<tr>
<th>Subcontractor</th>
<th>Area of Work</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Apply-A-Line LLC</td>
<td>Striping</td>
<td>$84,567</td>
</tr>
<tr>
<td>Inland Crane, Inc.</td>
<td>Crane</td>
<td>$235,935</td>
</tr>
<tr>
<td>Northeast Electric LLC</td>
<td>Electric</td>
<td>$685,300</td>
</tr>
<tr>
<td>Willamette Valley Steel, Inc.</td>
<td>Rebar Install</td>
<td>$27,709</td>
</tr>
</tbody>
</table>

Wildish Standard Paving Co. is located in Eugene, Oregon, and is not a State COBID Certified Contractor. They have a current City of Portland Business Tax Registration and are full compliance with all of the City’s contracting requirements.

PBOT has funds budgeted in FY 2019/2020 and proposed FY 2020/2021 for construction, inspection and management of the project.

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:

Lester Spitler
Chief Procurement Officer

LS: rab
Title: Accept bid of Wildish Standard Paving Co. for the Flanders Crossing Active Transportation Bridge Project for $6,311,692 (Procurement Report - Bid No.00001377)

AGENDA TYPE

Consent  ☐
Regular  ☑
Time Certain  ☐

Total amount of time needed for presentation, testimony and discussion (Regular and Time Certain Only): 10 Minutes

INTRODUCED BY: Mayor Wheeler

COMMISSIONER / AUDITOR APPROVAL
Mayor - Finance & Admin. - Wheeler
Position 1/ Utilities - Fritz
Position 2/ Works - Vacant
Position 3/ Affairs - Hardesty
Position 4/ Safety - Eudaly
City Auditor - Hull Caballero

1) Is a completed Impact Statement attached? ☑ Yes

BUREAU APPROVALS
Bureau: OMF/CAO
OMF/CAO: Tom Rinehart
Bureau Approval: Thomas Lannom

Prepared By: Rachel Beane
Date Prepared: February 20, 2020

2) Does the item amend the budget? ☑ Yes ☐ No
If yes, Budget Office Approval

3) Is the item a Code ordinance? ☐ Yes  ☑ No
If yes, Auditor Office Approval

4) Is this item a contract (current or future), code, easement, franchise, comp plan or Charter? ☑ Yes ☐ No
If yes, Attorney Office Approval

5) Is item a Portland Policy Document or Administrative Rule? ☑ Yes ☐ No

5b) If yes, is the City Policy/Admin Rule directive in the ordinance or resolution? ☐ Yes ☐ No

ACTION TAKEN:

CLERK USE: DATE FILED 3/17/20

Mary Hull Caballero
Auditor of the City of Portland

By: Keelan McClymont
Deputy

FOUR-FIFTHS AGENDA

COMMISSIONERS VOTED AS FOLLOWS:

<table>
<thead>
<tr>
<th>Item</th>
<th>YEAS</th>
<th>NAYS</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Fritz</td>
<td>✔</td>
<td></td>
</tr>
<tr>
<td>2. Vacant</td>
<td>✔</td>
<td></td>
</tr>
<tr>
<td>3. Hardesty</td>
<td>✔</td>
<td></td>
</tr>
<tr>
<td>4. Eudaly</td>
<td>✔</td>
<td></td>
</tr>
<tr>
<td>Wheeler</td>
<td>✔</td>
<td></td>
</tr>
</tbody>
</table>
IMPACT STATEMENT

Legislation title: Accept bid of Wildish Standard Paving Co. for the Flanders Crossing Active Transportation Bridge Project for $6,311,692. (Procurement Report – Bid No. 00001377)

Contact name: Lester Spitler, Chief Procurement Officer
Contact phone: (503) 823-1095
Presenter name: Lester Spitler, Chief Procurement Officer

Purpose of proposed legislation and background information:

The purpose of this legislation is to authorize the Chief Procurement Officer to execute a construction contract for the Flanders Crossing Active Transportation Bridge Project for $6,311,692.24.

PBOT needs to construct a new bicycle and pedestrian overcrossing of Interstate 405 at NW Flanders Street.

Ordinance No. 189621 was approved by City Council on July 31, 2019 authorizing the Chief Procurement Officer to issue a competitive solicitation for the Flanders Crossing Active Transportation Bridge Project. The construction cost based on bids received is $6,311,692.24.

Financial and budgetary impacts:

The engineer’s estimate for this project was $5,500,000 and the confidence level was moderate. Based on bids received PBOT anticipates the construction contract cost to be $6,311,692.24 which is 14.8% over the engineer’s estimate.

Funding for this Project is included in the PBOT FY 2019/2020 and proposed FY 2020/2021 for construction, inspection and management of the project.

The purposed legislation will not create, eliminate or re-classify any positions now or in the future.

Community impacts and community involvement:

The construction contracting community, including contractors certified with the State of Oregon as minority, women, and emerging small businesses became involved when the Chief Procurement Officer advertised and publicly noticed the project on the City’s Online Procurement System on December 2, 2019. A public notice was also posted in the Business Tribune on December 6, 2019.

Potential bidders were able to review the competitive solicitation, ask questions, provide comments and submit a bid in response to the Invitation to Bid (ITB). Bids received resulted
in the award of the construction contract. Procurement Services managed the procurement process. No protests were received.

No known persons or groups will be testifying.

No future public involvement is anticipated or necessary for this request.

100% Renewable Goal:

This action neither increases nor decreases the City’s total energy use. This action neither increases nor decreases the City’s renewable energy use.

Budgetary Impact Worksheet

Does this action change appropriations?

☐ YES: Please complete the information below.

☒ NO: Skip this section

<table>
<thead>
<tr>
<th>Fund</th>
<th>Fund Center</th>
<th>Commitment Item</th>
<th>Functional Area</th>
<th>Funded Program</th>
<th>Grant</th>
<th>Sponsored Program</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>