

Agenda No. 310

REPORT

Accept bid of Ballard Marine and Construction, LLC for the Columbia Boulevard Wastewater Treatment Plant Outfall Diffuser Improvements Project for \$2,599,975 (Procurement Report - Bid No. 00001604)

TO THE COUNCIL:

On February 3, 2021, Council approved Ordinance Number 190285 for Procurement Services to competitively solicit the Columbia Boulevard Wastewater Treatment Plant (CBWTP) Outfall Diffuser Improvements Project in accordance with PCC 5.34. The Chief Procurement Officer has advertised and received bids for Bid Number 00001604 on behalf of Bureau of Environmental Services (BES), with a project construction estimate of \$5,500,000. BES rated the project estimate confidence level as High.

Bids were opened on March 16, 2021, and three (3) bids were received. The lowest responsive bid is from Ballard Marine and Construction, LLC, thus it is recommended that their bid be accepted at the estimated unit price quoted for a total bid amount of \$2,599,975, which is 47.27% under the engineer's estimate.

The City's equity in contracting aspirational goal of 20% of the hard construction costs for subcontractor and supplier utilization of firms certified by the State's Certification Office for Business Inclusion and Diversity (COBID) applies to this project. **Ballard Marine and Construction, LLC has committed to subcontract 7.13% to COBID Certified firms as follows:**

Introduced by

Mayor Ted Wheeler

Bureau

Management and Finance

Prepared by

Mahn Saechao

Date Prepared

March 23, 2021

Requested Council Date

May 5, 2021

Requested Agenda Type

Regular 15 minutes

Date Filed with Clerk

April 27, 2021

Subcontractor	Certification	Area of Work	Ownership	Amount
LCP, LLC	WBE/ESB	Environmental Control	Caucasian/ Woman	\$166,100
Rush Locates, LLC	ESB	Land Based Utility Locator	Caucasian/ Male	\$1,200
S&F Land Services, LLC	ESB	Land Survey	Caucasian/ Male	\$3,500
Solmar Hydro, Inc.	ESB	Graphic Survey of Outfall Grade	Caucasian/ Male	\$14,500
Total				\$185,300

Ballard Marine and Construction, LLC acting as the prime contractor intends to self-perform 62.25% of the work and to subcontract 30.62% to the following non-certified firm:

Subcontractor	Area of Work	Amount
Bigfoot Pipe & Piling	Supplying 8' diameter steel pipe sections	\$31,680
HD Fowler Company, Inc.	HDPE Risers, flanges, etc.	\$314,140
JT Marine, Inc.	Barge and crane rental	\$365,000
River City Environmental, Inc.	Hauling contaminated soil	\$8,700
United Rental	Specialty Dredge Spoils Containment	\$76,600
Total		\$796,120

Ballard Marine and Construction, LLC is located in Washougal, WA, and is not a State COBID Certified Contractor. They have a current City of Portland Business Tax Registration and are in full compliance with all of the City's contracting requirements.

Bureau of Environmental Services (BES) has Sewer System Operating Fund, FY 2020-21 Budget, Bureau of Environmental Services 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.

Procurement Services recommends that Council accept this Report and authorize the Chief Procurement Officer to execute the contract with Ballard Marine and Construction, LLC.

Recommended by:

Kathleen Brenes-Morúa

Interim Chief Procurement Officer

KBM: mss

Action Taken:

Commissioners voted as follows (Yea or Nay)

Rubio -

Ryan -

Hardesty -

Mapps -

Wheeler -

IMPACT STATEMENT

Legislation title: Accept bid of Ballard Marine and Construction, LLC for the Columbia Boulevard Wastewater Treatment Plant Outfall Diffuser Improvements Project for \$2,599,975 (Procurement Report - Bid No. 00001604)

Contact name: Kathleen Brenes-Morúa, Interim Chief Procurement Officer

Contact phone: 503-823-2506

Presenter name: Kathleen Brenes-Morúa, Interim 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 Columbia Boulevard Wastewater Treatment Plant (CBWTP) Outfall Diffuser Improvements Project for \$2,599,975.

The project involves construction improvements to the Columbia Boulevard Wastewater Treatment Plant (CBWTP) outfall pipes to restore full discharge function and capacity of the treated effluent disposal system.

Ordinance No. 190285 was approved by City Council on February 3, 2021 authorizing the Chief Procurement Officer to issue a competitive solicitation for the CBWTP Outfall Diffuser Improvements Project on behalf of Bureau of Environmental Services (BES). The construction cost based on bids received is \$2,599,975.

No revenues will be impacted by this legislation.

This legislation does not change existing City policy.

Financial and budgetary impacts:

The engineer's estimate range was \$5,500,000 and the confidence level was high. Based on bids received, the Bureau of Environmental Services (BES) anticipates the construction contract cost to be \$2,599,975, which is 47.27% under the engineer's estimate.

Funds are available in Sewer System Operating Fund, FY 2020-21 Budget, BES E06923.

No present positions will be created, eliminated or re-classified as a result of this legislation.

Community impacts and community involvement:

The construction contracting community, including contractors certified with the State of Oregon as Disadvantaged, Minority, Women, and Emerging Small Businesses or Serviced Disabled Veteran Businesses became involved when the Chief Procurement Officer advertised and publicly noticed the project on the City's Online Procurement System on February 3, 2021.

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.

We do not anticipate any person or group will be testifying.

Budgetary Impact Worksheet

Does this action change appropriations?

- YES: Please complete the information below.
- NO: Skip this section

Fund	Fund Center	Commitment Item	Functional Area	Funded Program	Grant	Sponsored Program	Amount