

BEFORE THE CONTRACT REVIEW BOARD OF THE  
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF AUTHORIZING ) RESOLUTION NO. 90-1273  
EXECUTION OF A CONTRACT FOR )  
FOR THE CCTV SYSTEM FOR THE OREGON ) Introduced by Rena Cusma  
CONVENTION CENTER TO OTHER )  
THAN THE APPARENT LOW BIDDER )

WHEREAS, bids for the CCTV (security) System for the Oregon Convention Center; were received by Metro on Friday, May 11, 1990; and

WHEREAS, a bid of \$59,993.00 was received from National Guardian Security Services Corporation (National), making National the apparent low bidder; and

WHEREAS, a bid of \$73,692.00 was received from Entrance Controls, making Entrance the second low apparent bidder; and

WHEREAS, National included with their bid a letter conditioning the National bid on agreement by Metro of several modifications to the contract specifications; and

WHEREAS, upon review of the stipulated modifications, Metro's Office of General Council has determined that the stipulated modifications are unacceptable to Metro and is therefore deemed non-responsive; and

WHEREAS, the Executive Officer has recommended that the National bid be rejected for lack of responsiveness, and recommends that the award of the contract for CCTV system be made to Entrance Controls as the lowest responsive bidder; and

WHEREAS, Section 2.04.044 (e) of the Metro Code requires prior approval of the Contract Review Board to any but the apparent low bidder; now, therefore,

BE IT RESOLVED,

That the Contract Review Board of the Metropolitan Service District hereby approves the award of CCTV System contract for the Oregon Convention Center to Entrance Control.

ADOPTED by the Contract Review Board of the Metropolitan Service District this 28th day of June, 1990.

A handwritten signature in black ink, appearing to read 'Tanya Collier', written over a horizontal line.

Tanya Collier  
Presiding Officer

CONVENTION & VISITOR FACILITIES  
COMMITTEE REPORT

RESOLUTION NO. 90-1273, FOR THE PURPOSE OF AUTHORIZING  
EXECUTION OF A CONTRACT FOR THE CCTV SYSTEM FOR THE  
OREGON CONVENTION CENTER TO OTHER THAN THE APPARENT LOW  
BIDDER

Date: June 20, 1990

Presented by: Councilor Knowles

COMMITTEE RECOMMENDATION: The Convention and Visitor Facilities  
Committee voted 4 to 0 to recommend Council adoption of  
Resolution No. 90-1273. Voting: Councilors Knowles, Buchanan,  
McFarland and Van Bergen. Absent: Councilor Hansen. This  
action was taken June 12, 1990.

COMMITTEE DISCUSSION/ISSUES: A staff report was presented by  
Neil McFarlane, Convention Center Project Operations Manager. He  
reported that three bids were received for a closed circuit  
security system at the Oregon Convention Center. The apparent  
low bidder was National Guardian Security Services Corporation  
(National). An examination of the bids, however, disclosed a  
letter from National which conditioned their bid to the  
acceptance by Metro of certain modifications to the contract  
which was included in the Request for Bids (RFB). The letter  
stated that if agreement could not be reached between Metro and  
National, the bid would be null and void and would be withdrawn  
from consideration.

Project staff has recommended the rejection of the National bid  
due to its non-responsiveness to the RFB and has recommended  
award of the contract to Entrance Control as the lowest  
responsive bidder. The bids were as follows:

G.B. Manchester	\$122,646
Entrance Controls	\$ 73,692
National Guardian	\$ 59,993

There were no issues raised and the Committee voted unanimously  
to recommend Council adoption of Resolution No. 90-1273.

DK:RB:aeb  
A:\90-1273.RPT

STAFF REPORT

CONSIDERATION OF RESOLUTION 90-1273 FOR THE PURPOSES OF  
AUTHORIZING THE EXECUTION OF A CONTRACT FOR THE CCTV  
SYSTEM AT THE OREGON CONVENTION CENTER TO OTHER  
THAN THE APPARENT LOW BIDDER

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Date: June 1, 1990

Presented by: Berit Younie

Project staff have received and opened bids on Friday, May 11, 1990 for the closed circuit (CCTV) Security System which is to be installed at the Convention Center. A total of three bids were received (see attached bid results) with the apparent low bidder being National Guardian Security Services Corporation (National).

Detailed examination of the bids received disclosed the inclusion by National of a letter with their bid which conditioned the bid to the acceptance by Metro of certain modifications to the contract which was included in the Request for Bids (RFB). The letter stated that if agreement could not be reached between Metro and National, the bid " .... will be deemed null and void and the same shall be withdrawn from consideration ...." Neither of the remaining two bids included any form of deviation from the RFB.

Project staff worked with the Office of General Council and determined that the requested modifications were unacceptable to Metro. As such, Project Staff have recommended the rejection of the National bid due to its non-responsiveness to the RFB.

Project Staff concluded that the Entrance Control bid included all required documentation such as D/WBE Compliance Form and bid security and was, therefore, deemed responsive. As such, Project Staff issued a conditional award of the CCTV System contract to Entrance Controls as the lowest responsive bidder.

Within the time limits prescribed, National filed an appeal of the conditional award to Entrance Controls. Upon review of the bid appeal and the bids received, the Executive Officer rejected the National bid appeal by letter dated May 23, 1990. Metro Code allows a party filing a bid appeal five working days from the postmark of the Executive Officer's rejection to preserve the bid appeal by filing an appeal with the Contract Review Board. In the instant situation, National had until May 31st to file a timely appeal with the Contract Review Board. To date no such appeal has been filed.

**Recommendation:**

The Executive Officer recommends approval by the Contract Review Board, as required by Metro Code Section 2.04.044 (e), of the award of the CCTV System for the Oregon Convention Center to Entrance Controls as the lowest responsive bidder.

BID RESULTS  
OREGON CONVENTION CENTER  
CCTV SYSTEM

May, 11, 1990

<u>BIDDER</u>	<u>BID AMT.</u>
G. B. Manchester	\$122,646.00
Entrance Controls	\$73,692.00
National Guardian	\$59,993.00