

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF AUTHORIZING THE	)	RESOLUTION NO. 95-2106
EXECUTIVE OFFICER TO ENTER INTO A	)	
CONTRACT WITH L & H GRADING, INC. FOR	)	
WORK ASSOCIATED WITH THE CLOSURE OF	)	Introduced by Mike Burton,
SUB-AREAS 4 & 5 OF THE ST. JOHNS LANDFILL	)	Executive Officer

WHEREAS, It is in the public interest that the St. Johns Landfill closure process move forward in an expeditious manner; and

WHEREAS, Work associated with and including the construction of an improved multi-layered cover system, gas collection system and storm water collection system on Sub-Areas 4 & 5 will advance the closure process; and

WHEREAS, On December 14, 1994 the Metro Council authorized issuance of a Request for Bids for the above listed work; and

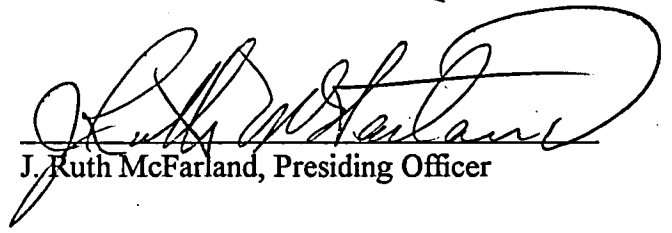
WHEREAS, L & H Grading, Inc. has been determined to be the lowest responsive, responsible bidder after an open competitive bid process; and

WHEREAS, The award is conditioned upon the receipt of Performance and Payment Bonds and all other bid document submittal requirements; and

WHEREAS, This resolution, authorizing the Executive Officer to enter into a contract with L & H Grading, Inc. was submitted to the Executive Officer for consideration and was forwarded to the Metro Council for approval; now therefore,

BE IT RESOLVED, That the Metro Council authorizes the Executive Officer to enter into a contract with L & H Grading, Inc. in the amount of \$7,008,620 for work associated with the Closure of Sub-Areas 4 & 5 of the St. Johns Landfill.

ADOPTED by the Metro Council this 16 day of March, 1995.



J. Ruth McFarland, Presiding Officer

## STAFF REPORT

IN CONSIDERATION OF RESOLUTION NO. 95-2106 FOR THE PURPOSE OF AUTHORIZING THE EXECUTIVE OFFICER TO ENTER INTO A CONTRACT WITH L & H GRADING, INC. FOR WORK ASSOCIATED WITH THE ST. JOHNS LANDFILL CLOSURE OF SUB-AREAS 4 & 5.

Date: February 16, 1995

Presented by: Jim Watkins

### PROPOSED ACTION

Adopt Resolution No. 95-2106 to authorize the Executive Officer to execute a contract with L & H Grading, Inc., the lowest responsive, responsible bidder for work associated with the St. Johns Landfill Closure of Sub-Areas 4 & 5. The Contract is recommended for award conditioned upon receipt of Performance and Payment Bonds, Insurance Certificates, and other bid document submittal requirements, which are required after Council approval.

### FACTUAL BACKGROUND AND ANALYSIS

The primary method to control ground water and surface water contamination from St. Johns Landfill is to construct an impervious cap over the existing solid waste. Metro has solicited bids to construct an improved, multi-layered cover system and associated landfill gas and stormwater systems in a 69 acre portion of the landfill during 1995 and 1996. Construction of this cover system is the last phase of construction for the entire landfill.

Following Council approval, a Request for Bids was issued on December 14, 1994. Advertisements were published in Portland newspapers and sent to a list of potentially interested parties. A prebid conference was held on January 6, 1995. The purpose of this conference was to present highlights of the project, review Metro requirements and to receive questions from interested parties. Representatives from approximately 34 businesses (including 16 MBE and WBE) attended the prebid conference.

Only one addendum to the Request for Bids document was issued. The items in this addendum did not materially change the Bidding Documents.

Five bid submittals were accepted and opened during a public bid opening on January 27, 1995. The Bidders are listed below with the total prices as received at the bid opening.

ORGANIZATION	PRICE
Tri-State Construction	\$ 6,755,550
L & H Grading, Inc.	7,008,620
Wilder Construction Co.	7,093,705
John L. Jersey & Son, Inc.	7,177,221
Kiewit Pacific Co.	7,275,280

The bid submitted by Tri-State Construction was deemed non-responsive because it contained prices which were obviously unbalanced. This bid was therefore rejected.

Staff then reviewed the bid submitted by L & H Grading and have determined it to be the lowest, responsive, responsible bid. Staff has reviewed the references of L & H Grading, Inc. and has determined that they meet the requirements for experience and have the ability to perform the work as described in the Instructions to Bidders. The firm successfully completed closure of subarea #1 of the St. Johns Landfill.

L & H Grading, Inc. has meet the requirements of the Metro Minority and Women Owned Business Program for good faith efforts. They will subcontract about 4.4 percent of the work to MBE and about 11 percent of the work to WBE firms.

Applying a bid preference for recycled product would not have changed the low, responsive, responsible bidder.

#### BUDGET IMPACT

It is expected that this work will begin in April 1995 and continue into the fall of 1996. In the FY 1994-95 budget, \$2,000,000 is allocated for work to be performed up to June 30, 1995. The FY 1995-96 and 1996-97 budget appropriations will be determined by the Metro Council..

#### EXECUTIVE OFFICER RECOMMENDATION

The Executive Officer recommends that a contract be awarded to L & H Grading, Inc.

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