

METROPOLITAN EXPOSITION-RECREATION COMMISSION

Resolution No. 02-24

For the purpose of repealing Resolution No. 02-19, in which the Commission accepted Precision Construction Company as the lowest responsive and responsible Bidder for the Oregon Convention Center Concessions "B" Remodel Project, and for the purpose of ratifying the re-issuance of the Request For Bids for the project, accepting Precision Construction Company as the lowest responsive and responsible bidder, and authorizing the MERC General Manager to execute a Contract for that Project.

WHEREAS, in Resolution No. 02-19, the Commission accepted the bid of Precision Construction Company for the remodel of Concession Stand "B" at the Oregon Convention Center; and

WHEREAS, subsequent review determined that both bidders omitted the list of subcontractors from their bid submissions, precluding MERC from accepting either bid; and

WHEREAS, in order to expedite the project, MERC Staff reissued the substantially same Request for Bid documents, with modified language to include the requirement that bidders must submit a list of subcontractors within the time required by state law; and

WHEREAS, two Bids were subsequently received from the same two Bidders that submitted Bids during the initial Bid process; and

WHEREAS, Precision Construction Company, of Portland, OR, was the apparent lowest responsive and responsible Bidder at \$224,973.00; and

WHEREAS, this bid is within the project budget previously established in the Capital Improvement Plan:

BE IT THEREFORE RESOLVED that the Metropolitan Exposition-Recreation Commission:

1. Repeals Resolution No. 02-19, passed by the Commission on June 19, 2002, and further, rejects all Bids submitted.
2. Accepts, following the culmination of the second Bid process, the bid of Precision Construction Company of Portland, OR, for the remodel of Concession Stand "B" at the Oregon Convention Center.
3. Authorizes the MERC General Manager to execute a Contract with Precision Construction Company for the amount of \$224,973.00, for the performance of the work in accordance with the Bid Documents.

Passed by the Commission on July 24, 2002.


Chair


Secretary/Treasurer

Approved as to Form:

Daniel B. Cooper, General Counsel

By: 

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MERC STAFF REPORT

Agenda Item/Issue: Repealing of Resolution 02-19 and rejection of Bids submitted, acceptance of the second Bid of Precision Construction Company, Portland, OR, and authorization for the General Manager to execute a contract for the Oregon Convention Center (OCC) Concessions "B" Remodel Project.

Resolution No: 02-24

Date: July 24, 2002

Presented By: Bryant Enge

BACKGROUND: On June 19, 2002, at the previous meeting of the Commission, Resolution 02-19 was passed, accepting Precision Construction Company as the lowest responsive and responsible Bidder for the OCC Concessions "B" Project. Subsequently, it was determined by the METRO Contract Department (Contracts) and Office of the General Counsel (OGC), that State Law had not been complied with during the process of the bidding and advised that the Bids should be rejected and the applicable Commission Resolution repealed. Following that determination, Staff modified the language in the document to comply with State Law and reissued a second set of Bid Documents following review by Contracts and OGC.

Bids were received and opened in accordance with the Bid Documents on July 16, 2002, with Precision Construction Company again being the lowest responsive and responsible Bidder at \$224,973.00.

FISCAL IMPACT: The Project was budgeted at \$345,000 for the construction, design, fees and associated costs. The second bid was \$4,984.00 less than the first bid.

RECOMMENDATION: Staff recommends that the Commission by Resolution 02-24: repeal Resolution 02-19, reject all bids associated with the first Bidding Process, accept Precision Construction Company as the lowest responsible and responsive Bidder from the second Bid Process, and authorize the General Manager to execute a contract with Precision Construction Company for the amount of \$224,973.00.