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Authorize a competitive solicitation and price agreements for site work, erosion control and planting on behalf of Portland Parks & Recreation for amount not to exceed \$8,000,000

Ordinance

The City of Portland ordains:

Section 1. The Council finds:

1. Portland Parks & Recreation (PP&R) is the steward of over 12,000 acres of land at more than 250 locations, including a multitude of community and neighborhood parks, natural areas, recreational facilities, gardens, and trails.
2. PP&R has an ongoing need for site work, and erosion control and planting services. In order to stimulate open competition and work with a diverse team of construction service providers, PP&R needs to conduct a formal request for bids to maintain its ability to meet construction project schedules. Utilization of price agreements will increase project delivery efficiency and flexibility for delivery on each specific project.
3. PP&R anticipates that over the next five (5) years, certain projects will require miscellaneous construction services on an as-needed basis, including projects from PP&R's on-going Capital Improvement Project (CIP) list. PP&R projects will likely include excavation, grading, trenching, hauling, demolition, trail construction, installation of erosion and sediment controls with irrigation systems, planting and other landscaping, and improvements to playgrounds, park grounds, and other park facilities. The project types anticipated for site work, and erosion control and planting will require labor, supervision, tools, materials, and equipment for services that exceed PP&R staff capacity.
4. PP&R will prepare and provide the design plans and specifications, construction management, construction inspection and final acceptance of work. The work will require contractors to provide necessary labor, equipment, materials, and related professional services that are needed to meet the intent of each project for the site work, and erosion control and planting services. The work performed under the price agreements issued under the solicitation will be authorized by written task orders.

Introduced by[Commissioner Carmen Rubio](#)**Bureau**[Parks & Recreation](#)**Prepared by**

Britta Herwig

Date Prepared

May 13, 2021

Requested Council Date

June 30, 2021

Requested Agenda Type

Regular

Time Requested

5 minutes

5. Contracting for construction services in this manner does not diminish competition or compromise COBID/DMWESB participation because solicitation is an open competitive process. The City will invite prospective contractors to submit competitive bids in response to the City's Invitation to Bid (ITB). Prior to solicitation, PP&R will conduct outreach and engagement with the contractor community. The ITB process will be completed under the guidance and direction of Procurement Services and in accordance with requirements set forth in Portland City Code 5.34 and Construction Manual.
6. The Bureau's level of confidence in the cost estimates for this project is high. PP&R will negotiate individual task orders within the contracts with selected firms. As project needs are identified and funds are available, services needed for specific projects will be defined, authorized, assigned and approved for a not-to-exceed dollar value at the discretion of PP&R via negotiated task orders. Task orders will be negotiated with selected firms on a rotational basis.
7. PP&R intends to award up to six (6) price agreements. The total expenditure of all the price agreement(s) is not to exceed \$8,000,000 for a five-year period. The value of each awarded price agreement shall not exceed \$2,000,000.

NOW, THEREFORE, the Council directs:

- A. The Chief Procurement Officer is hereby authorized to facilitate the use of the competitive solicitation process in accordance with City Code Chapter 5.34 in order to obtain the most responsible and responsive offers for the price agreement(s) for site work, and erosion control and planting.
- B. The Chief Procurement Officer is hereby authorized to negotiate and execute multiple price agreements for a total not-to-exceed amount of \$8,000,000, where each awarded price agreement shall not exceed \$2,000,000, provided the price agreements have been approved as to form by the City Attorney's Office.
- C. The Mayor and Auditor are hereby authorized to draw and deliver checks chargeable to PP&R when demand is presented and approved by the proper authorities.

Impact Statement

 [Impact Statement](#) (275.8 Kb)

General information

 cityinfo@portlandoregon.gov

 [503-823-4000](tel:503-823-4000)

 [711 Oregon Relay Service](#)

IMPACT STATEMENT

Legislation title: Authorize a competitive solicitation and price agreements for site work, erosion control and planting on behalf of Portland Parks & Recreation for amount not to exceed \$8,000,000 (Ordinance)

Contact name: Britta Herwig
Contact phone: 971-940-5711
Presenter name: Britta Herwig

Purpose of proposed legislation and background information:

The Bureau of Portland Parks & Recreation (PP&R) is the City's steward of over 12,000 acres of land at more than 250 locations, including many community and neighborhood parks, recreational facilities, gardens, trails and natural areas. PP&R also offers thousands of recreational and enrichment opportunities for people of all ages and abilities. Portland's parks, public places, natural areas, and recreational opportunities give life and beauty to our city.

With the lengthy Capital Improvement Project list, PP&R will be implementing many projects to improve, enhance, and create new opportunities for Portland residents and visitors to recreate and connect with nature and others. It is critical for PP&R's mission to deliver these services to Portlanders. Having tools, such as as-needed Price Agreements to access for work with short deadlines, scopes that may need to be developed quickly, and/or requiring expertise currently unavailable in-house, is essential.

As new work is developed, as-needed Price Agreements will play a vital role in continuing to provide Portland's residents with the essential assets they deserve, in order to connect people to place, self, and others.

Financial and budgetary impacts:

The financial impacts for the City include ongoing workforce needs and long-term maintenance, repair, renovation, and upgrades to PP&R sites and facilities. However, these needs are anticipated in the PP&R budget and are a foreseeable component of new development.

This action does not amend the budget and there are no changes to appropriations. There are also no changes to existing projects or programs, as this action does not authorize additional spending on new or existing projects or programs.

The level of confidence is high.

This Ordinance will result in a maximum of \$8,000,000 in Price Agreements for Site Work, and Erosion Control and Planting.

Community impacts and community involvement:

This legislation will enable PP&R to achieve the Bureau’s goals and offer all Portlanders the opportunity to enjoy new and improved open spaces and recreation areas. This legislation is directly in line with PP&R’s goals to ensure equitable access to parks, natural areas, and recreation spaces, particularly for those neighborhoods and residents that have had the least access in the past.

Through an open market, Formal Instruction to Bidders (ITB) process, we intend to award Price Agreements to as many vendors as possible, with particular emphasis on COBID-certified businesses. The ITB process includes steps and procedures to ensure PP&R will reach a diverse cross-section of the business community. PP&R has been successful in awarding Site Work, and Erosion Control and Planting as-needed Price Agreements to COBID-certified firms in the past, and we are confident that we can continue to support the diverse business community through this effort, ultimately helping to create a more livable, equitable, and prosperous Portland for everyone.

100% Renewable Goal:

- N/A

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 |
|------|-------------|-----------------|-----------------|----------------|-------|-------------------|--------|
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Claudio Campuzano

5/20/21

Claudio Campuzano)
 Finance, Property & Technology Manager

Date