

Date: March 28, 2018
To: Board of Directors
From: Doug Kelsey
Subject: RESOLUTION 18-03-30 OF THE TRI-COUNTY METROPOLITAN TRANSPORTATION DISTRICT OF OREGON (TRIMET) AUTHORIZING A CONTRACT WITH CH2M HILL FOR GIDEON PEDESTRIAN OVERCROSSING DESIGN SERVICES

1. Purpose of Item

The purpose of this item is to request that the TriMet Board of Directors (Board) authorize the General Manager to execute a contract with CH2M HILL (CH2M) for the Gideon Pedestrian Overcrossing Design Services Project (Project).

2. Type of Agenda Item

- Initial Contract
 Contract Modification
 Other _____

3. Reason for Board Action

Board approval is required for personal services contracts obligating TriMet to pay in excess of \$500,000.

4. Type of Action

- Resolution
 Ordinance 1st Reading
 Ordinance 2nd Reading
 Other _____

5. Background

This Project provides design services for an accessible pedestrian and cyclist overcrossing over the Union Pacific Railroad and TriMet MAX light rail tracks between SE 14th Avenue and SE 13th Place in Portland and restores an important connection in Southeast Portland's Hosford-Abernethy neighborhood that was eliminated due to the addition of the Orange Line MAX tracks.

This overcrossing was originally part of the Portland-Milwaukie Light Rail Project, but was deferred in 2010 when federal funding for the project came in below expectations. With the strong support of the surrounding community and the City of Portland, TriMet successfully

secured approval from the Federal Transit Administration (FTA) to construct the new pedestrian and bicycle overcrossing using remaining Portland-Milwaukie Light Rail Project funds.

The City of Portland will be the ultimate owner, end user/operator, and maintainer of all assets designed and constructed.

6. Procurement Process

A competitive Request for Proposals (RFP) process was used to select the contractor for the Project. The RFP was issued on January 30, 2018, and proposals were due on February 20, 2018. A total of 1,510 vendors were notified of the RFP and 118 vendors downloaded a copy.

Prior to the RFP being issued, vendor outreach was performed through an advance email targeted to DBEs and other smaller firms not registered as TriMet vendors. Additional outreach was performed through notification sent to Abadan Regional Plan Center, IMS, iSqFt, Prime Vendor, Inc., Seattle Daily Journal of Commerce, Spokane Regional Plan Center, Sub-Hub, and through a pre-proposal meeting attended by 17 firms held on February 6, 2018.

This RFP was subject to the Brooks Act, also known as a Qualifications-Based Selection. Qualifications-Based Selection is a procurement process utilized when selecting architects and engineers for design contracts. In a Qualifications-Based Selection procurement, the agency must select the most qualified firm, and then negotiate a fair and reasonable price for the required professional services. Price quotations are not permitted as a consideration in the selection process.

TriMet appointed an evaluation committee (EC) to review and evaluate the proposals, which was comprised of staff from Shiels Oblatz Johnsen, Inc. (TriMet's Project Manager), TriMet's Capital Projects and Construction Division, Office of Diversity and Transit Equity, and the City of Portland. EC members were selected based on their expertise, experience and knowledge related to the Project. TriMet received a total of four proposals from CH2M, KPFF, Inc. (KPFF), OAC Services, Inc. (OAC), and Rowell Brokaw Architects, PC (Rowell). The EC ranked the proposals in accordance with the procedures and criteria established in the RFP. After completing the initial review process, the EC determined that two firms (CH2M and KPFF) were in the competitive range for interviews. After interviews, the EC determined that CH2M was the highest ranked proposer. Final full scores for the proposers are as follows:

Firm	Possible Points	CH2M	KPFF	OAC	Rowell
Corporate Experience	15	13.0	13.3	11.3	10.3
Personnel Experience	35	31.5	31.2	25.3	23.7
Work Plan/Quality Plan / Diversity Plan	30	28.1	25.3	21.3	22.0
Availability in Portland and Track Record	10	8.7	8.7	6.2	6.5
Cost Estimating and Controls	10	8.7	8.2	7.5	7.5
Total Score	100	90.0	86.7	71.6	70.0

Accordingly, TriMet proposes to award a contract to CH2M.

In accordance with a Qualifications-Based Selection, the direct labor costs and overall contract value were negotiated after selection of the contractor. The attached Resolution authorizes the award of a contract in an amount not to exceed \$972,670 for the Project. TriMet staff has determined that the negotiated rates are fair and reasonable in relation to the local market for this type of work and comparison with other rates for similar services. The negotiated contract amount is also within the budget established for this work.

7. Diversity

In its proposal, CH2M indicated it would utilize Disadvantaged Business Enterprise (DBE) contractors for approximately 44 percent of the work in the areas of architectural design, mechanical engineering/design, civil engineering, landscape architecture, and electrical engineering/design.

8. Financial/Budget Impact

The Project is included in the FY 2018-19 Capital Program budget.

9. Impact if Not Approved

If the Board decides not to approve this contract, TriMet's alternative would be to hire additional staff to complete the design work, resulting in significant delays to the Project. In addition, the Project requires highly specialized expertise and the need for additional staff would not exist after the work is completed.

RESOLUTION 18-03-30

RESOLUTION OF THE TRI-COUNTY METROPOLITAN TRANSPORTATION DISTRICT OF OREGON (TRIMET) AUTHORIZING A CONTRACT WITH CH2M HILL FOR GIDEON PEDESTRIAN OVERCROSSING DESIGN SERVICES

WHEREAS, TriMet has authority under ORS 267.200 to enter into a contract with CH2M HILL for design services for the Gideon Pedestrian Overcrossing Project (Contract); and

WHEREAS, the total amount of the Contract is expected to exceed \$500,000; and

WHEREAS, the TriMet Board of Directors (Board), by Resolution dated October 25, 2017, adopted a Statement of Policies requiring the Board to approve personal services contracts obligating TriMet to pay in excess of \$500,000;

NOW, THEREFORE, BE IT RESOLVED:

1. That the Contract shall be in conformance with applicable laws.
2. That the General Manager or his designee is authorized to execute the Contract in an amount not to exceed \$972,670.

Dated: March 28, 2018

Attest:

Presiding Officer

Recording Secretary

Approved as to Legal Sufficiency:



Legal Department