

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON
ACTING AS THE PUBLIC CONTRACT REVIEW BOARD**

RESOLUTION NO. 2022-004

Approving Exemption under ORS 279C.335(2) from the design-bid-build procurement method and approval of an alternative procurement allowing use of the Construction Manager/General Contractor (CM/GC) competitive selection process and contracting method on the Earthquake Ready Burnside Bridge Project.

The Multnomah County Board of Commissioners Finds:

- a. In planning for the Earthquake Ready Burnside Bridge Project, the Department of Community Services (DCS) Transportation Division has analyzed several delivery and contracting methods.
- b. The County's Public Contracting Rules and ORS 279C.335 require the Board (acting as the Public Contract Review Board) to approve an exemption from the competitive bidding requirements of ORS Chapter 279C in order to use an alternate contracting method and further require adoption of findings to support the exemption after notice and a public hearing.
- c. DCS recommends to the Board that the Construction Manager/General Contractor (CM/GC) method of contracting be used for the construction of the Earthquake Ready Burnside Bridge Project based on the Findings of Fact and Conclusions attached hereto as Exhibit 1.
- d. Notice of the hearing to consider the exemption and the attached findings was published in the Portland Tribune on January 4th, 2022, which was more than 14 days before the hearing.
- e. The Board finds, based on the attached findings of fact and conclusions that it is in the best interest of the County to utilize the CM/GC contracting method in lieu of a design/bid/build procurement process for the Earthquake Ready Burnside Bridge Project.

The Multnomah County Board of Commissioners Resolves:

1. The Board approves and adopts the findings of fact and conclusions attached as Exhibit 1 in support of an exemption under ORS 279C.335(2) from the design-bid-build procurement method, to allow use of a Construction

Manager/General Contractor competitive selection process and contracting method for the Earthquake Ready Burnside Bridge Project.

2. The Board approves an exemption under ORS 279C.335(2) from the competitive bidding requirements to allow use of a Construction Manager/General Contractor contracting method for the Earthquake Ready Burnside Bridge Project.

ADOPTED this 20th day of January, 2022.



BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON
ACTING AS THE PUBLIC CONTRACT
REVIEW BOARD

Lori Stegmann, Vice-Chair

REVIEWED:
JENNY M. MADKOUR, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By: /s/ Andrew MacKendrick
Senior Assistant County Attorney

SUBMITTED BY: Jamie Waltz, Director, Department of Community Services.