

PORT COMMISSION SPECIAL MEETING – March 15, 2013

SPECIAL meeting of the Port of Port Townsend Commission held in the new Commission Building, 333 Benedict Street, Port Townsend, WA

Present: Commissioners – Erickson, Tucker, Thompson
Executive Director – Crockett
Deputy Director – Pivarnik
Auditor – Khile
Minutes – Nelson

Absent: Commissioner Erickson

I. CALL TO ORDER/PLEDGE OF ALLEGIANCE:

The meeting was called to order at 4:00 PM by Commissioner Tucker.

II. APPROVAL OF AGENDA:

Commissioner Thompson moved to approve the Special Meeting Agenda as presented.

Commissioner Tucker seconded the motion.

Motion carried by unanimous vote.

III. PUBLIC COMMENTS:

None

IV. CONTRACT AWARD FOR NEW ADMINISTRATION BUILDING:

At the March 13, 2013 Regular Commission Meeting the Commissioners gave the Executive Director the authority to review Primo Construction's appeal of Grant Steel Buildings Letter of Protest, and to render a decision to accept or deny the appeal, and to award the bid consistent with the outcome of the appeal process. He and the Port attorney have reviewed the appeal and Attorney Lake has provided an executive summary.

Mr. Crockett discussed the Letter of Protest from Grant Steel Buildings stating that Primo's bid was non-responsive, as they did not state the manufacturer's delivery date of the steel building to the jobsite. The Port also specified for the bidder to provide examples of similar construction with five years of experience, this information was not specified as asked. 3/5 of the other bidders supplied this detailed information. Mr. Crockett is prepared to send a letter to deny the bid project to Primo, and to issue a letter of award to Grant Steel Buildings. He added the contract cannot be signed until after 4:30 PM on March 19, 2013, as Primo has this time to file an injunction if they so choose. Mr. Crockett asked the reps in the audience from Primo and Grant Construction if they have any comments.

Korey Smith from Primo Construction stated their schedule did show the building arrival date. He said they also supplied the Port with a list of projects completed within the past five years. He added that besides an example of a steel building project, they supplied many other project types they've worked on, since all types of construction would be performed in the construction of the Administration Building.

Mark Grant of Grant Steel Buildings reiterated that his letter of protest speaks for itself.

Don Dybeck recommended Mark Grant who built him a metal building on time and on budget. He is impressed by Mr. Grant hiring local help.

Mr. Crockett explained how the contractor's hiring of local or out of town companies has no bearing on the selecting of a contractor. Government contracts are chosen by the lowest responsive bidder.

Commissioner Tucker recommends going with the Port attorney's legal advice.

Commissioner Thompson added that Grant Steel Buildings bid was responsive to what the Port asked for and Primo's bid was not.

V. STAFF COMMENTS:

None

VI. PUBLIC COMMENTS:

Jeff Jones asked if it was a State statute regarding hiring locals verses out-of-towners.

VII. COMMISSIONER COMMENTS

None

VIII. NEXT MEETING:

Wednesday, March 27, 2013 at 6:30 PM in the new Commission Building, 333 Benedict Street, Port Townsend, WA.

IX. ADJOURNMENT:

Mr. Crockett stated he would send a cover letter, along with the attachments provided by Attorney Lake, denying the appeal by Primo Construction. He reminded that a contract would not be signed until the late afternoon of March 19, 2013.
The meeting adjourned at 4:13 PM.

Attest:

Absent
Leif W. Erickson, President

David H. Thompson, Secretary

Stephen R. Tucker, Vice President