


**Date:** July 24, 2024

**To:** Board of Directors

**From:** Sam Desue, Jr. 

**Subject:** **RESOLUTION NO. 24-07-40 OF THE TRI-COUNTY METROPOLITAN TRANSPORTATION DISTRICT OF OREGON (TRIMET) AUTHORIZING CONTRACTS WITH WIRENUT ENTERPRISES, LLC, DBA MD ELECTRICAL SERVICES (WIRENUT), LIBERTY ELECTRICAL, INC. (LIBERTY), AND TEAM ELECTRIC CO. (TEAM ELECTRIC) FOR ON-CALL LOW VOLTAGE ELECTRICAL INSTALLATION SERVICES AND EQUIPMENT**

**1. Purpose of Item**

This Resolution requests that the TriMet Board of Directors (Board) authorize the General Manager or his designee to execute contracts with Wirenut Enterprises, LLC, dba MD Electrical Services (Wirenut), Liberty Electric, Inc. (Liberty), and Team Electric Co. (Team Electric) for on-call, low voltage electrical installation services and equipment (Contracts).

**2. Type of Agenda Item**

- Initial Contract
- Contract Modification
- Other \_\_\_\_\_

**3. Type of Contract Procurement**

- Low Bid / Invitation to Bid (ITB)
- Request for Proposals (RFP) (inc. CM/GC)
- Request for Qualifications (RFQ) (Personal Services)
- Other (inc. sole source) \_\_\_\_\_

**4. Reason for Board Action**

Board authorization is required for all contracts obligating TriMet to pay in excess of \$1,000,000.

**5. Type of Action**

- Resolution
- Ordinance 1<sup>st</sup> Reading
- Ordinance 2<sup>nd</sup> Reading
- Other \_\_\_\_\_

**6. Background**

TriMet operates an extensive system of data and communication networks that provide connectivity for our data network, our closed circuit television (CCTV) network, and our radio communications network. Our networks support every aspect of TriMet operations including CCTV cameras, data connections to vehicles and platform equipment, rail control

systems, servers, desktop computing, and Internet access.

Modifications and repairs to both the CCTV and communications systems frequently require the services of low-voltage and power electricians. Upgrades to the CCTV system will continue to take place over the next five years, and modifications to the communications system are frequently required when facilities are modified and personnel are reassigned.

TriMet does not have staff with the technical expertise required to perform these tasks. The proposed Contracts will replace two expiring five-year contracts with Team Electric and EC Electric, which have a combined total value of approximately \$4,000,000.

## **7. Description of Procurement Process**

A competitive Invitation to Bid (ITB), with qualifications, was used to select the qualified contractors. The ITB was issued on June 7, 2024 and bids were due on June 28, 2024. Because these services require a certain level of expertise, minimum qualifications were stated in the ITB, in order to ensure the selection of contractors able to perform both CCTV and Information Technology electrical services over the next five years. The selected contractors must be able perform the required services on an “on-call,” as-needed basis.

A total of 425 vendors were notified of the ITB through TriP\$, and 35 vendors viewed the solicitation details. For purposes of evaluating the vendors, each bidder was required to submit a bid form reflecting hourly labor rates, costs of equipment, materials/supplies, and subcontracting, plus markup. In order to be considered for award, each bidder needed to meet the minimum qualifications stated in the ITB and submit the its lowest overall costs on the bid form. A total of eight vendors submitted bid forms.

The aggregate costs of all items shown on the bid forms submitted by the eight qualified bidders are compared below:

<b><u>Bidder</u></b>	<b><u>Costs Shown on Bid Form</u></b>
Wirenut Enterprises, LLC	\$105,652
Liberty Electric, Inc.	\$106,744
Team Electric Co.	\$107,634
Cochran, Inc.	\$107,636
OEG, Inc.	\$107,682
Cache Valley Electric Co.	\$108,138
EC Electrical	\$108,141
Dynalectric Company	\$108,242

Based on the information submitted on their bid forms, TriMet proposes to award Contracts to Wirenut, Liberty Electric and Team Electric, as the lowest bids from the responsive and responsible bidders. TriMet intends to award three Contracts in order to reduce reliance on any single vendor, and to improve the odds of a contractor being available on short notice when urgent repair work is needed.

TriMet staff anticipates that the total expenditures under all three of these Contracts will be less than \$7,500,000 over five years, based on historical patterns of expenditure and planned work. This estimate includes amounts for urgent and/or unanticipated electrical repair work. The work will be authorized as needed by the issuance of task orders, and each contractor

will only be paid for work actually performed. Task order costs will be based on the pricing previously submitted on each contractor's bid form.

TriMet will assign task orders among the contractors as equitably as possible, based on workload and performance capabilities. At TriMet's discretion, the three contractors may be asked to compete for larger task orders, based on price.

This Resolution would authorize the issuance of Contracts in the maximum amount of \$2,500,000 to each contractor, allowing TriMet needed latitude for the assignment of task orders over the five-year life of the Contracts.

**8. Diversity**

The Wirenut workforce consists of 14 employees, of whom 14.3% are minority and 14.3 % are female. The Liberty Electric workforce consists of 57 employees, of whom 8.8% are minority and 17.5% are female. The Team Electric workforce consists of 45 employees, of whom 11.0% are minority and 15.6% are female. TriMet does not anticipate that these firms will have many subcontracting opportunities, given the on-call nature of the work. However, TriMet will encourage subcontractor utilization of qualified minority and female employees as it negotiates task orders, if such opportunities arise.

**9. Financial/Budget Impact**

Work under the Contracts to be done during FY2025 is fully funded under TriMet's adopted budget. Work in future fiscal years will be authorized only as approved in budgets for those fiscal years.

**10. Impact if Not Approved**

TriMet could re-procure the Contracts. However, this option is not recommended because all three firms are well qualified to perform the work, and it is unlikely that TriMet would receive additional bids from qualified bidders. Furthermore, TriMet will retain the option to award specific task orders among the three contractors in order to obtain the best price.

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**WHEREAS**, TriMet has authority under ORS 267.200 to enter into contracts with Wirenut Enterprises, LLC, dba MD Electrical Services, Liberty Electric, Inc., and Team Electric Co. for on-call, low voltage electrical installation services and equipment (Contracts); and

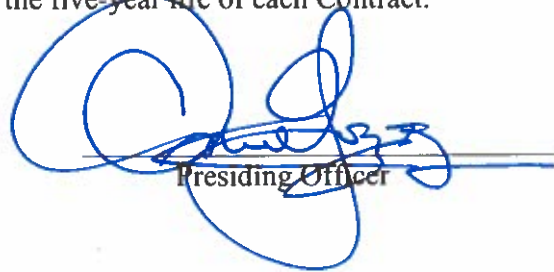
**WHEREAS**, by Resolution No. 22-05-35, dated May 25, 2022, the TriMet Board of Directors (Board) adopted a Statement of Policies requiring it to authorize all contracts obligating TriMet to pay in excess of \$1,000,000; and

**WHEREAS**, the total amount of each Contract exceeds \$1,000,000;

**NOW, THEREFORE, BE IT RESOLVED:**

1. That each Contract shall conform with applicable law.
2. That the General Manager or his designee is authorized to execute the Contracts in the total amount of \$2,500,000 each, over the five-year life of each Contract.

Dated: July 24, 2024



Presiding Officer

Attest:

Falesha Thrash  
Recording Secretary

Approved as to Legal Sufficiency:

Guzay E. Smith  
Legal Department