

Board of Commissioners

Robert Stevens – Chairman Frank Spence – Vice-Chair Tim Hill – Secretary James Campbell – Treasurer Dirk Rohne – Assistant Secretary/Treasurer 422 Gateway Ave, Suite 100 Astoria, OR 97103 Phone: (503) 741-3300 Fax: (503) 741-3345 <u>www.portofastoria.com</u>

Workshop Session

December 17, 2024 at 4:00 PM 422 Gateway Ave, Suite 100

The meeting location is accessible to persons with disabilities. A request for an interpreter for the hearing impaired or for other accommodations for persons with disabilities should be made at least 48 hours before the meeting by calling the Port of Astoria at (503) 741-3300.

*This meeting will also be accessible via Zoom. Please see page 2 for login instructions.

<u>Agenda</u>

- 1. CALL TO ORDER
- 2. ROLL CALL
- 3. PLEDGE OF ALLEGIANCE
- 4. CHANGES/ADDITIONS TO THE AGENDA
- 5. PUBLIC COMMENT

This is an opportunity to speak to the Commission for 3 minutes regarding any topic. In person, those wishing to speak must fill out a public comment form. Those participating via Zoom may raise their hands during the public comment period.

- 6. ACTION
 - a. Additional Update to Personnel Policies...... 3
 - b. RFE #0205 T-Dock Power Upgrade Extension 4
 - c. RFE #0206 East Mooring Basin Dredging 6
- 7. COMMISSION COMMENTS
- 8. EXECUTIVE DIRECTOR COMMENTS
- 9. UPCOMING MEETING DATES
 - a. Regular Session January 7, 2025 at 4:00 PM
 - b. Workshop Session January 21, 2025 at 4:00 PM
- 10. ADJOURN



Board of Commissioners

HOW TO JOIN THE ZOOM MEETING:

Online:Direct link: https://us02web.zoom.us/j/86905881635?pwd=amhtTTBFcE9NUElxNy9hYTFPQTIzQT09Or go to Zoom.us/join and enter Meeting ID: 869 0588 1635, Passcode: 422

Dial In: (669) 900-6833, Meeting ID: 869 0588 1635, Passcode: 422

This meeting is accessible to persons with disabilities or persons who wish to attend but do not have computer access or cell phone access. If you require special accommodations, please contact the Port of Astoria at least 48 hours prior to the meeting by calling (503) 741-3300 or via email at admin@portofastoria.com.



www.portofastoria.com

To: Port of Astoria Board of Commissioners
From: Finance Department
Date: December 12, 2024
Subject: Additional Update to Personnel Policies – Bereavement Leave

Dear Commissioners,

The board recently approved extensive updates to our Personnel Policies. Upon further review, we have identified one additional area requiring revision. Please find below the proposed changes to our Paid Bereavement Leave policy, submitted for your review and approval.

4.9 Paid Bereavement Leave

In addition to unpaid Bereavement Leave potentially available under OFLA, regular full time employees are entitled to a maximum of three (3) paid days off per calendar year to be used in the event of the death of a member of the employee's family ("Paid Bereavement Leave") as provided below. Paid Bereavement Leave does not carry forward from year to year, and cannot be accumulated.

For the purpose of <u>Paid Bereavement Leave</u>, "family member" follows the definition under the <u>OFLA.OFLA Bereavement Leave</u>, "family member" includes an employee's spouse; same sex domestic partner; biological, adoptive, step , or foster child or parent; parent in law; grandparents and grandchildren; and any person with whom the employee has an *in loco parentis* (i.e., in place of parents) relationship. An additional two days of paid leave will be granted in the event of the death of the employee's spouse/partner, parent, or child. Leave to attend the funeral of a non-immediate family member with whom the employee had an especially close relationship may also be granted at the discretion of management.

Request for Paid Bereavement Leave must be made in writing. If the need for the leave is known to you in advance, you must give thirty (30) days' advance notice. If the leave is not known in advance, you must give verbal notice to your direct supervisor within twenty four (24) hours of the beginning of the leave, followed by confirmation in writing within three (3) workdays after you return to work.

Please feel free to reach out for further discussion or clarification regarding this update.

Melanie Howard, Finance/HR Director



RE# 0205

REQUEST FOR EXPENDITURE

	Date:	11/21/2024	Department:	Maintenance		
	Staff Contact:	Joe Tadei	Vendor (if determined):	Wells Electric, Co.		
S E C T	Project Name:	T-Dock Power Upgrade Extension - Final Phase				
I O N A	Location & Purpose of Service or Product:	Provide T-dock shore power connections for marina tenants in the West Basin Marina				
	Cost Estimate:	\$110,000.00				
S E	1. Will services	be performed on Port of Astoria	a property?	No Ves		
C TB I O N	No / √Yes \$85.000					
S E C T I O N C	FY 2024-2025 B Amount Spent Y Amount Availabl	em (ex: XXX-XX) Budget for this Account Year-to-Date for this Account le to Spend for this Account est for Expediture require Comm	\$ 3,33(710-00 $30 $3,097,230$ $30 $1,264,600$ $30,607 $1,832,63$		
S E C T I O N D	 3. Under Executive Director's discretion, will Request for Expenditure be submitted to Commission for approval? No / Yes 4. (Specify date of Commission meeting when item is scheduled to be heard/approved) 12/17/2024 					
S E C T I Ø N E	Signature of Dep Signature of Fin	ff 12-6-24	Signature of Signature of	Deputy Director Date The Director Date The Director Date The Director Date St is unbudgeted, or > \$5,000 budgeted)		

(over for Quotation Analysis)

Port of Astoria Quotation Analysis

- 1



Project:		xtension			
Project Manager:	Joe Tadei	Quotes o	btained by: Wells Ele	ctric, Co.	-
Procurement Method:	Small procurement	Intermediate procurement	Request for Bid		
[Sole source	Emergency	Request for Prop	osal	
Solicitation Method:	Verbal quotes (informal)	Requests for writ	ten quotes (informal)	Public solicitation (formal)	
Vendor	Amount	Description	Availability	Specific expertise	Other information
Wells Electric, Co.	\$110,000	Provide power to the end of T-dock for shore power connections in the slips and along the walkway.	immediate	Wells Electric completed the first phase of the T-dock power project for the port.	Wells Electric will complete the final phase of the T-dock power project to provide shore power connections for the West Basin Marina.
Vendor selection & justification: (REQUIRED)	This project is a sole source procurement project due to the unique design of the project initially developed by Wells Electric, Co (RE# 0153) and approved by the Port Commission 9/5/23. Project costs increased due to materials subject to additional price increases while the project was underway.				



RE# 0206

REQUEST FOR EXPENDITURE

	Date:	12/5/2024	Department:	Marina			
	Staff Contact:	Matt McGrath	Vendor (if determined):	Bergerson Construction			
S E C T	Project Name:	East Mooring Basin Dredging					
I O N A	Location & Purpose of Service or Product:	boat launch and East Ba	Maintenance dredging is needed to facilitate navigational access to the public boat launch and East Basin Marina slips. Project will include dredging and conveyance of dredge materials via hydraulic/flow-lane disposal.				
	Cost Estimate:	\$762,745.00					
S E	1. Will services I	be performed on Port of Astoria	a property?	No Yes			
C T B I	2. Does this exp	enditure exist within the Capita	l Projects List?	(Original Budget Amount)			
O N		No	/ 🖌 Yes	\$400,000.00			
O N C SECTI	FY 2024-2025 B Amount Spent Y Amount Availabl Does this Reque 3. Under Execut	/ Ves	equest for Expenditure b	710-00 30 \$3,097,230 423 $1,204,600$ $2,607$ $1,832,631$ $000)?$ No Ves (Skip to D.4) e submitted to Commission for approval?			
SECT-ON E	Signature of Dep Signature of Final	the 12-6-24	Signature of	Mail 12.6.24 Deputy Director Date Mail 12.12.21 Executive Director Date tis unbudgeted, or > \$5,000 budgeted)			

(over for Quotation Analysis)

Port of Astoria Quotation Analysis



Project:	East Mooring Basin Dredging					
Project Manager:	Matt McGrath	Quotes o	btained by:	Matt McG	rath	
Procurement Method:	Small procurement	Intermediate procurement		Request for Bid		
	Sole source	Emergency		 Request for Propo	osal	
Solicitation Method:	Verbal quotes (informal)	Requests for writ	ten quotes (int	formal)	Public solicitation (formal)	
Vendor	Amount	Description	Avai	lability	Specific expertise	Other information
Bergerson Construction	\$762,745.00					
JF Brennan Company	\$1,529,000.00					
The Dutra Group	\$2,047,500.00					
REQUIRED) Bergerson Construction had the lowest bid for this project. Project will not commence until November 2025 but contractor will honor 2024 bid price for work to be completed in 2025.						



Port of Astoria

FY 2024-25 Dredging – East Basin Marina

Proposal by:



October 10, 2024

P.O. Box 387 Astoria, OR 97103 Office 503-325-7130 Fax 503-325-0174

24 Hour Service



TIN # 93-0600594 OR CCB# 63328 WA CC01 BERGECI 1210H

info@bergerson-const.com www.bergerson-const.com

October 10, 2024

Port of Astoria

ATTN: Matt McGrath 422 Gateway Ave., Suite 100 Astoria, OR 97103

Project:FY 2024-25 Dredging – East Basin MarinaSUBJECT:Bidder Qualifications

Mr. McGrath,

Bergerson Construction is pleased to offer this bid for maintenance dredging in the East Basin Marina. Our local experience in marine construction and dredging over the past 56 years more than qualifies our firm for this work. We look forward to working with your team to ensure a successful project.

The following is a list of items required by the Invitation to Bid, but not addressed by the bid forms.

• Bergerson Construction Project Contacts

Greg Morrill, President/General Manager gmorrill@bergerson-const.com (503) 325-7130 office

Adam Neahring, Project Manager aneahring@bergerson-const.com (503) 440-4423 cell Clayton Solberg, Project Superintendent <u>csolberg@bergerson-const.com</u> (503) 440-7782 cell

Robert Corcoran, Alternate Project Superintendent <u>rcorcoran@bergerson-const.com</u> (503) 440-9501 cell

• Bergerson Construction Company Address/Location(s) and Contact Information

Main Office 300 Railroad Ave, Suite 200 Astoria, OR 97103 (503) 325-7130

Shop/Yard 300 Railroad Ave. Astoria, OR 97103

Mailing Address PO Box 387 Astoria, OR 97103

• First-Tier Subcontractor Disclosure Form

See Attachment B - Bid Forms

• Resident Bidder Status

As certified by the undersigned, Bergerson Construction, Inc. is a resident bidder in Oregon as defined in ORS 279 A.120.

• Experience with Environmental Permit Compliance

Since Bergerson Construction's primary line of work is marine and waterfront construction, most of our projects for at least the past 25-30 years have been subject to requirements set forth in environmental permits. Additionally, we work with many of our clients in obtaining such permits for in-water work. This provides our project management staff with an excellent working knowledge of the environmental requirements for a project of this nature.

As with any waterfront construction, environmental protection is second only to safety. All Best Management Practices (BMP's) required by the project permits and specifications will be implemented and maintained to ensure effective protection of our natural resources. In addition, we will employ many other BMP's including but not limited to the following:

- Spill response kits will be maintained on site for the duration of the contract
- Equipment will be inspected for leaks each day prior to operation
- Emergency contact information in case of spill will be posted on site in the dry shack on the crane barge
- 24-hour contractor contact will be established for duration of contract
- BMP's will be adjusted if deficiencies are noted
- Turbidity during in-water work will be monitored in accordance with the permits. A daily log of turbidity monitoring will be maintained and submitted to the Port at the close of the project.
- A detailed spill prevention plan will be prepared and submitted prior to beginning work on site

Upon award of this contract, Bergerson Construction will prepare a project specific environmental protection plan in accordance with the environmental permits. This will provide guidelines for all construction activities.

• Experience in Marine Construction/Dredging for Public Agencies

See Attachment A – Project Experience

It should also be noted that our dredge is equipped with state-of-the-art GPS and electronics for tracking position, depth and estimate dredge quantities throughout the project. This aids in accurate dredging and tracking of progress.

• Applicable Licenses

Bergerson Construction is a licensed commercial contractor in the State of Oregon.

Oregon CCB License No.: 63328, Expiration Date: 1/25/2025

Certifications

As certified by the undersigned, Bergerson Construction provides worker's compensation coverage for all its employees working in Oregon.

As certified by the undersigned, Bergerson Construction will ensure responsibility for any subcontractors working on this project.

As certified by the undersigned, Bergerson Construction has in place an employee drug testing program that will be maintained throughout the term of this agreement.

• Past Project Contacts

City of Astoria Jeff Harrington, Public Works Director <u>iharrington@astoria.or.us</u> (503) 338-5177

Big River Construction Mike Sarin, President <u>msarin@bigrivercompanies.com</u> (503) 338-3878 office

Port of Alsea Roxie Cuellar, Port Manager (541) 563-3872 rcuellar@portofalsea.com

Litigation History

Bergerson Construction has had no litigation on any contract of any type in the past five years.

Addenda Acknowledgement

As certified by the undersigned, Bergerson Construction acknowledges **2** addenda.

Certified By:

Gregory A. Morrill, President October 10, 2024

ATTACHMENT A

* 1. · · ·

Project Experience

.

Bergerson Construction Project Experience

Dredging Specific Project Experience:

1.5

Client/Contact	Project Name	Year	Value
Port of Bandon	Marina Redevelopment	2023-2024	\$1,098,750
Jeff Griffin (541) 357-3206			
Port of Newport	NOAA MOC-P Wharf Maintenance Dredging	2024	\$991,536
Aaron Bretz (541) 406-0217			
Port of Newport	NOAA MOC-P Wharf Maintenance Dredging	2019	\$369,882
Aaron Bretz (541) 406-0217			
Port of Grays Harbor	Westport Marina – Phase 1 Dredging	2019-2020	\$1,537,462
Mike Johnson (360) 533-9528			
City of Warrenton	Hammond Mooring Basin Dredging	2020-2021	\$730,851
Jessica McGowan (503) 861-3822			
Port of Astoria	West Mooring Basin Dredging	2020-2023	\$1,400,000
Matt McGrath (503) 741-3300			
Port of Alsea	Alsea Bay Marina Dredging	2019	\$406,000
Roxie Cuellar (541) 563-3872			
USACE	Coquille River – Marina Dredging	2020	\$414,130
Matt Joerin (360) 353-1521			

Misc. Marine Construction Project Experience:

Client/Contact	Project Name	Year	Value
Oregon State University	HSMC Seawater Intake Pier	2022	\$1,217,018
Kris Anderson (503) 969-9369			
Port of Kalama	Small Cruise Ship Dock	2022	\$3,691,530
Darin Sampson (360) 673-2325			
Port of Alsea	Marina Improvements	2021	\$2,919,923
Roxie Cuellar (541) 563-3872			
Port of Everett	Central Marina Improvements (B, C, & D)	2016-2017	\$10,557,146
Elise Gronewald (425) 388-0630			
Port of Toledo	Boat Haulout Pier	2014-2015	\$1,636,084
Bud Shoemake (541) 272-1201			
USACE/LKE	Trestle Bay Restoration	2015-2019	\$548,940
Kim Erion (360) 737-9595			
City of Warrenton	Marina Improvements	2016	\$1,637,009
Jessica McGowan (503) 861-3822			

ATTACHMENT B

Bid Forms

Bid Bond

First-Tier Subcontractor Disclosure Form

BID & ACKNOWLEDGEMENT OF ADDENDA

To: Board of Commissioners Port of Astoria Astoria, Oregon

The undersigned hereby certifies that the location and details of the work outlined below and further delineated in Exhibits A & B have been personally examined for the Port of Astoria's **East Basin Marina Dredging** project and that he/she: i) has read and thoroughly understands the specifications and all attachments and conditions associated with the U.S. Army Corps of Engineers and Department of State Lands' permits issued for the Port of Astoria's FY 2024-25 East Basin Marina Dredging Project referenced on page 4 of this Invitation to Bid; ii) acknowledges and agrees to the terms and conditions of all forms and requirements included in the bid documents; and iii) certifies that he/she has personally examined the contract governing the work included in this project and the method by which payment will be made for such work and hereby proposes to undertake and complete the work included in this project in accordance with said specifications, contract and schedule.

Award will be based on the lowest bid from a responsive, responsible bidder.

Instructions regarding completion of Bid table:

- Show prices in legible figures (not words) written in ink or typed
- Where conflict occurs unit price shall prevail
- Bid shall be considered non-responsive and void if:
 - o Figures are illegible
 - Minimum bid requirements are not met (where applicable)

	ltem #	Qty	Description	Unit Price	Total Price
1		1 LS	Mobilization	Lump Sum	\$ 237,745.00
2		35,000	East Basin Dredging – Remove	Dollar per	\$
		Cubic	35,000 CY	Cubic Yard	
		Yards		\$15.00	525,000.00
3 Grand Total (Add Items 1 & 2 for total project cost)					\$
					762,745.00

The following Addendum/Addenda is/are hereby acknowledged:

Addendum No.	Date of Addendum/Addenda	Signed Acknowledgement
1	9/26/2024	lin
2	10/02/2024	fin

Note: Failure to acknowledge addenda may render the bid non-responsive and therefore void. If no addenda, mark "none."

The undersigned hereby certifies that said person(s), firm, association or corporation has/have not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with the project for which this Bid is submitted.

The undersigned declares that before preparing the bid, he or she read carefully the specifications and requirements for bidders; the bid is made with the full knowledge of the kind, quality and quantity of services and equipment to be furnished; and the bid is as stated on these pages. By signing below, the Contractor acknowledges and agrees to the terms and conditions of each of the forms and all requirements included in the bid documents.

Authorized Official (Signature)

Gregory A. Morrill Printed Name of Authorized Official Bergerson Construction, Inc. Company Name

P.O. Box 387, Astoria, Oregon 97103 Address City, State, Zip

Date	
Preside	nt
Title of <i>i</i>	Authorized Official
(503) 32	25-7130
Telepho	ne Number
admin@	@bergerson-const.com
E-mail	

OR State Contractor's License #: 63328

Federal I.D. #: <u>93-0600594</u>

FIRST-TIER SUBCONTRACTOR DISCLOSURE FORM FY 2024-25 DREDGING

BID CLOSING: Date: 10/10/24 Time: 3:00 P.M.

Prime Contractor Name: Bergerson Construction, Inc.

This form must be submitted at the location specified in the Invitation to Bid on the advertised bid closing date within two (2) working hours after the advertised bid closing time.

List below the name of each subcontractor that will be furnishing labor or will be furnishing labor and materials and that is required to be disclosed, the category of work that the subcontractor will be performing and the dollar value of the subcontract. Enter "NONE" if there are no subcontractors that need to be disclosed. (ATTACH ADDITIONAL SHEETS IF NEEDED.)

NAME 1None	CATEGORY OF WORK
2	\$
3	\$

OFFICER'S CERTIFICATE

The undersigned, Daniel Gentges, hereby certifies that he is the Secretary of J.F. Brennan Company, Inc., a Wisconsin corporation (the "Corporation"), and further certifies the following:

1. He is familiar with the affairs and records of the Corporation as they relate to the matters dealt with in this Certificate.

2. The Corporation is a corporation organized and validly existing under the Wisconsin Statutes.

3. The following are the current officers of the Corporation according to the Corporation's records:

Name

Matthew Binsfeld Michael Binsfeld Anthony Binsfeld Mark Binsfeld Adam Binsfeld Daniel Gentges <u>Title</u>

President Executive Vice President Executive Vice President Executive Vice President Treasurer Secretary

Dated as of the 29th day of July, 2024.

Daniel Gentges

J. F. Brennan Company, Inc. 818 Bainbridge St. La Crosse, WI 54603

Date of Incorporation: 5/21/1959 State of Wisconsin

BID & ACKNOWLEDGEMENT OF ADDENDA

To: Board of Commissioners Port of Astoria Astoria, Oregon

The undersigned hereby certifies that the location and details of the work outlined below and further delineated in Exhibits A & B have been personally examined for the Port of Astoria's **East Basin Marina Dredging** project and that he/she: i) has read and thoroughly understands the specifications and all attachments and conditions associated with the U.S. Army Corps of Engineers and Department of State Lands' permits issued for the Port of Astoria's FY 2024-25 East Basin Marina Dredging Project referenced on page 4 of this Invitation to Bid; ii) acknowledges and agrees to the terms and conditions of all forms and requirements included in the bid documents; and iii) certifies that he/she has personally examined the contract governing the work included in this project and the method by which payment will be made for such work and hereby proposes to undertake and complete the work included in this project in accordance with said specifications, contract and schedule.

Award will be based on the lowest bid from a responsive, responsible bidder.

Instructions regarding completion of Bid table:

- Show prices in legible figures (not words) written in ink or typed
- Where conflict occurs unit price shall prevail
- Bid shall be considered non-responsive and void if:
 - o Figures are illegible
 - Minimum bid requirements are not met (where applicable)

6	ltem #	Qty	Description	Unit Price	Total Price
1		1 LS	Mobilization	Lump Sum	\$654,000.00
2		35,000 Cubic Yards	East Basin Dredging – Remove 35,000 CY	Dollar per Cubic Yard \$25.00/cy	\$ 875,000.00
3 Grand Total (Add Items 1 & 2 for total project cost)					\$1,529,000.00

The following Addendum/Addenda is/are hereby acknowledged:

Addendum No.	Date of Addendum/Addenda	Signed Acknowledgement
1	9/26/2024	Mahalls P.M
Z	10/2/2024	Astu hall & fall

Note: Failure to acknowledge addenda may render the bid non-responsive and therefore void. If no addenda, mark "none."

The undersigned hereby certifies that said person(s), firm, association or corporation has/have not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with the project for which this Bid is submitted.

The undersigned declares that before preparing the bid, he or she read carefully the specifications and requirements for bidders; the bid is made with the full knowledge of the kind, quality and quantity of services and equipment to be furnished; and the bid is as stated on these pages. By signing below, the Contractor acknowledges and agrees to the terms and conditions of each of the forms and all requirements included in the bid documents.

Authorized Official (Signature)

DONIEL GENTGES

Printed Name of Authorized Official

J.F. BRENNAR (OM/ANY, /HC

Company Name

8/3 BAINGELAGE ST LA CLOSSE, WI 54603

Address

City, State, Zip

Date

SECRETARY

Title of Authorized Official

608-704-7173

Telephone Number

<u>skrall ejfbrennan.com</u> E-mail

OR State Contractor's License #:

Federal I.D. #: 39-096 2285

243335

FIRST-TIER SUBCONTRACTOR DISCLOSURE FORM FY 2024-25 DREDGING

BID CLOSING: Date: 1010/24 Time: 3:00

Prime Contractor Name: J.F. BREMMARY Company, Inc

This form must be submitted at the location specified in the Invitation to Bid on the advertised bid closing date within two (2) working hours after the advertised bid closing time.

List below the name of each subcontractor that will be furnishing labor or will be furnishing labor and materials and that is required to be disclosed, the category of work that the subcontractor will be performing and the dollar value of the subcontract. Enter "NONE" if there are no subcontractors that need to be disclosed. (ATTACH ADDITIONAL SHEETS IF NEEDED.)

NAME 1None	CATEGORY OF WORK
2	\$
3	\$



J.F. Brennan Company, Inc. FY 2024-25 Dredging East Basin Marina Project Contacts

Tyler Lee

Director – Environmental tlee@jfbrennan.com Direct: 608.519.5360 Cell: 608.792.0815

Jared Blodgett

Estimator jblodgett@jfbrennan.com Direct: 608.519.5333 Cell: 608.860.8706

Greg Smith

Vice President – Environmental gsmith@jfbrennan.com Direct: 608.519.5357 Cell: 608.792.0465



J.F. Brennan Company, Inc. Locations

Corporate Headquarters 818 Bainbridge Street La Crosse, WI 54603

Pacific Northwest Office 26108 Pioneer Way NW Poulsbo, WA 98370

Northern California Office 1805 Railroad Avenue Winters, CA 95694

Southern California Office 4411 DuPont Court, Suite 130 Ventura, CA 93003

Dam Construction Office 2401 W Waukau Avenue Oshkosh, WI 54904

Duluth Area Office 802 Garfield Avenue, Suite 102 Duluth, MN 55802

Environmental Services Office 25 Braintree Hill, Suite 3307

Braintree, MA 02184

Hydrographic Survey Office 1048 Glory Road, Suite E Green Bay, WI 54304

Illinois Marine Construction & Dive Office 501 Illinois Avenue Ottawa, IL 61350 Michigan Office 7888 Childsdale Ave NE, Suite B Rockford, MI 49341

Mid-South Office

6410 Kentucky Dam Road Paducah, KY 42003

Eastern Area Dive & Marine Construction Office 192 Smith Street North Kingstown, RI 02852

Minneapolis Area Office

500 S. Marschall Road, Suite 110 Shakopee, MN 55379

St. Paul Area Office 644 Bayfield Street, Suite 220 St. Paul, MN 55107



J.F. Brennan Company, Inc. Subcontractors

J.F. Brennan Company, Inc. does not have any subcontractors engaged to complete work within this project and intends to self-perform the work. In the event a subcontractor would be utilized Brennan would take responsibility of said subcontractor.



J.F. Brennan Company, Inc. Oregon Bidder Residency Status

Per ORS 279A.120 J.F. Brennan Company, Inc. is defined as a Nonresident bidder in the State of Oregon.



J.F. Brennan Company, Inc. Drug Testing Policies

J.F. Brennan Company, Inc. maintains a drug- and alcohol-free work environment, keeping employees and clients safe and productive. We strictly prohibit the unlawful use, possession, purchase, sale or distribution of, and being under the influence of any illegal drugs, controlled substances, or alcohol while on company or client premises. Brennan maintains compliance with several regulatory agencies and client-regulated policies (e.g., non-Department of Transportation [DOT], Federal Railroad Administration [FRA], United States Coast Guard [USCG], and US Pipeline and Hazardous Materials Safety Administration [PHMSA]). We conduct testing under several conditions (i.e., pre-employment or client pre-access, reasonable suspicion, random, and post-accident) and report to regulatory agencies and/or clients as necessary to ensure company and employee compliance.



J.F. Brennan Company, Inc. Litigation Statement

J.F. Brennan Company, Inc. ("Brennan") is engaged, from time to time, in litigation and other dispute resolution proceedings to recover unpaid invoices and other business related issues. Brennan also is involved, from time to time, in litigation and other dispute resolution proceedings concerning contract enforcement matters that arise in the ordinary course of business. All such matters are defended and are covered by applicable insurance policies, above deductibles. For numerous reasons, Brennan keeps the details of all litigation/arbitration /mediation/claims information confidential if at all possible. None of the issues presently pending or threatened would detrimentally affect Brennan's ability to perform its services. If further information on these matters is required, please contact Daniel Gentges, General Counsel, at (414) 698-3314.





INVITATION TO BID (ITB)

FOR

FY 2024-25 Dredging East Basin Marina



Submitted by:

The Dutra Group 2350 Kerner Boulevard, Suite 200 San Rafael, California 94901-5595

Bid Date: October 10, 2024 Bid Time: 3:00 PM

ITB Contact:

Matt McGrath Port of Astoria 422 Gateway Avenue, Suite 100 Astoria, OR 97103 (503) 741-3336 / (503) 741-3345 (fax) mmcgrath@portofastoria.com



October 10, 2024

Port of Astoria Port Administration Offices 422 Gateway Avenue, Suite 100 Astoria, OR 97103

Re: FY 2024-25 Dredging East Basin Marina

Dear Port of Astoria:

The Dutra Group ("Offeror") is pleased to submit a bid for the project referenced above. Offeror agrees with all terms, conditions, and provisions provided in the ITB and all addendum issued.

Please see below for additional information as requested per the submittal requirements.

Project Title:

FY 2024-25 Dredging East Basin Marina

The Dutra Group Company Information:

The Dutra Group is a leading heavy civil and marine contractor that strengthens and supports our nation's infrastructure through sustainable dredging and marine construction. The company is made up of three distinct but integrated divisions that provide a turnkey, one-stop organization. Divisions are Dutra dredging, Construction and Materials that have the capacity to handle any sized project – delivered with reliability, pride and experience.

Bidder name, Address, Email, Telephone, and Fax Numbers:

The Dutra Group 2350 Kerner Boulevard, Suite 200 San Rafael, California 94901-5595 T: 415-258-6876 / F: 415-459-3295 E: estimating@dutragroup.com

Name, Title and Email of Authorized Signers:

Name: Bill T. Dutra, Executive Chairman Email: bdutra@dutragroup.com

The Dutra Group



Name: Harry K. Stewart, President and Chief Executive Officer Email: hstewart@dutragroup.com

Name: Molly F. Jacobson, Executive Vice President, Chief Administrative Officer, Secretary Email: mjacobson@dutragroup.com

Names, Title and Email of Officers (Corporate Resolution attached for reference) Name: Bill T. Dutra, Executive Chairman Email: bdutra@dutragroup.com

Name: Harry K. Stewart, President and Chief Executive Officer Email: hstewart@dutragroup.com

Name: Molly F. Jacobson, Executive Vice President, Chief Administrative Officer, Secretary Email: mjacobson@dutragroup.com

Name: Kevin W. Mohr, Chief Financial Officer Email: kmohr@dutragroup.com

Sincerel Harry K. Stewart President and Chief Executive Officer

The Dutra Group

ELECTION AND REAUTHORIZATION OF OFFICERS

Management has advised the Directors that, in order to satisfy occasional commercial and client demands for proof of formal Board authority, it is essential that the corporation have on file current Board resolutions designating those individuals who are empowered to bind the various Dutra companies and authorizing them to sign the documents necessary to carry out that purpose. Accordingly, after discussion, upon motion duly made and seconded, the Directors unanimously adopted the following resolution effective as of January 1, 2023:

Whereas, it is essential that the corporation have on file current resolutions from the Board of Directors designating those individuals who are empowered to bind the various Dutra companies and authorizing them to execute or endorse documents or instruments, including but not limited to undertakings, certifications, acceptances, releases, agreements, loan documents, commercial contracts and leases and assignments thereof essential to the general business operations of the Corporation and to sign proposals, bids, bid bonds, payment and performance and other bonds, construction or dredging contracts, contract change orders, claims, demands, applications, pre-qualifications, certifications, purchase orders and similar documents and undertakings as necessary and appropriate to facilitate the bidding, bonding, contracting for and prosecution of contract work undertaken by The Dutra Group, Dutra Construction Co., Inc., Dutra Dredging Company, and San Rafael Rock Quarry, Inc., as such and dba Dutra Materials or dba Dutra Fabrication,

Now Therefore Be It Resolved, effective as of January 1, 2023, the following officers, to wit: Bill T. Dutra, Executive Chairman; Harry K. Stewart, President and Chief Executive Officer; Molly F. Jacobson, Executive Vice President, Chief Administrative Officer, and Secretary; and Kevin W. Mohr, Chief Financial Officer, are hereby authorized to bind The Dutra Group by signing, in their official capacities, individually or together, documents or instruments, including but not limited to undertakings, certifications, acceptances, releases, agreements, loan documents, commercial contracts and leases and assignments thereof essential to the general business operations of the Corporation and to sign proposals, bids, bid bonds, payment and performance and other bonds, construction or dredging contracts, contract change orders, claims, demands, applications, pre-qualifications, certifications, purchase orders and similar documents and undertakings as necessary and appropriate to facilitate the bidding, bonding, contracting for and prosecution of contract work undertaken by The Dutra Group; provided, however, that two signatures shall be required for all documents relating to (a) any loan obtained by The Dutra Group, credit extended to The Dutra Group, or guaranty provided by The Dutra Group in any amount, and (b) acquisition by The Dutra Group of any equipment or other asset with a value of five hundred thousand dollars (\$500,000) or greater; and, provided further, that all documents relating to any loan, extension of credit, or guaranty by The Dutra Group shall require the signature of the Executive Chairman or, if the Executive Chairman is unavailable, the signature of the Executive Vice President.

Be It Further Resolved, effective as of January 1, 2023, the following officers, to wit: Bill T. Dutra, Executive Chairman; Harry K. Stewart, President and Chief Executive Officer; Molly F. Jacobson, Executive Vice President, Chief Administrative Officer and Secretary; and Kevin W. Mohr, Chief Financial Officer, are hereby authorized to bind Dutra Construction Co., Inc., by signing, in their official capacities, individually or together, documents or instruments, including but not limited to undertakings, certifications, acceptances, releases, agreements, loan documents, commercial contracts and leases and assignments thereof essential to the general business operations of the Corporation and to sign proposals, bids, bid bonds, payment and performance and other bonds, construction or dredging contracts, contract change orders, claims, demands, applications, pre-qualifications, certifications, purchase orders and similar documents and undertakings as necessary and appropriate to facilitate the bidding, bonding, contracting for and prosecution of contract work undertaken by Dutra Construction Co., Inc.; provided, however, that two signatures shall be required for all documents relating to (a) any loan obtained by Dutra Construction Co., Inc., credit extended to Dutra Construction Co., Inc., or guaranty provided by Dutra Construction Co., Inc. in any amount, and (b) acquisition by Dutra Construction Co., Inc. of any equipment or other asset with a value of five hundred thousand dollars (\$500,000) or greater; and, provided further, that all documents relating to any loan, extension of credit, or guaranty by Dutra Construction Co., Inc. shall require the signature of the Executive Chairman or, if the Executive Chairman is unavailable, the signature of the Executive Vice President.

Be It Further Resolved, effective as of January 1, 2023, the following officers, to wit: Bill T. Dutra, Executive Chairman; Harry K. Stewart, President and Chief Executive Officer; Molly F. Jacobson, Executive Vice President, Chief Administrative Officer and Secretary; and Kevin W. Mohr, Chief Financial Officer, are hereby authorized to bind Dutra Dredging Company by signing, in their official capacities, individually or together, documents or instruments, including but not limited to undertakings, certifications, acceptances, releases, agreements, loan documents, commercial contracts and leases and assignments thereof essential to the general business operations of the Corporation and to sign proposals, bids, bid bonds, payment and performance and other bonds, construction or dredging contracts, contract change orders, claims, demands, applications, pre-qualifications, certifications, purchase orders and similar documents and undertakings as necessary and appropriate to facilitate the bidding, bonding, contracting for and prosecution of contract work undertaken by Dutra Dredging Company; provided, however, that two signatures shall be required for all documents relating to (a) any loan obtained by Dutra Dredging Company, credit extended to Dutra Dredging Company, or guaranty provided by Dutra Dredging Company in any amount, and (b) acquisition by Dutra Dredging Company of any equipment or other asset with a value of five hundred thousand dollars (\$500,000) or greater; and, provided further, that all documents relating to any loan, extension of credit, or guaranty by Dutra Dredging Company shall require the signature of the Executive Chairman or, if the Executive Chairman is unavailable, the signature of the Executive Vice President.

Be It Further Resolved, effective as of January 1, 2023, the following officers, to wit: Bill T. Dutra, Executive Chairman; Harry K. Stewart, President and Chief Executive Officer; Molly F. Jacobson, Executive Vice President, Chief Administrative Officer, and Secretary; and Kevin W. Mohr, Chief Financial Officer, are hereby authorized to bind San Rafael Rock Quarry, Inc., by signing, in their official capacities, individually or together, documents or instruments, including but not limited to undertakings, certifications, acceptances, releases, agreements, loan documents, commercial contracts and leases and assignments thereof essential to the general business operations of the Corporation and to sign proposals, bids, bid bonds, payment and performance and other bonds, construction or dredging contracts, contract change orders, claims, demands, applications, pre-qualifications, certifications, purchase orders and similar documents and undertakings as necessary and appropriate to facilitate the bidding, bonding, contracting for and prosecution of contract work undertaken by San Rafael Rock Quarry, Inc.; provided, however, that two signatures shall be required for all documents relating to (a) any loan obtained by San Rafael Rock Quarry, Inc., credit extended to San Rafael Rock Quarry, Inc., or guaranty provided by San Rafael Rock Quarry, Inc. in any amount, and (b) acquisition by San Rafael Rock Quarry, Inc. of any equipment or other asset with a value of five hundred thousand dollars (\$500,000) or greater; and, provided further, that all documents relating to any loan, extension of credit, or guaranty by San Rafael Rock Quarry, Inc. shall require the signature of the Executive Chairman or, if the Executive Chairman is unavailable, the signature of the Executive Vice President.

Be It Further Resolved, that the slate of officers elected and authorized pursuant to the aforementioned resolutions is restated as follows - such duly elected officers to serve at the pleasure of the Board until the individual officer shall resign or shall be removed or otherwise disqualified to serve, in accordance with the Bylaws of the Corporation:

Current C	Officers of THE DUTRA GROUP
Bill T. Dutra Executive Chairman	
Harry K. Stewart President and Chief Executive Officer	
Molly F. Jacobson Executive Vice President, Chief	
Administrative Officer, Secretary	
Kevin W. Mohr Chief Financial Officer	

Effective as of January 1, 2023

* Two signatures required for all documents relating to (a) any loan, extension of credit, or guaranty in any amount, and

(b) acquisition of any equipment or asset with a value of five hundred thousand dollars (\$500,000) or greater.

* All documents relating to any loan, extension of credit, or guaranty shall require the signature of the Executive Chairman or, if the Executive Chairman is unavailable, the signature of the Executive Vice President.

2,5000,0 00 0, 0 0000, 0, 2020	
Current Officers of	DUTRA CONSTRUCTION CO., INC.
Bill T. Dutra	Executive Chairman
Harry K. Stewart President and Chief Executive Officer	
Molly F. Jacobson Executive Vice President, Chief	
	Administrative Officer, Secretary
Kevin W. Mohr	Chief Financial Officer

Effective as of January 1, 2023

* Two signatures required for all documents relating to (a) any loan, extension of credit, or guaranty in any amount, and

(b) acquisition of any equipment or asset with a value of five hundred thousand dollars (\$500,000) or greater.

* All documents relating to any loan, extension of credit, or guaranty shall require the signature of the Executive Chairman or, if the Executive Chairman is unavailable, the signature of the Executive Vice President.

Effective as of January 1, 2023

Current Officers of DUTRA DREDGING COMPANY		
Bill T. Dutra Executive Chairman		
Harry K. Stewart President and Chief Executive Office		
Molly F. Jacobson Executive Vice President, Chief		
	Administrative Officer, Secretary	
Kevin W. Mohr	Chief Financial Officer	

* Two signatures required for all documents relating to (a) any loan, extension of credit, or guaranty in any amount, and
(b) acquisition of any equipment or asset with a value of five hundred thousand dollars (\$500,000) or greater.
* All documents relating to any loan, extension of credit, or guaranty shall require the signature of the Executive Chairman or, if the Executive Chairman is unavailable, the signature of the Executive Vice President.

Effective as of January 1, 2023

Current Officers of	f SAN RAFAEL ROCK QUARRY, INC.	
Bill T. Dutra Executive Chairman		
Harry K. Stewart	rry K. Stewart President and Chief Executive Officer	
Molly F. Jacobson Executive Vice President, Chief		
	Administrative Officer, Secretary	
Kevin W. Mohr	Chief Financial Officer	

* Two signatures required for all documents relating to (a) any loan, extension of credit, or guaranty in any amount, and
(b) acquisition of any equipment or asset with a value of five hundred thousand dollars (\$500,000) or greater.
* All documents relating to any loan, extension of credit, or guaranty shall require the signature of the Executive Chairman or, if the Executive Chairman is unavailable, the signature of the Executive Vice President.

BID & ACKNOWLEDGEMENT OF ADDENDA

To: Board of Commissioners Port of Astoria Astoria, Oregon

The undersigned hereby certifies that the location and details of the work outlined below and further delineated in Exhibits A & B have been personally examined for the Port of Astoria's **East Basin Marina Dredging** project and that he/she: i) has read and thoroughly understands the specifications and all attachments and conditions associated with the U.S. Army Corps of Engineers and Department of State Lands' permits issued for the Port of Astoria's FY 2024-25 East Basin Marina Dredging Project referenced on page 4 of this Invitation to Bid; ii) acknowledges and agrees to the terms and conditions of all forms and requirements included in the bid documents; and iii) certifies that he/she has personally examined the contract governing the work included in this project and the method by which payment will be made for such work and hereby proposes to undertake and complete the work included in this project in accordance with said specifications, contract and schedule.

Award will be based on the lowest bid from a responsive, responsible bidder.

Instructions regarding completion of Bid table:

- Show prices in legible figures (not words) written in ink or typed
- Where conflict occurs unit price shall prevail
- Bid shall be considered non-responsive and void if:
 - o Figures are illegible
 - Minimum bid requirements are not met (where applicable)

	ltem #	Qty	Description	Unit Price	Total Price
1		1 LS	Mobilization	Lump Sum	\$ 1,400,000.00
2		35,000 Cubic	East Basin Dredging – Remove 35,000 CY	Dollar per Cubic Yard	\$
		Yards		\$18.50/CY	647,500.00
3 Grand Total (Add Items 1 & 2 for total project cost)			\$ 2,047,500.00		

The followin	g Addendum/	Addenda is/	are here	by acknov	vledged:	

Addendum No.	Date of Addendum/Addenda	Signed Acknowledgement
#1	9/26/2024	well c.
#2	10/02/2024	

1

Note: Failure to acknowledge addenda may render the bid non-responsive and therefore void. If no addenda, mark "none."

The undersigned hereby certifies that said person(s), firm, association or corporation has/have not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with the project for which this Bid is submitted.

The undersigned declares that before preparing the bid, he or she read carefully the specifications and requirements for bidders; the bid is made with the full knowledge of the kind, quality and quantity of services and equipment to be furnished; and the bid is as stated on these pages. By signing below, the Contractor acknowledges and agrees to the terms and conditions of each of the forms and all requirements included in the bid documents.

Authorized Official (Signature)

Harry K. Stewart

Printed Name of Authorized Official

The Dutra Group

Company Name

2350 Kerner Boulevard, Suite 200, San Rafael, California 94901-5595 City, State, Zip

Address

Date

October 10, 2024

President and CEO

Title of Authorized Official

415-258-6876

Telephone Number

hstewart@dutragroup.com

E-mail

OR State Contractor's License #:

212725 Exp. 01/11/2025

Federal I.D. #: 94-2278920



FIRST-TIER SUBCONTRACTOR DISCLOSURE FORM FY 2024-25 DREDGING

10/10/2024 BID CLOSING: Date: _____Time: <u>3:00 PM</u>

Prime Contractor Name: The Dutra Group

This form must be submitted at the location specified in the Invitation to Bid on the advertised bid closing date within two (2) working hours after the advertised bid closing time.

List below the name of each subcontractor that will be furnishing labor or will be furnishing labor and materials and that is required to be disclosed, the category of work that the subcontractor will be performing and the dollar value of the subcontract. Enter "NONE" if there are no subcontractors that need to be disclosed. (ATTACH ADDITIONAL SHEETS IF NEEDED.)

NAME 1NONE	CATEGORY OF WORK
2	\$
3	\$



October 10, 2024

Port of Astoria Port Administration Offices 422 Gateway Avenue, Suite 100 Astoria, OR 97103

Re: FY 2024-25 Dredging East Basin Marina – The Dutra Group ORS 2789A.120 Statement

Dear Port of Astoria:

The Dutra Group ("Offeror") is stating that it is not a resident bidder per the definition in ORS 279A.120.

Sincerely,

Harry K. Stewart President and Chief Executive Officer

The Dutra Group



October 10, 2024

Port of Astoria Port Administration Offices 422 Gateway Avenue, Suite 100 Astoria, OR 97103

Re: FY 2024-25 Dredging East Basin Marina – Responsibility of Subcontractors The Dutra Group Certification

To whom it may concern,

The Dutra Group certifies that we will ensure and claim responsibility for each of our subcontractors listed on the First-Tier Subcontractor Disclosure form that has been provided with our bid who is engaged in work on this project.

Sincerely Harry K. Stev President and CEO

The Dutra Group