



Minutes Approved 3/21/11

SPECIAL MEETING OF THE PORT OF TILLAMOOK BAY BOARD OF COMMISSIONERS ALSO SITTING AS THE LOCAL CONTRACT REVIEW BOARD HELD ON FRIDAY, FEBRUARY 4, 2011 AT 10:00 A.M., LOCATED AT 4000 BLIMP BOULEVARD, IN TILLAMOOK, OREGON.

1. Commissioner Dove called the Regular Board Meeting to order at 10:02 A.M.
2. Recognition of Persons Present
 - a. Commissioners: Jerry Dove (President); John Ficher (Secretary); Bill Baertlein (Treasurer); and Georgine Beveridge. (*Jim Young , Absent*)
 - b. Staff: Michele Bradley (General Manager); Karin Gitchel (Office Administrator); Aaron Palter (Project Coordinator)
 - c. Media: There was no media present
 - d. Public: Mike Day (Day CPM); Eric Eckfield (Day CPM); John Main (John Main Construction); Nick Laviolette (LRL Construction); Dan Laviolette (LRL Construction); Howard Goodman (Wing Ridge Construction); Jeff Hurliman (Westwind Construction); Gus Meyer (Private Citizen); Marshall Doak (Tillamook County Economic Development Council).
3. Commissioner Dove recessed as a board to being the Local Contract Review Board (LCRB)

Now Sitting as the Local Contract Review Board

4. Review of the Findings of Fact (FOF)
 - a. Ms Bradley shared that the FOF had been modified due to legal counsel advice. Mr. Eckfield then provided an overview of the findings and what had been changed. He also identified the key points of the FOF for the board members and public in attendance.
5. Public Hearing - Adoption of an Exemption from Competitive Bidding for the Class of Public Improvement Projects Related to the Port's FEMA Alternate Projects
 - a. Mr. Main from Main Construction shared how happy he was to see the changes that the LCRB was implementing. He stated that he felt it appeared that the Board is trying to assist the local area contractors in being a part of the process.
 - b. Mr. Nick Laviolette from LRL Construction questioned the construction bid process and how the Port planned to identify what was needed. Mr. Eckfield clarified that the points will be very clear and identified in all bids going out. He shared that the narrative will be open, to allow for proposers to use creative process from the local area to specify what assets they can provide. Mr. Laviolette then asked about the design build limits with straight bidding and indicated that he felt this eliminated certain groups from participating. Mr. Day clarified for him that the design build delivery would be specific to a

type of bid, but that very few projects would be affected and that the majority of the projects would foster local competition and ability.

- c. Commissioner Baertlein queried about the design build process and wondered if this still enabled to project to be stopped if a point was reached where that was necessary. Mr. Day shared that in the contract there are provisions built in to meet the budget criteria.
 - d. Commissioner Dove queried what would happen with the reporting to FEMA? Ms. Bradley shared that the staff will report as normal.
 - e. Commissioner Dove reiterated to the public on record, that it has been the goal of the Board to give as many opportunities to the local area contractors, and that this was the intent of this process.
6. Discussion and Consideration of LCRB Resolution 2010-2011 #13 In the Matter of the Adoption of an Exemption from the Competitive Bidding Process Pursuant to Oregon Revised Statutes Chapter 279C.335(2) For the Port's FEMA Alternate Projects
- a. **ACTION: Commissioner Dove entertained a motion considering the resolution. Commissioner Ficher moved to accept LCRB Resolution 2010-2011 #13 In the Matter of the Adoption of an Exemption from the Competitive Bidding Process Pursuant to Oregon Revised Statutes Chapter 279C.335(2) For the Port's FEMA Alternate Projects. Commissioner Baertlein seconded the motion. There was no further discussion. The motion was approved by a 4-0 vote. (1 absent)**
7. Commissioner Dove recessed the LCRB back to Special Board meeting.

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8. Other Business
 - a. There was no other business to discuss.
9. Public Comment
 - a. Mr. Doak from TCEDC indicated his desire to state on record that part of the process they are committed to assist any local contractor in the area in gaining the training and certifications that are needed to become eligible to bid on the FEMA Alternate Projects. He provided cards and stated that the training will be available to public in March for those interested in attending.
10. Commissioner Comment
 - a. There were no additional comments.
11. Commissioner Dove adjourned the Special Board Meeting at 10:20 A.M.