

BOARD MEETING MINUTES
September 25, 2017 6:00 p.m.
TUMALO IRRIGATION DISTRICT OFFICE
64697 Cook Avenue
Bend, Oregon 97703

BOARD: Ron Cochran, Shirley DeMaris, Wally Zimmerman, Steve Putnam, Martin Warbington
STAFF: Kenneth Rieck, April Harris-Spath, Chris Schull
ATTORNEY: Mark Reinecke
GUESTS: Kevin Crew, Mark Theetge

Chairman Cochran called the special board meeting to order at 6:05 p.m. and appointed April Harris-Spath scribe.

AWARD PHASE V PIPE BID

The District received two bids for the pipe on September 12, 2017 for Phase V of the Tumalo Feed Canal piping project, one from Ferguson Waterworks and one from Core & Main. The District found the bid from Ferguson to be “informal and unresponsive” and expressed its intent to award the bid to Core & Main. As a result, Ferguson protested the District’s decision in a letter sent on September 19, 2017. The two bids were presented to the Board, along with four separate opinions that were submitted by four different engineers judging the validity of the bids.

Under advice of our attorney Eileen Eakins, the board chair asked the board to provide answers to the following questions.

Did the District make a mistake in evaluating Ferguson’s bid?
(Polling all board members) No.

Did the District abuse its discretion in rejecting Ferguson’s bid?
(Polling all board members) No.

Did Cole and Main’s bid “substantially comply” with the “made in the USA” criterion?
(Polling all board members) Yes.

Is there enough uncertainty that the board will the board cancel the procurement altogether and start over?
(Polling all board members) No.

Will the board confirm the rejection of Ferguson’s bid as “informal and non-responsive”, and continue with the award to Cole and Main?
(Polling all board members) Yes.

There were no dissenting votes.

ADJOURN

Director Zimmerman made a motion to adjourn the regular board meeting at 6:15 p.m. Director Warbington seconded the motion and it passed unanimously.