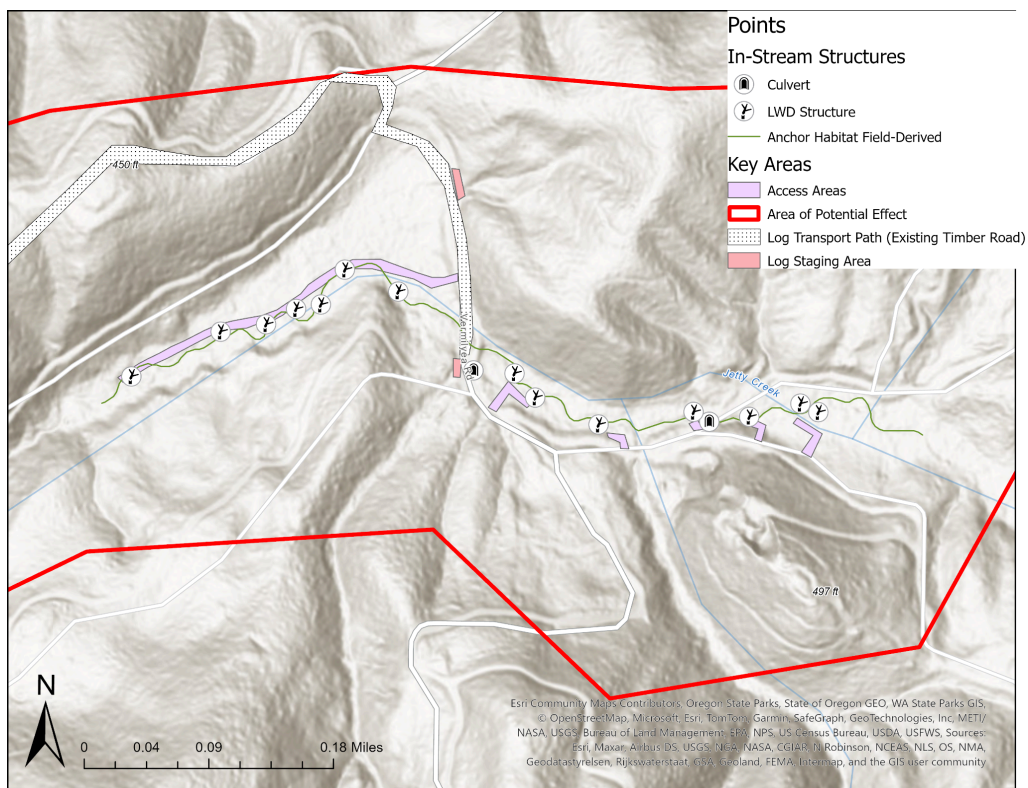




## TILLAMOOK ESTUARIES PARTNERSHIP

### Jetty Creek Fish Habitat Enhancement

### REQUEST FOR BIDS (RFB)



**RFB Submission Response Deadline: June 27th, 2025 by 5:00 pm**

**Submit Bids via email to:**

**Race Stryker**  
[race@tbnep.org](mailto:race@tbnep.org)

## TABLE OF CONTENTS

<b>SECTION 1: General Information.....</b>	<b>3</b>
1.1. Introduction.....	3
1.2. Schedule of RFB Events.....	4
<b>Section 2: Scope of Work/Specifications.....</b>	<b>4</b>
2.1 Overview and Background.....	4
2.2 Scope of Work/Specifications.....	4
2.2.1 General Work Requirements.....	4
2.2.2 Log Placement Specific Tasks.....	7
2.2.3 Timeline for Work Commencement, Benchmark Dates, and Completion.....	9
<b>Section 3: Bid Requirements.....</b>	<b>10</b>
3.1 Pre Bid Meeting and Site Tour.....	10
3.2 Bid Information.....	11
3.3 Bidder Requirements.....	11
3.4 Submission Requirements.....	12
3.4.1 Required Sections.....	12
3.4.2 Formatting.....	13
3.4.3 How to Submit.....	13
<b>Section 4: Solicitation Process.....</b>	<b>14</b>
4.1 Public Notice and Amendments.....	14
4.3 Modification/Withdrawal of Submitted Bids.....	14
4.4 Bid Evaluation.....	14
4.1.1 Evaluation Criteria.....	14
4.1.2 Ranking Process.....	15
<b>Section 5: Award and Negotiation.....</b>	<b>15</b>
5.1 Requirements for Selected Bidder.....	15
5.1.1 Liability Insurance.....	16
5.1.2 Responsibility Inquiry.....	16
5.1.3 Nondiscrimination policy.....	16
5.2 Contract Negotiation.....	16
5.2.1 Elements to be Negotiated.....	17
5.3 Contract Administration.....	17
5.3.1 Project Manager.....	17
5.3.2 Compensation.....	17
<b>Section 6: Additional Information.....</b>	<b>18</b>
6.1 Governing Laws and Regulations.....	18
6.2 Ownership/Permission to Use Materials.....	18
6.3 Cancellation of RFB; Rejection of Bids; No Damages.....	18
6.4 Cost of Submitting a Bid.....	18

SECTION 1: GENERAL INFORMATION

Notice is hereby given pursuant to this Request for Bids (“RFB”) that sealed bids (in each case, a “Bid”) for the project described below (the “Project”) will be received by Tillamook Estuaries Partnership, a 501(c)(3) Oregon non-profit corporation (“TEP” or “Owner”) up to the hour of **5:00 p.m. Pacific Time on June 27<sup>th</sup>**, 2025 following which the Bids will be evaluated by TEP. TEP and its project partners are requesting bids from qualified contractors to provide bids for in-stream habitat restoration in Jetty Creek.

1.1. Introduction

The Tillamook Estuaries Partnership (TEP) is a non-profit National Estuary Program with a focus on environmental restoration projects throughout Tillamook County, as outlined in the TEP Comprehensive Conservation and Management Plan (CCMP). Specific tasks outlined in the CCMP include: conserve and restore key habitats in the watershed; maximize ecosystem connectivity to ensure landscape array of ecosystem processes and ease of species movement; assess, prioritize, and enhance key native species populations, emphasizing contribution to ecological function.

Jetty Creek is situated just upstream from the Nehalem River's mouth, about 3 miles north of Rockaway Beach in Tillamook County. The stream is home to ESA-listed coho salmon, chum salmon, and coastal cutthroat trout. Most of the Jetty Creek watershed is designated for private timber management and serves as the primary drinking water source for Rockaway Beach. Currently, Jetty Creek falls short of ODFW benchmarks for instream large wood, and juvenile fish face challenges overwintering in Jetty Creek due to its simplified channel and gradient. Large wood placements will provide overwintering habitat and stream complexity for juvenile salmonids. The efficacy of large wood placements is well established, and TEP has received funding from the Oregon Watershed Enhancement Board (OWEB) to construct 14 channel-spanning large wood placements, each with at least 3 tree tops and 3 root wads. The wood for the project is being provided by Lewis and Clark Timberlands.

Additional details on the scope of the requested services are included in the Scope of Work/Specifications section.

## 1.2. Schedule of RFB Events

Event	Date
RFB released	June 4th
Pre-bid meeting (on-site)	June 18th
Bids due no later than 5:00 pm (PDT)	June 27th
Evaluations begin	July 1st
Bid selection and Notification	July 9th
Execute contract / Contract Negotiations	July 9th - 16th
Estimated end date (based on funding requirements)	October 30th

## SECTION 2: SCOPE OF WORK/SPECIFICATIONS

### 2.1 Overview and Background

The Tillamook Estuaries Partnership, a 501(c)(3) Oregon non-profit organization, is a part of 28 National Estuary Projects working throughout the continental United States and Puerto Rico to protect and restore the health of estuaries while supporting economic and recreational activities. More information may be found on TEP's website [www.tbnep.org](http://www.tbnep.org)

TEP does not discriminate on the basis of race, color, national origin, disability, age, or sex in administration of its programs or activities. TEP does not intimidate or retaliate against any individual or group because they have exercised their rights to participate in actions protected, or oppose action prohibited, by State of Oregon and Federal civil rights and non-discrimination laws, or for the purpose of interfering with such rights.

### 2.2 Scope of Work/Specifications

#### 2.2.1 General Work Requirements

**1. Transporting Large Wood (approx. 18-24 inches DBH 32-40 ft long) from Staging Area to Project Area:**

- The contractor must have the equipment and personnel to safely transport large logs with diameters ranging from 18-24 inches in diameter at breast height (DBH). There will be approximately 50 trees, each cut into two pieces. Lengths can vary.
- Transport must be carried out without damaging surrounding ecosystems or property, particularly in riparian or sensitive areas.
- The contractor should be able to secure the logs safely during transport to prevent accidents or damage.
- The contractor should be prepared to transport logs over distances ranging from approximately 0.1 – 0.5 miles on existing forest roads, and over distances ranging from approximately 0.1 – 0.5 miles on newly created paths and reactivated roads to access the stream. (The aforementioned distance in miles is approximately 500 – 2500 feet)

**2. Transporting Logs with Attached Root Wads:**

- The contractor must have the capability to transport large logs with attached root wads, ensuring that the root wads are properly secured during transport to prevent any damage or loss.
- Knowledge of handling logs with root wads is required, as they can be cumbersome and difficult to maneuver.

**3. Creating Access Routes Through Riparian Areas with Dense Vegetation:**

- The contractor must have experience in clearing and creating access routes through riparian zones with dense vegetation, while following guidelines to minimize environmental impact.
- Care must be taken to avoid unnecessary disruption to sensitive habitats and water quality.
- Equipment used for clearing should be appropriate for the terrain and vegetation, with minimal disturbance to the surrounding ecosystem.

**4. Removing Trees to Provide Access to Log Placement Locations:**

- The contractor will need to be able to safely tip or fell some trees (approx. 30) that need to be removed to provide access to a large wood placement location and place these trees as part of that log placement. If there are trees blocking access, tipping is preferred to felling wherever feasible. Most trees to be tipped in this area are typically small, under 50 ft tall. (More precise information will be available during the pre-bid site tour.)
- Knowledge of techniques for safely and effectively tipping trees is required and experience performing this action is preferred.

- In the event that trees blocking access cannot be tipped and must be felled instead, the contractor must possess the necessary skills, certifications, and equipment to fell trees.

**5. Creating Large Wood Placements for Fish Habitat Enhancement (Guidance from ODFW):**

- Contractors will be involved in designing and placing large wood structures such as log jams, key pieces, and other configurations that mimic natural conditions and provide long-term benefits for aquatic ecosystems. Experience with prior log placements for habitat restoration is preferred but not required.
- The contractor will be responsible for creating large wood placements in Jetty Creek to enhance fish habitats, in accordance with guidelines provided by the Oregon Department of Fish and Wildlife (ODFW) staff. ODFW Staff will be on site to provide instruction on wood placement.
- Placement of large wood must be done with the aim of improving habitat complexity, water flow, and fish refuge, while maintaining stability of the wood over time.
- The contractor must work closely with ODFW staff to ensure that large wood structures meet specific habitat enhancement objectives, including considerations for species like salmon and steelhead.

**6. Experience:**

- The contractor and their personnel will ideally have previous experience working on habitat restoration projects. Experience working on previous large wood placement projects is preferred.
- Numerous forestry projects involve similar work to habitat restoration (log transport, brush clearing etc) and will be considered if the contractor does not have prior experience in restoration.
- An interest in fish habitat and general restoration is preferred but not required.

**7. Safety and Environmental Compliance:**

- The contractor must ensure the safety of personnel and the environment throughout the project. This includes maintaining proper equipment, using personal protective equipment (PPE), and adhering to safety protocols for work in potentially hazardous terrain.
- All activities should comply with federal, state, and local environmental laws, especially regarding riparian zone protection and water quality standards.

- The contractor will provide a port-a-potty for all full days of operation. There is no bathroom on site.

By fulfilling these work requirements, including the crucial task of creating large wood placements for fish habitat enhancement in consultation with ODFW, the contractor will support sustainable environmental practices and contribute to the health of aquatic ecosystems in the area.

## 2.2.2 Log Placement Specific Tasks

This project involves the use of an excavator for placing logs in a stream to restore salmon habitat. The contractor will be responsible for using the excavator to transport and place logs, create access paths, and ensure minimal environmental disturbance while following specific instructions from ODFW (Oregon Department of Fish and Wildlife) staff and the TEP (Tillamook Estuaries Partnership) Project Manager.

### Key Tasks and Responsibilities:

#### 1. Excavator Operation and Access:

- Drive and operate an excavator over steep and uneven terrain to safely access the creek and surrounding areas.
- Exercise caution to minimize impacts to the environment and existing vegetation while navigating difficult terrain.
- Ensure all necessary safety precautions are in place when operating equipment in challenging conditions.

#### 2. Log Transport:

- Transport logs from one of the two designated central staging areas to the stream location.
- Ensure safe and efficient handling of logs during transport, ensuring they are not damaged during movement.
- Logs will be transported over distances of approximately 0.1 – 0.5 miles (500 – 2500 feet) and over a variety of terrain ranging from existing logging roads to newly created access paths.

#### 3. Path Creation:

- Create access paths through the riparian zone to the stream using the excavator, while minimizing damage to existing vegetation and soil.
- Clear paths by tipping or felling trees that need to be removed for access. All trees removed for access will be used in the log placements, as instructed by ODFW and the TEP Project Manager.
- Avoid unnecessary removal or damage to trees and shrubs that are not part of the project scope.

**4. Brushing Over Tracks:**

- After completing excavation tasks, use appropriate methods to brush over and restore tracks created by the excavator.
- Ensure that the paths left by the equipment are properly camouflaged or covered to minimize their visual impact and prevent erosion.

**5. Temporary Bridge Construction (if required):**

- If access routes require crossing the creek, construct a temporary bridge using logs to safely move equipment and materials.
- Follow instructions from ODFW staff and the TEP Project Manager to ensure the temporary bridge is properly built and does not obstruct water flow or create hazards.
- Ensure that the temporary bridge, if used, is removed and the area is restored to its natural state once the project is completed, unless otherwise directed.

**6. Log Placement for Salmon Habitat Restoration:**

- Follow detailed instructions provided by ODFW and the TEP Project Manager for the placement of large wood (logs) in the stream to promote salmon habitat restoration.
- Ensure logs are placed according to habitat restoration guidelines to optimize stream structure, water flow, and provide shelter for salmon.
- Take care to avoid unnecessary disruption to the environment and wildlife during the log placement process.

**7. Environmental Protection:**

- Follow all ODFW and TEP Project Manager instructions for minimizing environmental impact during project activities.
- Implement temporary erosion control methods and take steps to prevent soil compaction, especially in sensitive riparian zones.
- Avoid disturbance to existing wildlife habitats and take precautions to protect water quality in the stream.
- Refueling of equipment must take place away from streams or adjacent bodies of water to avoid hazardous fuel spills.
- Excavators and other machinery must use hydraulic fluid that is safe for use in aquatic environments (Vegetable-based).

**8. Coordination and Reporting:**



- Regularly communicate with ODFW staff and the TEP Project Manager to ensure work is progressing according to schedule and following all project requirements.
- Report any unexpected challenges or changes in site conditions to the project manager, including potential issues with access, terrain, or log placement.
- Ensure that all work is completed within the specified timeline and to the satisfaction of the project stakeholders.

#### Equipment and Materials:

- Excavator (contractor to provide)
- Logs and other materials for habitat restoration (provided by the project)
- Any additional tools required for brushing, clearing paths, and constructing temporary bridges (using existing logs)

#### 2.2.3 Timeline for Work Commencement, Benchmark Dates, and Completion

Task	Benchmark Date
Execute Contract	July 9th-16th
Access Route Creation	Contract Executions Date - August 22nd.  Tasks will take approx. 7 days but can be completed any time during specified window.
Advanced Log Staging (move logs from consolidated staging areas to site-specific ones)	
Any Additional Tasks that can be completed without ODFW Guidance	
Creation of Log Jams with Direction from ODFW/TEP Staff. (Approx. 3-5 days) This must be completed in the in-water work window which ends September 15th. ODFW staff can approve extensions to the work window depending on weather conditions.	August 26th - September 15th (subject to change based on ODFW Staff Schedule)
Site Clean Up (brushing access paths, removing equipment, etc. Approx. 3 days)	September 15th-30th
Conclude Contract	October 30th

## SECTION 3: BID REQUIREMENTS

### 3.1 Pre Bid Meeting and Site Tour

A **mandatory pre-bid meeting and site tour** will be held to provide prospective bidders with an overview of the project scope, access conditions, environmental sensitivities, and logistical considerations related to the placement of log jams in the stream. Attendance is **required** for all bidders intending to submit a bid.

**Date and Time:**

June 18th at 10:00am

**Meeting Location: Both options lead to same location**

**Address:** 27090-27062 Oregon Coast Hwy

Rockaway Beach, OR 97136

**GPS Coordinates:** 45.658279, -123.928980

(Initial briefing will be held at this location before proceeding to the project site.)

**Purpose:**

The pre-bid meeting will include:

- An overview of the project objectives and technical specifications.
- A walkthrough of site access points, staging areas, and stream reach locations for log jam installation.
- Discussion of environmental protection measures, including erosion control, in-stream work windows, and protocols for working near sensitive habitat.
- An opportunity for bidders to ask questions and seek clarification on bid requirements and site conditions.

**Requirements:**

- All bidders must have a representative attend the pre-bid meeting/site visit to be eligible to submit a bid.
- Personal Protective Equipment (PPE), namely, boots suitable for uneven and wet terrain, is required. There are some spots where the tour will move through the creek.

- Transportation to the site will be by personal vehicle unless otherwise specified. Some sections of the site may require walking over rough terrain.

**Post-Meeting Questions and Addenda:** Bidders may submit written questions following the pre-bid meeting. All questions must be submitted by June 25th, 2025 to Race Stryker: [race@tbnep.org](mailto:race@tbnep.org). Responses to all submitted questions, along with any additional clarifications or modifications to the bid documents, will be issued in the form of an **addendum**. The addendum will be distributed to all attendees and is included in the Request For Bids (RFB)

Failure to attend the mandatory pre-bid meeting and site tour will result in disqualification from the bidding process. No alternative site visits will be offered.

## 3.2 Bid Information

The work includes furnishing all labor, equipment, travel, and materials for performing the work as spelled out in the Contract Documents, including, more generally:

- Mobilization of equipment, materials and personnel to the project site including demobilization upon project completion.
- Establishment of temporary equipment access and staging areas as shown on the Plans.
- Clearing and grubbing of existing vegetation within all earthwork areas and locations identified for access and staging on the Plans.
- Installation of Channel Spanning log Jams based on site fit direction by TEP and ODFW. Materials for log jams are provided by TEP; Contractor is responsible for installation and haul within the project site.

## 3.3 Bidder Requirements

Bidders must hold Commercial General Liability Insurance with Loggers Broad Form Insurance (\$1,000,000 per occurrence and \$2,000,000 general aggregate), Automotive Liability Insurance for vehicles on the property (combined single limit each accident \$1,000,000), Umbrella Liability Insurance (each occurrence \$1,000,000), and Workers Compensation and Employers' Liability Insurance (\$500,000).

## 3.4 Submission Requirements

### 3.4.1 Required Sections

<p>A. Cover Page: This page serves to primarily identify the bid and firm information. It should include:</p> <p>Title reading “Jetty Creek Instream Habitat Enhancement: RESTORATION REQUEST FOR BIDS”</p> <ul style="list-style-type: none"> <li>• Firm identification</li> <li>• Project team leader contact information</li> </ul>	1 page
<p>B. Transmittal Letter: Provide an introduction to the contractor team that summarizes knowledge and experience with projects similar to the one in this RFP. The letter may include elements mentioned in other parts of the bid evaluation. <u>Letter must acknowledge receipt of any and all amendments to this RFP issued by TEP.</u></p>	1 page (maximum)
<p>C. Staff Qualifications &amp; Relevant Experience: This section should identify the contractor team that will work directly on the project and their respective roles. List the qualifications and relevant experience of the team members. Highest scores will be given to contractors that demonstrate: 1) relevant qualifications and 2) a coherent team that has worked together on prior similar projects. In describing the experience of team members, contractors should focus on applicable experience. For teams that have not worked together previously, the bid should clearly demonstrate the project manager’s ability to develop and manage a productive team. This section should identify any contractor team experience with instream wood placement projects in Oregon or Washington.</p>	2 pages
<p>D. Specific Similar Project Experience: Beginning with the most recently completed project, provide three examples of instream wood placement projects. Emphasize projects similar to this project (setting and scope). Highest scores will be given to contractors demonstrating specific experience for the type of work included in this RFP. Presentation of firm experience should be tied to a time frame and experience of the project team leader(s).</p>	2 pages
<p>E. Project Approach: Describe your approach for this project to cost effectively meet project deliverables and objectives in the timeframe provided. Describe what you believe are the most critical elements of this project that the team must address for a successful outcome. Clearly identify work that will be done by the prime versus sub-contractors (if applicable).</p>	2 pages

<p>F. Project Budget: Fill in the relevant information in <b>Tables A and B</b> below and, on no more than two separate additional pages, include a brief budget narrative for each line item. In addition to total cost, we will evaluate the budget based on how well narratives identify how funds will be spent, how cost efficiencies will be achieved, and the bidder's ability to provide all scoped services within the anticipated budget.</p> <p><b>This project is not subject to prevailing wage law.</b></p>	4 pages
<p>G: References: List references for instream wood placement projects. This list should include a minimum of three contact names, including business names and phone numbers. Title of referenced project(s) should be provided. Topics likely asked of references include those related to: submission of accurate estimates, high quality work, meeting deadlines, and ease of interaction.</p>	1 page

### 3.4.2 Formatting

Bids should be prepared simply and economically, providing a straightforward, concise description of proposer capabilities to satisfy the requirements of this RFB. Emphasis should be on completeness and clarity of content. Please submit bids electronically via email to **race@tbnep.org**.

### 3.4.3 How to Submit

Each responsible proposer shall respond to the "Submission Requirements" as presented in Section 3.2 of this RFB. Bids received without the required information may be rejected as incomplete.

**ELECTRONIC DELIVERY.** The bid shall be submitted as one (1) searchable PDF electronic file with signatures. The bid shall be emailed to race@tbnep, with the subject line: "Jetty Creek: BID ATTACHED". The body of the email should indicate the name of the business or proposer.

## SECTION 4: SOLICITATION PROCESS

### 4.1 Public Notice and Amendments

This RFB is open on **June 4<sup>th</sup>, 2025** and closes at **5 pm on June 27<sup>th</sup> 2025**

In the event it becomes necessary to revise any part of this RFB, addenda will be provided to all prospective proposers who have notified TEP's Single Point of Contact of their interest in submitting a bid. Notification will be by email with the amendments or addenda to the RFB attached.

### 4.3 Modification/Withdrawal of Submitted Bids

Modifications to submitted bids can be made prior to 5 pm on June 27<sup>th</sup>, 2025. Modifications must be submitted to the Single Point of Contact via the same method as outlined in *Section 3.2.4 How to Submit*. If submitting a physical bid the envelope should indicate the name of the business or proposer and include the words: Jetty Creek: MODIFIED BID ENCLOSED.

Bids can be withdrawn prior to June 27<sup>th</sup>, 2025. Bidder must notify TEP in writing by emailing the Single Point of Contact as soon as possible after the decision is made to withdraw.

### 4.4 Bid Evaluation

TEP reserves the right to exercise its discretion with regard to selecting who will be awarded a Contract from the pool of applicants. For instance, TEP reserves the right to:

- Reject any and all bids received in response to this RFB, if deemed to be in the best interest of the project and in consideration of the limited grant funds available.
- Waive or modify any irregularities in bids received, after prior notification to the Bider.
- Consider bids or modifications received at any time before the award is made, if such action is in the best interest of TEP.
- Seek clarification of each bid.
- Negotiate a final contract under which the compensation paid to the bidder is fair and reasonable to TEP as determined solely by TEP.

#### 4.1.1 Evaluation Criteria

Bids will be evaluated on how well they meet the requirements outlined in Section 3.2.1. Points will be awarded as follows.

- Cover Page: 0 points
- Transmittal Letter: 0 points
- Staff Qualifications & Relevant Experience: 20 points
- Specific Similar Project Experience: 20 points
- Project Approach: 30 points
- Project Budget: 10 points
- References: 5 points
- Working Relationship with Local Jurisdictions: 5 points
- Serviceability & Local Preference: 5 points
- Overall Bid Presentation: 5 points

#### 4.1.2 Ranking Process

An RFB Contractor Selection Committee of no fewer than three individuals shall be established to review, score, and rank all responsive bids according to the criteria found in Section 4.1.1.

After completion of initial scores, TEP will check references of the top two evaluated firms.

## **SECTION 5: AWARD AND NEGOTIATION**

TEP will notify the top-ranking Bidder in writing of its intent to award a contract to the Bidder. TEP may award less than the full Scope of Work described in this RFB.

The contents of the bid of the successful Bidder (unless superseded in writing during contract negotiations) will become contractual obligations if the bid is accepted by TEP. Failure of the successful Bidder to accept these obligations in a contract may result in cancellation of the award.

## 5.1 Requirements for Selected Bidder

Bidder(s) who are selected for a Contract award under this RFB will be required to submit additional information and comply with the following:

### 5.1.1 Liability Insurance

If a contract is awarded, the successful bidder must provide a certificate of coverage at the time of contract execution, indicating proof of insurance coverage with limits not less than \$1,000,000 combined single limit per occurrence and not less than \$2,000,000 each annual aggregate limit. Such insurance shall be evidenced by Certificate of Insurance provided to the TEP, indicating coverages, limits and effective dates, by an insurance company licensed to do business in the State of Oregon. Also, an Endorsement shall be issued by the company showing TEP as additional insured and containing a 30-day Notice of Cancellation endorsement. If a contract is awarded, the successful proposer must provide documentation of Errors and Omissions (professional liability) Insurance Coverage.

Bidder must hold Commercial General Liability Insurance with Loggers Broad Form Insurance (\$1,000,000 per occurrence and \$2,000,000 general aggregate), Automotive Liability Insurance for vehicles on the property (combined single limit each accident \$1,000,000), Umbrella Liability Insurance (each occurrence \$1,000,000), and Workers Compensation and Employers' Liability Insurance (\$500,000).

### 5.1.2 Responsibility Inquiry

TEP reserves the right to seek proof or require the Bidder to certify that it is financially solvent and capable of project.

### 5.1.3 Nondiscrimination policy

As a condition of receiving the award of a Contract Agreement under this RFB, Bidder must certify that it has in place a policy and practice of preventing sexual harassment, sexual assault, and discrimination against employees who are members of a protected class. The policy and practice must include giving employees a written notice that the policy both prohibits, and prescribes disciplinary measures for, conduct that constitutes sexual harassment, sexual assault, or unlawful discrimination.

## 5.2 Contract Negotiation

TEP shall begin contract negotiations with the highest ranked Bidder. In the event the final scoring and ranking results in a high tie bid, TEP:

- May further evaluate and rank all high tie bids according to the criteria set forth in the RFB, with or without requiring further submissions from, or interviews of, the Bidders involved in the tie, to



determine which of the Bidders to select, if any, to provide the required services in a manner most beneficial to the overall intent of the project, and to the expectations of TEP; and

- Provided the high tie is broken, shall then enter into negotiations with the highest ranked Bidders as outlined in this RFB.

Negotiations with a high-ranked Bidder may be formally terminated if they fail to result in a contract within a reasonable amount of time as determined by TEP. Negotiations will then ensue with the next ranked consultant, and if necessary, the next consultant and so on, until the negotiations result in a contract.

If negotiations fail to result in a contract within a reasonable amount of time, the solicitation may be formally terminated and a new solicitation effort undertaken.

### 5.2.1 Elements to be Negotiated

The contractor's tasks; and Hourly rates for services which are consistent with the contractor's bid and fair and reasonable to TEP, taking into account the estimated value, scope, complexity, nature of the contractor's service, and availability of grant funds.

A "do not exceed" total contract price will be negotiated prior to execution of contract.

## 5.3 Contract Administration

### 5.3.1 Project Manager

Race Stryker  
PO Box 493  
Garibaldi, OR 97118  
Office: 503-322-2222  
Cell: 503-374-1434  
race@tbnep.org

### 5.3.2 Compensation

Compensation to contractor shall be based on:

- Direct salary costs;
- Direct non-salary costs;
- Overhead costs expressed as a percentage of direct salary; and
- A fixed professional fee.

## **SECTION 6: ADDITIONAL INFORMATION**

### **6.1 Governing Laws and Regulations**

Any dispute arising under this RFB or resulting contract award will be governed by the laws of Tillamook County and Oregon State. Venue shall be in Tillamook County, Oregon, unless otherwise agreed by the parties.

### **6.2 Ownership/Permission to Use Materials**

All Bids submitted in response to this RFB become the property of TEP. By submitting a Bid in response to this RFB, the Bidder grants TEP a non-exclusive, perpetual, irrevocable, royalty-free license for the rights to copy, distribute, display, prepare derivative works of and transmit the Bid solely for the purpose of evaluating the Bidder, negotiating a Contract, if awarded to Bidder, or as otherwise needed to administer the RFB process. Bids, including supporting materials, will not be returned to Bidder, except in the case of Bids that were submitted late and rejected.

### **6.3 Cancellation of RFB; Rejection of Bids; No Damages**

TEP may reject any or all Bids in-whole or in-part, or may cancel this RFB at any time. TEP is not liable to any Bidder for any loss or expense caused by or resulting from the delay, suspension, or cancellation of the RFB or a Contract award, or the rejection of any Bid.

### **6.4 Cost of Submitting a Bid**

Bidder shall pay all costs incurred in connection with its bid, including, but not limited to, the costs to prepare and submit the bid, costs of samples and other supporting materials, and costs to participate in demonstrations.

---

**Table A:** Please fill in and attach to Bid Submission

Job Specific Costs

<b>Mobilization</b> Equipment, materials, and labor to mobilize necessary equipment, utilities, and support facilities to the project site. Includes project General Requirements and insurance.	1	Lump Sum	
<b>Site Access &amp; Staging</b> Equipment, materials, and labor to create access into site, clear areas that will require work access, remove and salvage trees, stage equipment and materials.	1	Lump Sum	
<b>Care of Waters</b> Equipment, materials, and labor to reduce impacts to water quality. Use of vegetable oils in hydraulics, no fueling adjacent to river, wet crossing using logs etc.	1	Lump Sum	
<b>Construction Site Reclamation and Demobilization</b> Equipment, materials, and labor to reclaim site including removal of all construction equipment and remaining construction debris, and treatment of all disturbed surfaces with brushing.	1	Lump Sum	
<b>Large Wood Placement</b> Construct in stream structures consisting of 6-8 pieces of wood <i>14 total placements</i>	14	Lump Sum	

**Table B:** Please fill in and attach to Bid Submission

In addition to the tabulated bid items, typical equipment and labor rates are necessary if work outside of the Bid is necessary, these rates will apply. Please provide the following rates:

Item	Cost	Units
<b>Excavator</b>  Track mounted excavator, 38,000 pounds GVW, includes operator, fuel, and insurance.		Per hour
<b>Other Tools</b>  Any additional tools required for transporting logs, brushing, clearing paths, and constructing temporary bridges from logs.		Per hour
<b>Site Supervisor</b>  On-site project supervisor able to direct labor and equipment		Per hour
<b>Laborer 1</b>  Skilled laborer able to operate equipment		Per hour
<b>Laborer 2</b>  General laborer for physical labor.		Per hour

## SUPPLEMENTAL MAPS

