

Capital Projects Advisory Review Board
Subcontractor Bid Listing Policy Evaluation Committee

Meeting Notes 6/15/2022

Page 1 of 3

Location via Zoom

Meeting ID: 918 1638 3418 Passcode: 820927

Members: (13 members, 7 = quorum)

X	Kyle Dilbert, Ports
X	Bill Dobyms, General Contractors
X	Corey Fedie, Public Hospitals
X	Curt Gimmestad, General Contractors
X	Jeff Gonzalez, DES-State
	Matthew Hepner, Const. Trades Labor
	Russel King, Local Government

X	Bob Korth, NW Ironworkers
X	Mark Nakagawara, Cities
X	Mark Riker, Construction Trades Labor
X	Barry Sherman, Spec Subs\NECA
X	Michael Transue, Spec. Subcontractors
X	Olivia Yang, Higher Education
X	Laura DeGooyer

Guests:

X	Talia Baker
X	Jerry's iPhone

X	Melissa

Meeting called to order at 8:30

Chair Dobyms called roll to ensure there was a quorum.

No agenda as there is only one topic to discuss feedback from stakeholder groups.

Curt Gimmestad made a Motion to approve Minutes from last meeting. Michael Transue seconded the motion. 11/11

Discussion Highlights:

Feedback on the statement shared with constituents from last meeting.

Michael Transue started the discussion sharing he has not received any adverse feedback on bid-shopping. EC/MCCM seems to be operating just fine.

Barry Sherman shared the previous issues seem to be taken care of since the last statute change.

Curt Gimmestad shared the General Contractors are getting accustomed to the 48 hrs. for Structural Steel and rebar. They are managing but are hesitant to add any further listing requirements that will further complicate getting bid proposals out on time. Chair Dobyms has received similar feedback to leave the statute as it is.

Bob Korth stated there is still some frustration from the Structural Steel and Concrete community. He asked if this requirement affects school districts. There appears to be a loophole regarding JOC. Chair Dobyms noted the Subcontractor Bid Listing Policy does not apply to projects procured under RCW 39.10 which includes JOC. Mr. Gimmestad shared he doesn't do a lot of JOC so wouldn't have any relevant feedback regarding bid listing.

Jeff Gonzalez with DES shared, DES uses JOC. Once a JOC is on contract, they do not need to bid for subcontract work, though sometimes they will or just choose a local sub trade. They do not need to list them. There hasn't been any bid-shopping to his understanding.

Subcontractor Bid Listing Policy Evaluation Committee

Meeting Notes 6/15/2022

Page 2 of 3

Mr. Transue inquired on what % is self-performed for JOC? Because he understands that most sub out. Mr. Gonzalez shared the JOCs are very limited on how much they are allowed to self-perform (only up to 10%) so most of the work is subcontracted out. JOCs are also not allowed to perform more than \$500K, so the jobs are small.

Mark Nakagawara stated regarding bid listing for public owners, he is unclear why cities have to babysit bid-shopping. Most cities feel burdened and do not understand why Steel and Rebar get 48 hrs when most MEP only have 1 hour.

Chair Dobyms explained that the 48 hr response time was part of negotiations with subs. Mr. Gimmestad further explained that Structural Steel & Rebar were the loudest stakeholders during the negotiations. Bid Listing review can be really complicated when there are a lot of subs and alternates. There is a concern that if time constraint is reduced then they will be less likely to control the perception of bid shopping in the rush to review.

Kyle Dilbert with the Port of Seattle. They don't find a lot of addition as alternative public works is different. They are fundamentally different type of procurement method, bid opening and many are negotiated. It could be a responsiveness issue due to complex verbiage or if it's not a responsiveness issue then something else that is a bigger issue.

Mr. Nakagawars shared the Cities do perform checks on the subs to make sure they all are relevant. The more that is put onto this statute, then the more complicated the process will be. He finds it odd that public body is burdened with policing the potential for bid-shopping but do not have any muscle to change it on the very rare occasion it happens. Mr. Dilbert shared it's worth noting there is more to bid rejections than bid shopping. The Port of Seattle has had to reject bids for administrative issues, or whatever that will cost the public millions of \$\$\$. Mr. Nacagawara agreed that many rejections may not be the result of bid-shopping.

Chair Dobyms stated there is a committee that is drafting GC/CM best practices. All GC/CM selections are open book. He offered to forward a recommendation that selections should all be open book to the GC/CM Committee to add to Best Practices. The general conciseness with the committee was agreement that the recommendation should be added to the GC/CM Best Practices.

Laura DeGooyer asked if this recommendation will be provided to the GC/CM Committee and does that recommendation extend to other alternative public works?

Chair Dobyms right now the Committee is just GC/CM. He agreed that a recommendation would be helpful for any alternative public works and committed to forward the recommendation to the GC/CM & JOCE Committees.

Chair Dobyms made a motion to recommend to CPARB that the statute remain the same with no changes at this time. They will recommend to the GC/CM and JOCE Committees that selections be open book be added to their Best Practices. Michael Transue seconded the motion.

Subcontractor Bid Listing Policy Evaluation Committee

Meeting Notes 6/15/2022

Page 3 of 3

Talia Baker took a roll call vote:

Member	Vote
Kyle Dilbert, Ports Y	Yes
Bill Dobyys, General Contractors Y	Yes
Corey Fedie, Public Hospitals Y	Yes
Curt Gimmestad, General Contractors Y	Yes
Jeff Gonzalez, DES-State Y	Yes
Russel King, Local Government	
Bob Korth, NW Ironworkers Y	Yes
Mark Nakagawara, Cities Y	Yes
Mark Riker, Construction Trades Labor – <i>Dropped off the call and did not vote.</i>	
Barry Sherman, Spec Subs\NECA Y	Yes
Michael Transue, Spec. Subcontractors Y	Yes
Olivia Yang, Higher Education Y	Yes
Laura DeGooyer Y	Yes

Motion Passed.

Will cancel future meetings until Bill talks to CPARB.

Motion to adjourn was made by Chair Dobyys and Olivia Yang seconded the motion.

Meeting adjourned at 9:01 am

Action items:

1. Forward recommendation for best practices to GC/CM and JOCE Committees
2. Recommend to CPARB that no changes be made to the statute at this time regarding subcontractor bid listing.
3. Cancel summer meetings until talk to CPARB.