



Oregon

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ODOT Procurement Office - Construction**

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Date: May 18, 2009

To: Recipients of Request for Contractor Special
Prequalification Solicitation Documents

From: ODOT Procurement Office – Construction

Subject: Notice of Public Interest Finding
Cancellation of Contractor Special Prequalification
McLoughlin Promenade Project
7th St – S. 1st St (Oregon City)
Clackamas County, OR

Notice of Public Interest Finding – Cancellation of Special Prequalification

Pursuant to Section 7, Subsection 7.1 under General Information for the Request for Contractor Special Prequalification document for the McLoughlin Promenade Project, ODOT reserves the right to cancel the Contractor Special Prequalification submittal process upon a good cause finding if it is in the public interest to do so; and at its sole option to determine the next course of action, including, but not limited to termination of the project or proceeding with the project without a Contractor Special Prequalification.

ODOT received three prequalification submittals for this project. Upon review by the evaluation panel it was determined that because of incomplete data, missing documentation, and/or inability to verify accuracy of data; two of the submitters clearly did not meet the criteria as required by the solicitation documents. This left only one potential qualifying submitter. To confirm qualification, additional information beyond what was included in the contractor's submittal would be required to make a final determination. Regardless, proceeding to bid opening with only one potential qualified bidder is not cost effective nor in the best interest of the public. Therefore, consistent with authority found in Oregon Revised Statute (ORS) 279C.395 and because a single bidder would result in lack of competition on this project, ODOT hereby cancels this Contractor Special Prequalification.

ODOT will therefore by addendum, remove the Contractor Special Prequalification requirements for this project and proceed with solicitation for bids on an anticipated bid date of June 16, 2009. ODOT will provide a copy of the Public Interest Finding to the submitters of record for this Project.