

ORDINANCE No. 183575

*Amend contract with Stacy and Witbeck, Inc. for construction of sewer system improvements as requested by the Bureau of Environmental Services related to the Portland Streetcar Loop Project (Ordinance; amend Contract No. 30000609)

The City of Portland ordains:

Section 1. The Council finds:

1. On June 10, 2009, the City Council passed Ordinance No. 182893, which established that the Portland Streetcar Loop Project (Loop Project) civil construction would be carried out under four (4) construction packages: Water Main Relocation Work (Phase One); Rail Procurement (Phase Two); Sewer Relocation Work (Phase Three) and Rail, Electrical and Civil Work (Phase Four). The Federal Transit Administration has granted the City pre-award authority with no prejudice for utility relocation and rail procurement, as well as for associated project management and design services.
2. Ordinance No. 182893 also authorized Contract No. 30000609 with Stacy and Witbeck, Inc. (SWI) for advanced utility water main work for the Loop Project.
3. On July 8, 2009, Council passed Ordinance No. 182998 authorizing Amendment No. 1 to the SWI contract for advanced procurement of rail and special trackwork for the Loop Project.
4. On September 2, 2009, Council passed Ordinance No. 183153 authorizing Amendment No. 2. to the SWI contract for advanced construction of sewer system improvements for the Loop Project.
5. On October 28, 2009, Council passed Ordinance No. 183282 authorizing Amendment No. 3 to the SWI contract for construction of rail, roadway, traffic signal, overhead electrical, landscape and structural improvements necessary for the Loop Project.
6. In addition to the work being provided under Amendment No. 2, the Bureau of Environmental Services (BES) has requested the Loop Project provide additional sewer system improvements (BES Sewer Package No. 3) and that they be considered "betterments" for which BES will provide funding to the Loop Project. Proposal Request No. 5 was issued to SWI on December 18, 2010, related to these additional betterments.
7. The cost proposal for BES Sewer Package No. 3 is \$3,570,763.00 based on unit costs and quantities and BES has accepted said cost proposal.
8. \$497,018 of the total costs of this amendment, or 14%, will be performed by Disadvantaged Business Enterprises (DBE) for work that includes trucking, permanent trench paving, minor QA oversight, street sweeping, roadway sawcutting and traffic control.

NOW, THEREFORE, the Council directs:

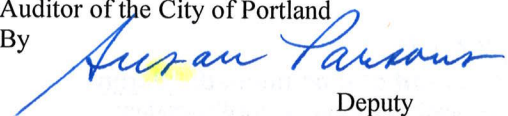
- a. The Mayor and the City Auditor are hereby authorized to enter into an amendment to the Construction Services Contract with Stacy and Witbeck, Inc. (Contract No. 30000609) for construction of sewer system improvements requested by the Bureau of Environmental Services, substantially in accordance with the Amendment attached to the original of this Ordinance as Exhibit A, and, by reference, made a part hereof.
- b. The Mayor and City Auditor are hereby authorized to draw and deliver checks payable to Stacy and Witbeck, Inc., chargeable to the Transportation Operating Fund, Fund 200000, Business Area TR00.

Section 2. The Council declares an emergency exists because the integrity of the Loop Project budget and schedule is dependent on the timely construction of work called for in this Amendment; therefore, this Ordinance shall be in full force and effect from and after its passage by Council.

Passed by the Council, MAR 03 2010

Mayor Sam Adams
Prepared by: Vicky Diederich
Date Prepared: February 12, 2010

LaVonne Griffin-Valade
Auditor of the City of Portland
By


Deputy

Agenda No.
ORDINANCE NO.
Title

183575

contract

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<p>INTRODUCED BY Commissioner/Auditor: MAYOR SAM ADAMS <i>LaVonne Griffin-Valade</i> COMMISSIONER APPROVAL</p> <p>Mayor—Finance and Administration - Adams</p> <p>Position 1/Utilities - Fritz</p> <p>Position 2/Works - Fish</p> <p>Position 3/Affairs - Saltzman</p> <p>Position 4/Safety - Leonard</p> <p>BUREAU APPROVAL Bureau: Bureau of Transportation Group Manager: Greg Jones Development & Capital Program Other: <i>Greg Jones</i></p> <p>Financial Impact Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/> Not Required <input type="checkbox"/></p> <p>Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input type="checkbox"/></p> <p>Council Meeting Date March 3, 2010</p> <p><input checked="" type="checkbox"/> City Attorney Approval</p>	<p>CLERK USE: DATE FILED FEB 26 2010</p> <p><i>LaVonne Griffin-Valade</i> LaVonne Griffin-Valade Auditor of the City of Portland</p> <p>By: <i>[Signature]</i> Deputy</p> <p>ACTION TAKEN:</p>
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<p>AGENDA</p> <p>TIME CERTAIN <input type="checkbox"/> Start time: _____</p> <p>Total amount of time needed: _____ (for presentation, testimony and discussion)</p> <p>CONSENT <input type="checkbox"/></p> <p>REGULAR <input checked="" type="checkbox"/> Total amount of time needed: 10 min (for presentation, testimony and discussion)</p>
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FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:	
	YEAS	NAYS
1. Fritz	1. Fritz <input checked="" type="checkbox"/>	
2. Fish	2. Fish <input checked="" type="checkbox"/>	
3. Saltzman	3. Saltzman <input checked="" type="checkbox"/>	
4. Leonard	4. Leonard <input checked="" type="checkbox"/>	
Adams	Adams <input checked="" type="checkbox"/>	