

ORDINANCE No. 183704

*Amend contract with TestAmerica Laboratories Inc. for laboratory services (Ordinance; amend Contract No. 36238)

The City of Portland ordains:

Section 1. The Council finds:

1. The Bureau of Environmental Services (BES), Water Pollution Control Laboratory (WPCL) requires environmental analytical services on an as-needed basis for analyses for which the WPCL does not have the proper instrumentation and/or expertise, or workload exceeds WPCL capacity.
2. The outside laboratory services are time sensitive and are a regulatory requirement of the City's wastewater, stormwater and underground injection control permits, and failure to provide such services may expose the City to stipulated penalties under the terms of said permits.
3. Ordinance No. 179331 authorized an agreement (Contract No. 36238) with SEQ Corp. DBA North Creek Analytical, Inc. (re-incorporated as TestAmerica Laboratories, Inc. on January 1, 2008) on June 15, 2005 for as-needed laboratory services in accordance with Portland City Code Chapter 5.68.
4. In April, 2008, Council approved the renewal of this contract for an additional two years (Ordinance No. 181728.)
5. The term of Contract No. 36238 expires June 30, 2010, and a request for proposals (RFP) has been issued by BES for a new laboratory services contract to begin on July 1, 2010.
6. An increase in the volume of work required under several regulatory-mandated programs has required an increase in the contract amount for the remainder of the current fiscal year ending June 30, 2010.
7. The established cost is \$175,000.00. Funds are available in the Sewer System Operating Fund, FY 2009-2010 Budget, Bureau of Environmental Services, WBS Element No. ESPP000011, Account No. 521000.

NOW, THEREFORE, the council directs:

- a. The Commissioner of Public Affairs is authorized to execute a contract amendment with TestAmerica for the purpose described in Section 1, in the amount of \$175,000.00.
- b. The Mayor and Auditor are hereby authorized to draw and deliver warrants chargeable to the Sewer System Operating Fund Budget when demand is presented and approved by the proper authority.

Section 2. The Council declares that an emergency exists because monitoring services for the Portland Harbor Superfund effort and the City's Class V UIC permit cannot be delayed . Therefore, this ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council, APR 21 2010
Dan Saltzman
Commissioner of Public Affairs

Charles Lytle
Date: March 29, 2010

[center WBS No. ESPP000011/ 521000. . #] - ord

LaVonne Griffin-Valade
Auditor of the City of Portland
By



Deputy



Agenda No. **183704**
ORDINANCE NO. 183704
 Title

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INTRODUCED BY Commissioner/Auditor:	CLERK USE: DATE FILED <u>APR 16 2010</u>
COMMISSIONER APPROVAL	LaVonne Griffin-Valade Auditor of the City of Portland By: <u></u> Deputy ACTION TAKEN:
Mayor—Finance and Administration - Adams	
Position 1/Utilities - Fritz	
Position 2/Works - Fish	
Position 3/Affairs - Saltzman <u>Saltzman</u>	
Position 4/Safety - Leonard	
BUREAU APPROVAL	
Bureau: Bureau Head: <u>DeMans</u>	
Prepared by: Charles Lytle Date Prepared: 3-29-10	
Financial Impact Statement	
Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/> Not Required <input type="checkbox"/>	
Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input type="checkbox"/>	
Council Meeting Date 4-21-2010	
City Attorney Approval <u>AC</u>	

EM

AGENDA
TIME CERTAIN <input type="checkbox"/> Start time: _____ Total amount of time needed: _____ (for presentation, testimony and discussion)
CONSENT <input checked="" type="checkbox"/>
REGULAR <input type="checkbox"/> Total amount of time needed: _____ (for presentation, testimony and discussion)

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:	
	YEAS	NAYS
1. Fritz	1. Fritz	✓
2. Fish	2. Fish	✓
3. Saltzman	3. Saltzman	✓
4. Leonard	4. Leonard	✓
Adams	Adams	✓