

Portland, Oregon

FINANCIAL IMPACT and PUBLIC INVOLVEMENT STATEMENT For Council Action Items

(Deliver original to Financial Planning Division. Retain copy.)

1. Name of Initiator Amin Wahab	2. Telephone No. 503-823-7895	3. Bureau/Office/Dept. Environmental Services
4a. To be filed (hearing date): 11/9/13	4b. Calendar (Check One) Regular <input type="checkbox"/> Consent <input type="checkbox"/> 4/5ths <input type="checkbox"/>	5. Date Submitted to Commissioner's office and FPD Budget Analyst:
6a. Financial Impact Section: <input type="checkbox"/> Financial impact section completed		6b. Public Involvement Section: <input type="checkbox"/> Public involvement section completed

1) Legislation Title: *Amend Intergovernmental Agreement with TriMet and the Oregon Department of Transportation for stormwater retrofits at the Barbur Boulevard Transit Center (Ordinance; Amend Contract No. 30001999)

2) Purpose of the Proposed Legislation: The ordinance will amend the current IGA with TriMet and ODOT to provide additional construction funding of \$240,000 to be split 50/50 between ODOT and BES (\$120,000 BES and \$120,000 ODOT).

3) Which area(s) of the city are affected by this Council item? (Check all that apply—areas are based on formal neighborhood coalition boundaries)?

- | | | | |
|---|------------------------------------|---|--------------------------------|
| <input type="checkbox"/> City-wide/Regional | <input type="checkbox"/> Northeast | <input type="checkbox"/> Northwest | <input type="checkbox"/> North |
| <input type="checkbox"/> Central Northeast | <input type="checkbox"/> Southeast | <input checked="" type="checkbox"/> Southwest | <input type="checkbox"/> East |
| <input type="checkbox"/> Central City | | | |

FINANCIAL IMPACT

4) Revenue: Will this legislation generate or reduce current or future revenue coming to the City? If so, by how much? If so, please identify the source. No.

5) Expense: What are the costs to the City as a result of this legislation? What is the source of funding for the expense? (Please include costs in the current fiscal year as well as costs in future years. If the action is related to a grant or contract please include the local contribution or match required. If there is a project estimate, please identify the level of confidence.)

This legislation will provide \$240,000 in additional funding for the project which is due to increased construction costs which are the result of required design and construction changes to address site conditions encountered during construction. This cost will be split 50/50 between BES and ODOT. The total cost to the City will not exceed \$120,000 which includes the previously authorized amount of \$42,500 (Amendment 01).

The maximum cost to the City of this legislation is \$77,500. Funds are available in the Sewer System Operating Fund, FY 2013 Budget, Bureau of Environmental Services, Cost Center ESWS000009, Project E09107.

6) Staffing Requirements:

- **Will any positions be created, eliminated or re-classified in the current year as a result of this legislation?** *(If new positions are created please include whether they will be part-time, full-time, limited term, or permanent positions. If the position is limited term please indicate the end of the term.)*
No.
- **Will positions be created or eliminated in future years as a result of this legislation?** No

(Complete the following section only if an amendment to the budget is proposed.)

7) Change in Appropriations *(If the accompanying ordinance amends the budget please reflect the dollar amount to be appropriated by this legislation. Include the appropriate cost elements that are to be loaded by accounting. Indicate "new" in Fund Center column if new center needs to be created. Use additional space if needed.)*

Fund	Fund Center	Commitment Item	Functional Area	Funded Program	Grant	Sponsored Program	Amount

[Proceed to Public Involvement Section — REQUIRED as of July 1, 2011]

8) Was public involvement included in the development of this Council item (e.g. ordinance, resolution, or report)? Please check the appropriate box below:

☐ **YES:** Please proceed to Question #9.

☒ **NO:** Please, explain why below; and proceed to Question #10.

This action is intended to address construction management and construction budget requirements. There are no new impacts to the community or public. It will help mitigate potential impacts to the public by assuring timely completion of the project. There is an existing public involvement plan for the project which is not affected by this action.

9) If "YES," please answer the following questions:

a) What impacts are anticipated in the community from this proposed Council item?

b) Which community and business groups, under-represented groups, organizations, external government entities, and other interested parties were involved in this effort, and when and how were they involved?


c) How did public involvement shape the outcome of this Council item?

d) Who designed and implemented the public involvement related to this Council item?

e) Primary contact for more information on this public involvement process (name, title, phone, email):

10) Is any future public involvement anticipated or necessary for this Council item? Please describe why or why not.

No. This action does not require additional public involvement. The scope of the overall project remains the same. Public involvement during construction will be led by TriMet which is responsible for project construction management.


Dean Marriot, Director, Environmental Services



APPROPRIATION UNIT HEAD (Typed name and signature)



CITY OF PORTLAND ENVIRONMENTAL SERVICES



1120 SW Fifth Avenue, Room 1000, Portland, Oregon 97204 ■ Dan Saltzman, Commissioner ■ Dean Marriott, Director

185852

City Council
Agenda Item
Staff Supplemental Report

TO: Commissioner Dan Saltzman
THROUGH: Matt Grumm or Amy Trieu

FROM: Amin Wahab

DATE: November 9, 2012

RE: *Amend Intergovernmental Agreement with TriMet and the Oregon Department of Transportation for stormwater retrofits at the Barbur Boulevard Transit Center (Ordinance; Amend Contract No. 30001999)

Requested Council Hearing Date:

11/9/13

I. RECOMMENDATION

Approve the Amendment 02 to intergovernmental agreement (IGA) between BES, TriMet and ODOT for stormwater retrofits at the Barbur Boulevard Transit Center.

II. BACKGROUND

On March 3, 2011 the City entered into an Intergovernmental Agreement (IGA) with TriMet and the Oregon Department of Transportation (ODOT) as authorized by Ordinance 184385 for implementation of stormwater retrofits at the Barbur Boulevard Transit Center.

The IGA provided for a project budget of \$770,000 with construction by ODOT (\$600,000), project management by TriMet (\$50,000), and in consideration of design services provided by BES (\$120,000). The IGA was subsequently amended (Amendment 01, Ordinance 185160) to provide a construction cost contingency of \$85,000 to be split 50/50 between BES and ODOT. The estimated additional cost of construction required to address encountered site conditions has exceeded the \$85,000 construction cost contingency.

The proposed amendment to the IGA would authorize \$240,000 in additional construction funding required to complete the project to be split 50/50 between ODOT and BES. Any expenditures of the \$240,000 additional construction funding would only be for construction costs exceeding the original established construction budget of \$600,000. ODOT has also agreed to budget an additional \$172,000 for construction cost contingency for any construction costs exceeding \$840,000 (\$600,000 + \$240,000).

The requested BES funding of \$120,000 includes the \$42,500 construction cost contingency authorized by Amendment 01.

185852

Funding is available in the FY13 budget for the project.

III. FINANCIAL IMPACT

The proposed amendment authorizes an additional \$77,500 in construction funding from BES for a total of \$120,000 (\$77,500 + \$42,500 previously authorized by Amendment 01). Any expenditure of these funds would only be for construction costs exceeding the original established construction budget of \$600,000 (funded by ODOT) and would require approval of all parties to the IGA.

IV. LEGAL ISSUES

None anticipated. Proposed Amendment has been reviewed and approved as to form by all parties to the IGA (BES/TriMet/ODOT)

V. CONTROVERSIAL ISSUES

None.

VI. LINK TO CURRENT CITY POLICIES

This project helps meet watershed health goals established in the Portland Watershed Management Plan (PWMP) and the Council's stated objectives for recovery of ESA listed species in Tryon Creek.

VII. CITIZEN PARTICIPATION

The transit center project will be used by TriMet and ODOT as a pilot stormwater retrofit project. The project site with its public access and usage will be utilized by TriMet for public education regarding stormwater. BES will have right of access to the site for future monitoring, observation and public education use of the facilities.

VIII. OTHER GOVERNMENT PARTICIPATION

TriMet and ODOT have both been partners for planning, designing and construction of the stormwater retrofits at this site. TriMet will be responsible for future operation and maintenance of the facilities.

IX. FINANCIAL IMPACT ON LOCAL ECONOMY

IF APPLICABLE, PROVIDE INFORMATION ON ESTIMATED NUMBER OF JOBS CREATED BY THIS ACTION

IF THIS ACTION IS CONTRACT-RELATED, PROVIDE INFORMATION ON M/W/ESB PARTICIPATION (NUMBER AND PERCENTAGE)

- X. IF THIS IS A CONTRACT, DOES CONTRACTOR HAVE A CURRENT BUSINESS LICENSE? ____ WHAT IS THEIR BUSINESS LICENSE NUMBER? ____ IS THEIR ACCOUNT WITH THE CITY CURRENT? ____ IF NOT, HOW MUCH IS OWING? ____