

## ORDINANCE No. 186128

\*Authorize On Call Flexible Service contracts as required with eight service firms for Right of Way Appraisal and Acquisition and Relocation projects (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. The Portland Bureau of Transportation (PBOT) requires Professional, Technical & Expert (PTE) Right of Way Services to support specific project requirements, the majority of which are not completely determined at this time.
2. Flexible Service contracts for Right of Way Appraisal, and Acquisition & Relocation, facilitate long range planning, increase cost controls and provide for an uninterrupted supply of needed contractors.
3. Flexible service contracts save time and money by reducing repetitive selection processes on a project by project basis. The establishment of such contracts based upon estimated amounts of work without specific City commitments to purchase any given amount of services is in the best interest of the City of Portland.
4. Contracting for PTE services in this manner does not diminish competition or compromise MWESB participation because solicitation is an open competitive process. PBOT has advertised and received proposals in accordance with Section 5.68 of the City Code for the purpose of entering into these flexible service contracts.
5. The Bureau's level of confidence in the cost estimates for this project is high. PBOT will negotiate individual Task Orders within the contracts with selected firms. As project needs are identified and funds are available, services needed for specific projects will be defined, authorized, assigned and approved for a not-to-exceed dollar value at the discretion of PBOT via negotiated task orders. Task orders will be negotiated with selected firms on a rotational basis.
6. The selected firms are:

Right of Way Appraisal:

- 1) J.J. Devoe & Associates
- 2) Epic Land Solutions
- 3) Day Appraisal
- 4) Real Property Consultants
- 5) Arvidson & Associates

Right of Way Acquisition & Relocation

- 1) Right of Way Associates
- 2) HDR Engineering
- 3) Hanna McEldowney & Associates

7. The value of each three-year contract shall not exceed \$250,000, and the contracts will expire on May 12, 2016, unless otherwise amended and approved by the City's Chief Procurement Officer.

NOW, THEREFORE, the Council directs:

- a. That the Chief Procurement Office is authorized to sign the City's standard PTE agreements, approved by the City Attorney's office, in a form substantially in accordance with the contract attached, with the selected firms for services as required.
- b. The Mayor and the Auditor are authorized to provide for payment against the applicable budget when demand is presented and approved by the Project Manager.


Section 2. The Council declares that an emergency exists because a delay in proceeding with approval of the selected firms and authorization of contracts as required could result in service availability disruptions due to current contracts expiration dates of August 31, 2013; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council, **JUN 27 2013**

Commissioner Steve Novick  
Prepared by: Pat Boyd:SG  
Date Prepared: June 12, 2013

**LaVonne Griffin-Valade**  
Auditor of the City of Portland

By

  
Deputy

ON CALL FLEX SERVICE  
Flexible Service

Agenda No.

ORDINANCE NO. 186128

Title

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<b>INTRODUCED BY</b> Commissioner/Auditor: <b>COMMISSIONER STEVE NOVICK</b>	CLERK USE: DATE FILED <u>JUN 21 2013</u>
<b>COMMISSIONER APPROVAL</b> Mayor—Finance and Administration - Hales Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Novick <i>AMC</i>	LaVonne Griffin-Valade Auditor of the City of Portland  By: <u><i>[Signature]</i></u> Deputy
<b>BUREAU APPROVAL</b> Bureau: Bureau of Transportation Business Services Manager: Alissa Mahar <i>amh</i> Other: Prepared by: P. Boyd:slg <i>slg</i> Date Prepared: June 12, 2013	<b>ACTION TAKEN:</b>
<b>Financial Impact &amp; Public Involvement Statement</b> Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/>	
<b>Portland Policy Document</b> If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
Council Meeting Date: <b>June 26, 2013</b>	
<b>City Attorney Approval:</b> required for contract, code, easement, franchise, comp plan, charter <i>6F</i>	

<b>AGENDA</b>
<b>TIME CERTAIN</b> <input type="checkbox"/> Start time: _____ Total amount of time needed: _____ (for presentation, testimony and discussion)
<b>CONSENT</b> <input checked="" type="checkbox"/>
<b>REGULAR</b> <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	<input checked="" type="checkbox"/>	
2. Fish	2. Fish	<input checked="" type="checkbox"/>	
3. Saltzman	3. Saltzman	<input checked="" type="checkbox"/>	
4. Novick	4. Novick	<input checked="" type="checkbox"/>	
Hales	Hales	<input checked="" type="checkbox"/>	