

Calendar No. 2501

## ORDINANCE No. 115466

### THE COMMISSIONERS VOTED AS FOLLOWS:

	Yeas	Nays
Bean	1	
Bowes	1	
Earl	1	
Grayson	1	
Schrank	1	

### FOUR-FIFTHS CALENDAR

Bean	
Bowes	
Earl	
Grayson	
Schrank	

### Title

An Ordinance authorizing an agreement amending Contract No. 10507 between the City of Portland and Portland Development Commission in connection with the Albina Neighborhood Improvement Project so as to increase the maximum compensation payable to the City from \$8,000 to \$11,650, and declaring an emergency.

Filed JUL 6 - 1962

RAY SMITH

Auditor of the CITY OF PORTLAND

By *JP Stevens*

Deputy

INTRODUCED BY  
Commissioner Bowes

DRAWN BY

RLU/fg

Date July 5, 1962

NOTED BY THE COMMISSIONER

Affairs

Finance

Safety

Utilities

Works

City Attorney

NOTED FOR CITY AUDITOR

APPROVED

Date

By

City Engineer

Date

By

## ORDINANCE No. 115466

An Ordinance authorizing an agreement amending Contract No. 10507 between the City of Portland and Portland Development Commission in connection with the Albina Neighborhood Improvement Project so as to increase the maximum compensation payable to the City from \$8,000 to \$11,650, and declaring an emergency.

The City of Portland does ordain as follows:

Section 1. The Council finds that by authority of Ordinance No. 114574, passed by the Council January 3, 1962, the City entered into an agreement (Contract No. 10507) with the Portland Development Commission for services of the City Planning Commission in connection with the Albina Neighborhood Improvement Project; that said agreement provides that such services shall be provided at the actual cost to the City, but that the Portland Development Commission is not obligated to pay an amount in excess of \$8,000 for such services and the City is not required to provide said services, the cost of which exceeds the sum of \$8,000, without further agreement of the parties; that it now appears that the estimated cost of such services will be \$11,650 and that Contract No. 10507 should be amended to increase the total maximum amount payable under said agreement to \$11,650; that said amendment has been approved and recommended by the Director of the City Planning Commission and by the Commissioner in charge; now, therefore, the Mayor and Commissioner of Public Works hereby are authorized to enter into an agreement on behalf of the City to amend Contract No. 10507 between the City of Portland and the Portland Development Commission which shall provide the maximum compensation payable to the City of Portland shall be increased from the sum of \$8,000 to \$11,650, said agreement shall be substantially in accordance with the form of agreement attached hereto, marked Exhibit "A," and by this reference made a part of this ordinance, which agreement shall be approved as to form by the City Attorney.

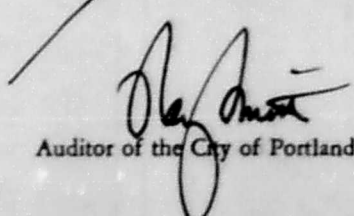
Section 2. Inasmuch as this ordinance is necessary for the immediate preservation of the public health, peace and safety of the City of Portland in this: In order that the amendment to Contract No. 10507 in Section 1 of this ordinance may be authorized without unnecessary delay; therefore, an emergency hereby is declared to exist and this ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council,

JUL 11 1962

  
Mayor of the City of Portland

Attest:

  
Auditor of the City of Portland

2: All other terms and conditions contained in the agreement of January 9, 1962 between the parties hereto, except as expressly modified hereby, shall remain the same and in full force and effect.

IN WITNESS WHEREOF the Urban Renewal Agency and Contractor have executed this agreement as of the date first above written.

PORTLAND DEVELOPMENT COMMISSION

By \_\_\_\_\_  
Executive Director

CITY OF PORTLAND

Approved as to form:

By \_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Attorney

By \_\_\_\_\_  
Commissioner of Public Works

## EXHIBIT "A"

## A G R E E M E N T

THIS AGREEMENT entered into as of this \_\_\_\_\_ day of \_\_\_\_\_, 1962, by and between the CITY OF PORTLAND, a municipal corporation of the State of Oregon, hereinafter called "Contractor," and the PORTLAND DEVELOPMENT COMMISSION as the duly designated urban renewal agency of the City of Portland, hereinafter called the "Urban Renewal Agency."

## WITNESSETH THAT:

WHEREAS the parties hereto have previously entered into an agreement dated January 9, 1962, whereby Contractor has agreed to provide the services of the Planning Commission in connection with the planning of Parts I and II of the Loan and Grant Application Reports for the Albina Neighborhood Improvement Project; and

WHEREAS the agreement provided that such services shall be provided at the actual cost to the Contractor but that the Urban Renewal Agency will not be obligated to pay an amount in excess of \$8,000 for such services and the Contractor shall not be required to provide services, the cost of which exceed the sum of \$8,000, without further agreement of the parties; and

WHEREAS the Contractor has advised the Urban Renewal Agency that it estimates an additional \$3,650 will be necessary to cover the cost of completing Parts I and II of the Loan and Grant Application Reports for said project; and

WHEREAS the parties now agree that said agreement should be amended to increase the total maximum amount payable under said agreement by \$3,650.

NOW, THEREFORE, the parties hereto do mutually agree as follows:

1. Paragraph 4 of the agreement of January 9, 1962 between the parties hereto hereby is amended to read as follows:

Compensation. Contractor shall be paid as compensation for its services hereunder all of its actual costs incurred in the performance of this contract, provided, however, that the Urban Renewal Agency shall not be obligated to pay contractor an amount in excess of \$11,650 and contractor shall not be required to provide services, the cost of which exceed the sum of \$11,650 without further agreement of the parties.