

## ORDINANCE No. 183432

\*Authorize an Intergovernmental Agreement with the Portland Development Commission for the funding and administration of the 2009 Disparity Study (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. The City of Portland (City) has a compelling, governmental interest in facilitating full participation of all persons in opportunities generated by the City's public works contracts, as detailed in the Fair Contracting and Employment Strategy. As a result, Council expects the maximized participation of women, minorities and the economically disadvantaged workers and businesses in the construction field.
2. In 1995, the City, Portland Development Commission (PDC) and other local government agencies were party to a disparity study responsible for the review of fair contracting practices. The Bureau of Purchases, now known as the Bureau of Internal Business Services (BIBS) - Procurement Services, provide oversight, compliance and certification services, data entry, project tracking, statistical reports and outreach services for the PDC and the City, as well as reports to Council regarding program results.
3. In August 2009, Council approved Ordinance No. 183122 resulting in City Contract No. 30000815. This authorizes an \$831,000 contract with BBC Consulting (BBC) to provide an in-depth review of the City and PDC's fair contracting practices, called the 2009 Disparity Study (Study). The Study period is from July 1, 2004 to June 30, 2009. BBC has committed 22% of the work to be performed by State of Oregon certified Minority, Women and Emerging Small Businesses (M/E/ESBs) as part of Study project team.
4. The City and the PDC desire to enter into an IGA to jointly fund the Study. The PDC will pay \$290,670 of the Study costs, while the City will pay the remaining \$540,330 from the General Fund as approved in the 2009 budget. This IGA will establish funding as well as limited administration of services provided by the BIBS - Procurement Services.

NOW, THEREFORE, the Council directs:


- a. The City's Chief Procurement Office (CPO) is authorized to execute an IGA with the PDC in a form substantially in conformance with the sample contract attached hereto as Exhibit-A.
- b. The City's CPO is authorized to execute subsequent amendments to this IGA.
- c. The City Attorney shall approve as to form this IGA and any subsequent amendments prior to their execution.

Section 2. The Council declares that an emergency exists because the PDC has authorized execution of the IGA and wants to maintain Study progress; therefore, this Ordinance shall be in full and effect from and after its passage by Council.

Passed by the Council: JAN 06 2010

Mayor Sam Adams  
Bureau of Internal Business Services  
Prepared by: Christine Moody:Ap  
Date Prepared: December 11, 2009

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

By 

Deputy

Agenda No. **183432**  
**ORDINANCE NO.**  
Title

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<b>INTRODUCED BY</b> Commissioner/Auditor: <b>Mayor Sam Adams</b>	CLERK USE: DATE FILED <u>DEC 31 2009</u>
<b>COMMISSIONER APPROVAL</b> Mayor—Finance and Administration - Adams <i>[Signature]</i>	LaVonne Griffin-Valade Auditor of the City of Portland
Position 1/Utilities - Fritz	
Position 2/Works - Fish	
Position 3/Affairs - Saltzman	
Position 4/Safety - Leonard	By: <u><i>[Signature]</i></u> Deputy
<b>BUREAU APPROVAL</b> Bureau: Internal Business Services - Procurement Services Bureau Head: Jeffrey Baer <i>[Signature]</i>	<b>ACTION TAKEN:</b>
Prepared by: Christine Moody / ms Date Prepared: December 11, 2009	
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 checked="" type="checkbox"/>	
Council Meeting Date <b>January 6, 2010</b>	
✓ <b>City Attorney Approval</b> <i>D.H.</i>	

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