

ORDINANCE No. 183705

Authorize additional change order authority to the Director of the Bureau of Environmental Services or his designee for the Portsmouth Force Main Segment 2 construction contract, Project No. E09039 (Ordinance; amend Contract No. 30000424)

The City of Portland ordains:

Section 1. The Council finds:

1. Michels Corporation is constructing the Portsmouth Force Main Segment 2 under Contract No. 30000424, effective April 21, 2009, with a substantial completion date of January 11, 2011.
2. The project's Geotechnical Baseline Report described the ground conditions along the tunnel alignment for contractors' information in preparing bids for the construction contract.
3. During the initial mining under Waud Bluff, Michels Corporation encountered ground conditions, specifically cobbles and boulders, which were not encountered during ground investigation in preparation of the Geotechnical Baseline Report. Consequently, additional change order authority is necessary to compensate Michels Corporation for the differing site condition in excess of the bureau's current change order authority.
3. The requested change order authority is an additional \$8,647,000 or a total of 45% of the original contract amount. This brings the potential contract cost to \$28,000,000, still within the Engineers Estimate of \$30,007,000. Funds are available in the Sewer System Operating Fund, FY 10-11 Budget, Bureau of Environmental Services, WBS No. E09039.

NOW, THEREFORE, the council directs:

- a. The Director of the Bureau of Environmental Services or designee is authorized to increase Contract No. 30000424 with Michels Corporation for the purpose described in Section 1, up to a revised contract amount of \$28,000,000.
- 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.

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

Paul Gribbon
March 29, 2010
WBS No. E09039 – ord

LaVonne Griffin-Valade
Auditor of the City of Portland

By



Deputy

510
 Agenda No. **183705**
ORDINANCE NO.
 Title

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<p style="text-align: center;">INTRODUCED BY Commissioner/Auditor: Dan Saltzman, Commissioner of Public Affairs</p>	CLERK USE: DATE FILED <u>APR 09 2010</u>
<p style="text-align: center;">COMMISSIONER APPROVAL</p> <p>Mayor—Finance and Administration - Adams</p> <p>Position 1/Utilities - Fritz</p> <p>Position 2/Works - Fish</p> <p>Position 3/Affairs - Saltzman <i>Saltzman</i></p> <p>Position 4/Safety - Leonard</p>	<p style="text-align: center;">LaVonne Griffin-Valade Auditor of the City of Portland</p> <p>By: <u><i>Susan Larson</i></u> Deputy</p>
<p style="text-align: center;">BUREAU APPROVAL</p> <p>Bureau: Environmental Services Bureau Head: <i>Dean Marriott</i></p> <p>Prepared by: Paul Gribbon Date Prepared: March 29, 2010</p>	<p>ACTION TAKEN:</p> <p>APR 14 2010 PASSED TO SECOND READING APR 21 2010 9:30 A.M.</p>
<p>Financial Impact Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/> Not Required <input type="checkbox"/></p>	
<p>Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p>	
<p>Council Meeting Date April 14, 2010</p>	
<p>City Attorney Approval <i>D.H.</i></p>	

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

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