

ORDINANCE No. 184155

*Amend contract with GSI Water Solutions, Inc. for CERCLA Technical Assistance at the Portland Harbor Superfund Site. (Ordinance; amend Contract No. 36324)

The City of Portland ordains:

Section 1. The Council finds:

1. The Council designated the Bureau of Environmental Services (BES) as the City's lead representative for the Superfund program. BES is coordinating this work with multiple other City programs and working closely with the Office of Healthy Working Rivers.
2. The schedule and workload for the Superfund sediment investigation includes upcoming project milestones over the next few years such as developing and reviewing the Remedial Investigation Report, the Feasibility Study, and the Record of Decision. In addition, services are needed to support City liability management efforts.
3. In 2005, BES awarded a contract to GSI Water Solutions, formerly Groundwater Solutions to provide these services. GSI was selected through a competitive process (RFP No. BES024) in accordance with Section 5.68 of the City Code.
4. This contract was for five years and expires on October 25, 2010. The City continues to require CERCLA and Risk Assessment technical services, supporting the City's involvement in the CERCLA process at the Portland Harbor Superfund site. GSI has worked well with the City and provided essential assistance in all aspects of this work and will be needed over the next several years as the work on Portland Harbor moves beyond the Feasibility Study to the Proposed Plan, the federal Record of Decision and the resolution of liability. Given its experience working with the City over the past five years, GSI is uniquely knowledgeable on all aspects of the City's Portland Harbor Superfund work.
5. The amended contract amount of \$2,946,000 is increased by \$915,000, for a new not-to-exceed contract amount of \$3,861,000. Funds are available in the Environmental Remediation Fund, FY 2010-11 Budget, Bureau of Environmental Services, Cost Center ESDR000004, Account No. 521000.
6. In addition, this amendment extends the contract for a sixth year with the option to renew for four additional one-year periods. The work and budget required over the next 5 years will depend upon project needs.

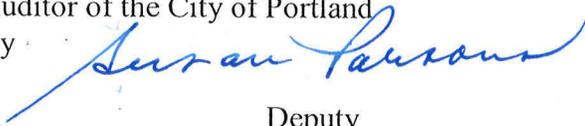
NOW, THEREFORE, the council directs:

- a. The Commissioner of Public Utilities is authorized to execute a contract amendment with GSI in substantially the same form as the amendment attached to this ordinance, for the purpose described in Section 1, and in the amount of \$915,000.
- b. The Commissioner of Public Utilities is authorized to execute amendments renewing the contract for up to four additional one-year terms, as long as the amendment amount does not exceed \$915,000 per year.
- c. 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.

Section 2. The Council declares that an emergency exists because the Portland Harbor Superfund Cleanup is ongoing, and City involvement in the Superfund process is an obligation of the Administrative Order on Consent and identifying and controlling sources is critical to a successful cleanup and managing the City's Superfund liability; therefore, this ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council, **OCT 13 2010**
 Amanda Fritz
 Commissioner of Public Utilities

Sara Gardner
 October 6, 2010
 ESDR000004/ 521000

LaVonne Griffin-Valade
 Auditor of the City of Portland
 By 
 Deputy

Agenda No.
ORDINANCE NO. 184155
 Title

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INTRODUCED BY Commissioner/Auditor: Amanda Fritz	CLERK USE: DATE FILED <u>OCT 08 2010</u>
COMMISSIONER APPROVAL Mayor—Finance and Administration - Adams Position 1/Utilities - Fritz <i>Amanda Fritz</i> Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Leonard	LaVonne Griffin-Valade Auditor of the City of Portland By: <i>[Signature]</i> Deputy
BUREAU APPROVAL Bureau of Environmental Services Bureau Head: Dean Marriott <i>[Signature]</i>	ACTION TAKEN:
Prepared by: Sara Gardner Date Prepared: September 18, 2010	
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 type="checkbox"/>	
Council Meeting Date October 13, 2010	
City Attorney Approval <i>[Signature]</i>	

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	✓	

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