

ORDINANCE NO. 184751

Amend contract with Shearer & Associates, Inc. to increase compensation and increase the scope of work for the Burlingame Tanks Improvements Project (Ordinance; amend Contract No. 30000960)

The City of Portland ordains:

Section 1. The Council finds:

1. In November of 2009, the Water Bureau entered into Contract No. 30000960 with Shearer & Associates, Inc. for construction services on the Burlingame Tanks Improvements Project for a contract amount of \$638,045.
2. Change Order No. 1, dated February of 2010 increased the contract amount by \$455.08, bringing the new contract total to \$638,500.08, to include the following:
 - Increase the contract time by two calendar days.
 - Additional work to safely remove the existing suspended painter's rail inside Tank 4.
3. Change Order No. 2, dated April of 2010 and approved per Ordinance No. 183689 increased the contract amount by \$371,543.22, bringing the new contract total to \$1,010,043.30, to include the following:
 - Increase the contract time by 85 calendar days.
 - Replace the existing steel roof and remove the interior coal tar lining on Tank 4.
4. Change Order No. 3, dated October of 2010 and approved per Ordinance No. 184219 increased the contract amount by \$199,270.60, bringing the new contract total to \$1,209,313.90, to include the following:
 - Decrease the contract time by 37 calendar days.
 - Extra work for replacing the grout at the base of Tanks 3 and 4, replacing the upper four feet of the shell of Tank 3, installing interior ladders inside the tanks, installing electrical expansion fittings, removing deteriorated coal tar lining on the interior of Tank 3, installing longer bolts and locking nuts on anode access handholes, redundant welding of the interior platform in Tank 3, and handling water and disposing of saturated blast media as a result of a faulty inlet valve.
 - A permit delay and contract changes that reduced the cathodic protection materials and allowed work during the peak summer demand period.
 - A not to exceed amount of \$46,000 for any changes in work on the third tank which weren't able be predicted prior to draining and entering the tank.
5. Change Order No. 4, dated January of 2011 increased the contract time by 23 calendar days.
6. Additional services as shown in Change Order No. 5 attached as Exhibit A are necessary to allow for the following:
 - Extra work for performing spot treatment in excess of the contract requirement of 15% of the area of the tanks.

7. The fee for the additional services listed in paragraph no. 6 above is \$11,788.85. This will bring the new contract total to \$1,221,102.75. Funding is available in the FY 2010-11 Budget.

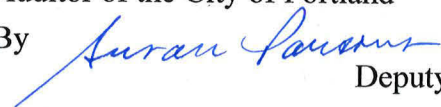
NOW, THEREFORE, the Council directs:

- a. That the Commissioner-in-Charge and Auditor are authorized to execute on behalf of the City a change order to Contract No. 30000960 with Shearer & Associates, Inc. as outlined in a form substantially in accordance with Change Order No. 5 attached as Exhibit A at a cost not to exceed \$11,788.85.
- b. The Mayor and Auditor are hereby authorized to draw and deliver checks chargeable to the Water Fund when demand is presented and approved by the proper authorities.



Passed by the Council, JUL 20 2011

Commissioner Leonard
Thomas Gilman
June 8, 2011

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

137481

Agenda No. **184751**
ORDINANCE NO.
 Title

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INTRODUCED BY Commissioner/Auditor: Commissioner Leonard	CLERK USE: DATE FILED <u>JUL 08 2011</u>
COMMISSIONER APPROVAL Mayor—Finance and Administration - Adams Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Leonard <i>Handwritten signature</i>	LaVonne Griffin-Valade Auditor of the City of Portland By: <u><i>LaVonne Griffin-Valade</i></u> Deputy ACTION TAKEN: JUL 13 2011 PASSED TO SECOND READING JUL 20 2011 9:30 A.M.
BUREAU APPROVAL Bureau: Water Bureau Head: David G. Shaff <i>Handwritten signature</i>	
Prepared by: Thomas Gilman Date Prepared: June 8, 2011	
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 July 13, 2011	
City Attorney Approval	

CONF

AGENDA

TIME CERTAIN
 Start time: _____

Total amount of time needed: _____
 (for presentation, testimony and discussion)

CONSENT

REGULAR
Total amount of time needed: 15 minutes
 (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	✓	