

AMENDMENT NO. 3
CONTRACT NO. 30000641
FOR

Portsmouth Force Main Odor Control Facility

Pursuant to Ordinance No. _____

This Contract was made and entered by and between PB Americas, Inc., hereinafter called Contractor, and the City of Portland, a municipal corporation of the State of Oregon, by and through its duly authorized representatives, hereinafter called City.

1. Additional compensation is necessary and shall not exceed \$93,661. The amended not-to-exceed total contract amount is \$553,561.
2. The currently authorized Scope of Work is amended to include the following additional work as follows:

Task 1: Project Management Services

Add the following assumptions to Task 1: Project Management Services:

- Project Management Services for the design phase of the work will extend until October 31, 2011, with an associated increase in the required project management activities including monthly invoicing and progress reports, subconsultant management activities, consultant team meetings and meetings with BES.
- Provide additional Project Management Services to manage the additional tasks and increased level of effort that followed.

Task 4: 90% Design

Additional work includes:

- Prepare additional drawing submittals for zoning adjustment permit and land use review.
- Prepare project drawings specifically for the permit submittal beyond that budgeted in the original scope of work.
- Attend up to five (5) additional meetings with BES staff regarding permitting issues.
- Attend up to six (6) additional meetings and coordinate with BES to assess and decide on Owner furnished versus Contractor supplied electrical and I&C equipment. Coordinate drawings and specifications to capture changes as they evolve through the decision making process.
- Prepare a total of eight (8) initial project loop diagrams, for owner furnished equipment, for inclusion as reference drawings in the 90% drawing submittal. Coordinate with BES for completion of the loop diagrams by BES.
- Separate landscaping work into two construction packages; the first to include work by the Project Contractor, the second to include work by Portland Parks and Recreation. Coordinate this contract separation with other disciplines.
- Incorporate Owner directed design modifications into the project, resulting in modifications to the drawings and specifications. Specific items include:
 - Changing from curved biofilter basin walls to straight walls.

- Coordinating project specifications as contractor furnished verses owner furnished odor control biofilter media.
- Include BES provided Specifications into the 90% submittal (submittal preparation time)

Task 5: Final (100%) Design

Additional work includes:

- Coordinate drawing and specification modifications to accommodate BES Owner furnished electrical and I&C equipment.
- Incorporate Owner directed design modifications into the project that require modifications to the drawings and specifications.
- Coordinate and incorporate BES provided Reference Drawings into the 100% submittal.

Task 10: Additional Design Services

Add Task 10 Additional Design Services to the Scope of Work. The services to be provided in Task 10 are:

- Prepare plans and specification to support a proposed Construction Change Order (CCO) to the PFM Contract to include:
 - Installation of bubbler tubes and bubbler tube cleanouts located from the existing PFM shaft to the temporary bubbler panel base slab.
 - Specifications associated with the above drawing modifications.
 - Preparation of a construction cost estimate to be used by BES in negotiation for the cost of the CCO.
- Prepare contract documents to support a small informal Construction Contract (IC), or a Construction Change Order (CCO) at BES discretion, to include:
 - Installation of temporary power and fiber-optic raceway to the temporary bubbler panel location; and connection of these and the bubbler tubes to the owner furnished bubbler panels.
 - Preparation of a Title Sheet, Drawing List, Abbreviations Sheet and Legend for the IC package.
 - Technical specifications associated with the above drawing modifications.
 - Preparation of a construction cost estimate to be used by BES to confirm that the value of the IC is likely to be less than the limit for Informal Public Improvement Construction Contracts.
- Evaluate and present the options for a temporary odor control installation (activated carbon canisters), within the existing PFM shaft or on the BES owned property at 6825 North Willamette Blvd or the early installation of the permanent odor control vault and activated carbon canisters. The selected option will be integrated into the work split off to the PFM Contractor or the IC Contractor as directed by BES.
- Defining a portion of the site restoration work originally planned for the PFM contractor, which will be transferred to the primary Odor Control Contract, including removal of the existing site gravel and asphalt paving.
- Defining necessary changes to the primary PFM Odor Control Contract plans and specifications to reflect the work transferred to the PFM and IC contractors.

Project Deliverables:

- Draft and Final Construction Change Order Drawings.

3. The Project Task Budget amounts are adjusted as shown in the tables below:

The following tables include the amended not-to-exceed budget amounts.

Summary of the Originally Authorized Contract amount, and Approved and Proposed Amendments		Percentage of the Original Authorized Contract Amount
Original Contract No. 30000641	\$ 235,492	100%
Approved Amendment No. 1	\$-0-	0%
Approved Amendment No. 2	\$224,408	95.3%
Proposed Amendment No. 3	\$93,661	39.7%
Total Amount of Approved and Proposed Contract Amendments	\$553,561	235.1%

Project Task Budget Adjustments

Task No.	Description	Currently Authorized Task Budget Amounts	Amendment No. 3 Amounts	Adjusted Task Budget Amounts
1	Project Management	\$50,929	\$4,819	\$55,748
2	Preliminary Design	\$42,919	-	\$42,919
3	60% Design	\$101,405	-	\$101,405
4	90% Design	\$68,363	\$40,000	\$108,363
5	Final Design	\$60,917	\$20,000	\$80,917
6	Public Involvement Support	\$18,290	-	\$18,290
7	Ventilation and Odor Modeling Study	\$29,117	-	\$29,117
8	Services During Bidding	\$11,115	-	\$11,115
9	Services During Construction	\$56,875	-	\$56,875
10	Additional Design Services	-	\$28,842	\$28,842
	Expenses	\$11,670	-	\$11,670
	Subcontractor markup @ 5%	\$8,300	-	\$8,300
Total Contract Amounts Including Amendments 1 & 2		\$459,900	\$93,661	\$553,561

All other terms and conditions shall remain unchanged and in full force and effect.

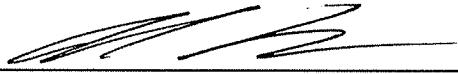
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CONTRACTOR SIGNATURE:

This contract amendment may be signed in two (2) or more counterparts, each of which shall be deemed an original, and which, when taken together, shall constitute one and the same contract amendment.

The parties agree the City and Contractor may conduct this transaction by electronic means, including the use of electronic signatures.

PB AMERICAS, INC.

By: _____

Date: 10-13-11

Name: Mel Sears

Title: Vice-President

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CITY OF PORTLAND SIGNATURES:

By: N/A
Chief Procurement Officer

Date: _____

By: _____
Elected Official

Date: _____

Approved:

By: _____
Office of City Auditor

Date: _____

Approved as to Form:

By: *Linda Mearns*
Office of City Attorney

Date: 10/13/2011