

Portland, Oregon

## FINANCIAL IMPACT and PUBLIC INVOLVEMENT STATEMENT For Council Action Items

(Deliver original to Financial Planning Division. Retain copy.)

1. Name of Initiator David O'Longaigh	2. Telephone No. 3-0371	3. Bureau/Office/Dept. PBOT/BAS
4a. To be filed (date): May 16, 2012	4b. Calendar (Check One)  <div style="display: flex; justify-content: space-around;"> <span>Regular <input type="checkbox"/></span> <span>Consent <input checked="" type="checkbox"/></span> <span>4/5ths <input type="checkbox"/></span> </div>	5. Date Submitted to Commissioner's office and FPD Budget Analyst: May 4, 2012
6a. Financial Impact Section: <input checked="" type="checkbox"/> Financial impact section completed		6b. Public Involvement Section: <input checked="" type="checkbox"/> Public involvement section completed

**1) Legislation Title:**

\*Authorization to amend contract with Tri-State Construction, Inc. for landslide mitigation on SW Sam Jackson Park Road to include additional emergency landslide mitigation work on nearby SW Broadway Drive (Ordinance; amend Contract No. 30002144)

**2) Purpose of the Proposed Legislation:**

Technically adjust contract amount to account for additional flagging

**3) Which area(s) of the city are affected by this Council item? (Check all that apply—areas are based on formal neighborhood coalition boundaries?)**

- |   |                                    |                                    |                                |
|---|------------------------------------|------------------------------------|--------------------------------|
| <input type="checkbox"/> City-wide/Regional                           | <input type="checkbox"/> Northeast | <input type="checkbox"/> Northwest | <input type="checkbox"/> North |
| <input type="checkbox"/> Central Northeast                            | <input type="checkbox"/> Southeast | <input type="checkbox"/> Southwest | <input type="checkbox"/> East  |
| <input type="checkbox"/> Central City                                 |                                    |                                    |                                |
| <input checked="" type="checkbox"/> Internal City Government Services |                                    |                                    |                                |

### FINANCIAL IMPACT

**4) Revenue:** Will this legislation generate or reduce current or future revenue coming to the City? If so, by how much? If so, please identify the source.

N/A

**5) Expense:** What are the costs to the City related to this legislation? What is the source of funding for the expense? (Please include costs in the current fiscal year as well as costs in future years. If the action is related to a grant or contract please include the local contribution or match required. If there is a project estimate, please identify the **level of confidence**.)

The cost to the City is the following: \$20,000, FY 2011-2012 budget. As project is complete – costs are final.

**6) Staffing Requirements:**

- **Will any positions be created, eliminated or re-classified in the current year as a result of this legislation?** *(If new positions are created please include whether they will be part-time, full-time, limited term, or permanent positions. If the position is limited term please indicate the end of the term.)*

N/A

- **Will positions be created or eliminated in future years as a result of this legislation?**

N/A

*(Complete the following section only if an amendment to the budget is proposed.)*

**7) Change in Appropriations** *(If the accompanying ordinance amends the budget please reflect the dollar amount to be appropriated by this legislation. Include the appropriate cost elements that are to be loaded by accounting. Indicate "new" in Fund Center column if new center needs to be created. Use additional space if needed.)*

Fund	Fund Center	Commitment Item	Functional Area	Funded Program	Grant	Sponsored Program	Amount

**[Proceed to Public Involvement Section — REQUIRED as of July 1, 2011]**

## PUBLIC INVOLVEMENT

8) Was public involvement included in the development of this Council item (e.g. ordinance, resolution, or report)? Please check the appropriate box below:

☐ YES: Please proceed to Question #9.

☒ NO: Please, explain why below; and proceed to Question #10.

This is a technical contract adjustment. Project has been completed.

9) If "YES," please answer the following questions:

a) What impacts are anticipated in the community from this proposed Council item?

b) Which community and business groups, under-represented groups, organizations, external government entities, and other interested parties were involved in this effort, and when and how were they involved?


c) How did public involvement shape the outcome of this Council item?

d) Who designed and implemented the public involvement related to this Council item?

e) Primary contact for more information on this public involvement process (name, title, phone, email):

10) Is any future public involvement anticipated or necessary for this Council item? Please describe why or why not.

No.

  
BUREAU DIRECTOR TOM MILLER, Bureau of Transportation

# CHANGE ORDER



PROJECT NAME: <i>Emergency Landslide Mitigation on SW Sam Jackson Park Road &amp; Broadway Drive</i>		Change Order No. <b>2</b>	
CONTRACTOR'S NAME AND ADDRESS: <i>Tri State Construction Contact: Scott Nelson (503) 254-2980 PO Box 20476 Portland OR 97294</i>		Job No. (SAP WBS) <b>T00309</b>	Contract No. <b>30002144</b>
		Ordinance No. <b>184709</b>	Bid No. <b>N/A</b>

THIS CONTRACT IS HEREBY MODIFIED AS FOLLOWS  
(DESCRIPTION AND LOCATION OF WORK OR ITEMS COVERED BY THIS ORDER) CONTINUED ON BACK ☐

- A. Provide additional flaggers to direct traffic on SW Broadway Dr.  
B. Modify the completion date.

SPECIFICATIONS AND PROVISIONS: THE WORK TO BE DONE UNDER THIS ORDER IS TO BE PERFORMED, MEASURED, AND PAID FOR IN ACCORDANCE WITH THE TERMS FOR THE ABOVE CONTRACT, EXCEPT AS MODIFIED AS FOLLOWS CONTINUED ON BACK ☐

Measurement and payment for the additional flagging hours will be made on a force account basis. Completion date will be adjusted to February 10, 2012.

NO.	DESCRIPTION	UNIT	UNIT PRICE	EST. QNTY	TOTAL COST
2	Flagger needed to direct traffic on SW Broadway	Force Acct	\$ N/A	N/A	\$ 12,765.00
			\$		\$

Current Contract Amount	\$ 1,400,000.00
Total cost of this Change Order	Increase \$ 12,765.00
Revised Contract Amount	\$ 1,412,765.00
Total effect on contract time resulting from this Change Order	Increase 64 Calendar Day(s)

Consent of Surety is required ☒ Yes ☐ No  
 ☛ Contractor, if "Yes" is checked above has Consent of Surety been obtained? ☒ Yes ☐ No  
 This change effects the expiration or extent of insurance ☐ Yes ☒ No  
 ☛ Contractor, if "Yes" is checked above will policies be extended? ☐ Yes ☐ No

This Change Order is subject to and incorporates the provisions of Section 196.10B of the Standard Specifications. By signing, dating and returning the original of this form to the Owner, Contractor agrees that the information presented herein is complete, accurate, and resolves all issues of contract time and compensation associated with the work identified herein.

*Shelly A. Deane* 4/11/12  
APPROVED BY CONTRACT MANAGER DATE

*[Signature]* 4-11-12  
APPROVED BY PROJECT MANAGER DATE

*Pam S. Gonzalez* 4-11-12  
APPROVED BY DIVISION MANAGER DATE

*[Signature]* 4-4-12  
CONTRACTOR SIGNATURE DATE

*Steve Tomlin* 4/11/12  
APPROVED BY CITY ENGINEER DATE

## **ORDINANCE No.**

\*Amend contract with Tri-State Construction, Inc. for landslide mitigation on SW Sam Jackson Park Rd to include additional emergency landslide mitigation work on nearby SW Broadway Dr (Ordinance; amend Contract No. 30002144)

The City of Portland ordains:

Section 1. The Council finds:

1. As authorized by Ordinance No. 184109, adopted by City Council on June 29, 2011, Tri-State Construction, Inc. has recently constructed the Emergency Landslide Mitigation Retaining Wall and Roadway works on SW Sam Jackson Park Road under construction Contract No.30002144. The project was constructed on schedule and on budget.
2. A nearby City-owned roadway and retaining wall on SW Broadway Drive had undergone substantial settlement and disturbance in December 2010 and was closed for a number of weeks during February 2011 while the City's Maintenance Operations crews carried out temporary repairs to rebuild the roadway.
3. The expected cost of the required permanent repairs on SW Broadway Drive was in the range of \$250,000 to \$400,000. The Not to Exceed (NTE) amount of the existing contract with Tri-State Construction Inc. was increased to \$ 1.40 Million. The work was expected to take up to 6 weeks to complete.
4. On August 17, 2011, City Council passed Ordinance Number 184822 to amend the contract to allow the work to begin.
5. In September 2011, PBOT began work at the SW Broadway Drive site, completely closing the roadway and partially removing the roadway to excavate over twenty feet down into the hillside to construct a retaining wall.
6. During the course of construction, drivers continued to attempt to drive through the construction site around the excavation. In order to ensure safety, PBOT required additional flagging to direct drivers away from the construction site.
7. In December 2011, PBOT had substantially completed the project.
8. The unanticipated increase in the flagging budget, while able to be funded through existing revenues, requires an increase in the contract amount of \$20,000.
9. The Bureau's level of confidence in the cost estimates for this project is high as the project has been completed.

NOW, THEREFORE, the Council directs:

- a. That the Commissioner-in-Charge and the Auditor are authorized to amend the contract with Tri-State Construction Inc. in the amount of \$20,000.

Section 2. The Council declares that an emergency exists because the contract work has been completed and the bureau wishes to close the contract in this fiscal year; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council,

Mayor Sam Adams

Prepared by: David O'Longaigh:akh

Date Prepared: May 1, 2012

**LaVonne Griffin-Valade**

Auditor of the City of Portland

By

Deputy

Agenda No.  
**ORDINANCE NO.**  
 Title

\*Authorization to amend contract with Tri-State Construction, Inc. for landslide mitigation on SW Sam Jackson Park Road to include additional emergency landslide mitigation work on nearby SW Broadway Drive (Ordinance; amend Contract No. 30002144)

INTRODUCED BY Commissioner/Auditor: <b>MAYOR SAM ADAMS</b> <i>K. O'Hannan on behalf of Mayor Adams</i> <b>COMMISSIONER APPROVAL</b>	CLERK USE: DATE FILED <u>MAY 11 2012</u>  LaVonne Griffin-Valade Auditor of the City of Portland
Mayor—Finance and Administration - Adams	
Position 1/Utilities - Fritz	
Position 2/Works - Fish	
Position 3/Affairs - Saltzman	
Position 4/Safety - Leonard	
<b>BUREAU APPROVAL</b> Bureau: Bureau of Transportation Group Manager: Steve Townsen Engineering & Technical Services Other: <i>ST</i>	By: <i>[Signature]</i> Deputy
Prepared by: David O'Longaigh Date Prepared: May 1, 2012 <i>sol</i>	<b>ACTION TAKEN:</b>  MAY 16 2012 REFERRED TO COMMISSIONER OF FINANCE AND ADMINISTRATION
Financial Impact & Public Involvement 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 May 16, 2012	
City Attorney Approval <i>bf</i>	

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