

April 18, 2012

REPORT TO COUNCIL

TO THE COMMISSIONER:

Transmitted herewith is the Certificate of Completion, Acknowledgement, Receipt & Certification, Maintenance Bond, Final Quantity Agreement, Change Order No. 1-6, and Progress Payment Certificate No. 15 FINAL with Emery & Sons Construction, Inc., Project No. E10014, Contract No. 30001292.

Notice to Proceed was issued on May 24, 2010 with a contract length of 120 days.

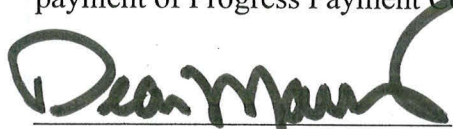
The Contractor completed the work on February 14, 2011, 29 days after the contract expiration date of January 16, 2011. Change Order 5 assessed Liquidated Damages for 135 Calendar Days and Change Order 6, Final Order Resolution, reimbursed 106 Calendar Days. Contractor was assessed Liquidated Damages for 29 Calendar Days on this contract.

Change Order (s) 1 through 6 increased the contract amount by \$540,601.10 and the contract time by 117 days.

Ordinance No. 185003, attached, was passed by Council on November 16, 2011 to authorize an increase of \$656,626.17 for additional work and compensation for Project No. E10014, increasing the contract to \$1,083,825.17.

The amount to be paid on Progress Payment Certificate No. 15 FINAL is \$0.00 plus all the retainage withheld for the length of the project, \$10.00, for a combined total of \$10.00. The final contract amount is \$1,083,825.17, which is 253.70% over the original bid of \$540,583.96.

It is recommended that the Council approve the Certificate of Completion, accept the project, and authorize payment of Progress Payment Certificate No. 15 FINAL.



Dean Marriott
Bureau Director



William Ryan
Chief Engineer

TO THE COUNCIL:

The Commissioner of Public Affairs concurs with the above report, and

RECOMMENDS

That the Council approve the Certificate of Completion, accept the Acknowledgement, Receipt & Certification, accept the project, and authorize payment of Progress Payment No. 15 FINAL.

Respectfully submitted,

Dan Saltzman
Commissioner of Public Affairs

Agenda No.
REPORT NO.
 Title

* Accept completion of Foster & Holgate Sewer Replacement Project and authorize final payment to Emery & Sons Construction, Inc., Project No. E10014 (Report); Contract No. 30001292)

<p style="text-align: center;">INTRODUCED BY Commissioner/Auditor: Commissioner Saltzman</p>	<p>CLERK USE: DATE FILED <u>MAY 11 2012</u></p>
<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>[Signature]</i></p> <p>Position 4/Safety – Leonard <i>[signature]</i></p>	<p style="text-align: center;">LaVonne Griffin-Valade Auditor of the City of Portland</p> <p>By: <u><i>[Signature]</i></u> Deputy</p>
<p style="text-align: center;">BUREAU APPROVAL</p> <p>Bureau: Bureau of Environmental Service</p> <p>Bureau Head: Dean Marriott <i>[Signature]</i></p>	<p>ACTION TAKEN:</p> <p style="font-size: 1.2em; font-weight: bold;">MAY 16 2012 ACCEPTED</p>
<p>Prepared by: Mark Hutchinson Date Prepared: April 18, 2012</p>	
<p>Financial Impact Statement</p> <p>Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/></p> <p>Not Required <input type="checkbox"/></p>	
<p>Portland Policy Document</p> <p>If "Yes" requires City Policy paragraph stated in document.</p> <p>Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p>	
<p>Council Meeting Date May 16 2012</p>	
<p>City Attorney Approval</p>	

Em

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	1. Fritz	✓	
2. Fish	2. Fish	✓	
3. Saltzman	3. Saltzman	✓	
4. Leonard	4. Leonard	✓	
Adams	Adams	✓	