

## ORDINANCE No. 185664

\*Amend agreement with Portland Streetcar, Inc. for vehicle engineering services related to streetcar vehicles being procured from Oregon Iron Works for the Portland Streetcar Loop Project (Ordinance; amend Contract No. 30001193)

The City of Portland ordains:

Section 1. The Council finds:

1. On July 8, 2009, the City Council passed Ordinance No. 182999 authorizing a contract with Oregon Iron Works, Inc. (OIW) for the production and delivery of streetcar vehicles for the Portland Streetcar Loop Project (Loop Project).
2. On February 3, 2010, after completion of a competitive procurement process carried out in accordance with federal requirements and the selection of LTK Engineering Services (LTK) to perform the vehicle engineering services for the Loop Project, the Council passed Ordinance No. 183519, as amended, authorizing Agreement No. 30001193 with Portland Streetcar, Inc. (PSI), which assigned to PSI the responsibility for oversight of and subcontracting with LTK for vehicle engineering services related to the design and manufacture of streetcar vehicles by OIW for the Loop Project.
3. On March 7, 2012, the Council passed Ordinance No. 185191 authorizing Amendment No. 1 to Agreement No. 300001191, which provided for additional vehicle engineering services particularly related to a propulsion system substitution and extended the term of the contract.
4. A continuation of vehicle engineering services is required for the remaining manufacturing processes and vehicle testing necessary for completion, acceptance and certification of the vehicles, the last of which is currently scheduled to be delivered in February 2013.
5. The City has reviewed and approved the cost of the additional services that will be performed by LTK as a subcontractor to PSI. The additional cost totals \$386,229, increasing the total maximum compensation to \$1,734,751. Additionally, the termination date is extended to March 30, 2013.
6. There are adequate uncommitted Project contingency funds to cover the cost of the required additional vehicle engineering services.
7. On September 5, 2012, the PSI Board of Directors adopted Resolution 12-30 authorizing its Chair to execute this Amendment No. 2.

NOW, THEREFORE, the Council directs:

- a. The Mayor and the City Auditor are hereby authorized to enter into Amendment No. 2 to Agreement No. 30001193, substantially in accordance with the Amendment attached to the original of this Ordinance and, by reference, made a part hereof.
- b. The Mayor and the City Auditor are hereby authorized to draw and deliver checks payable to Portland Streetcar, Inc., chargeable to the Transportation Operating Fund, Fund 200000, Business Area TR00.


Section 2. The Council declares an emergency exists because of the need not to interrupt the processes to complete and deliver the streetcar vehicles for the Portland Streetcar Loop Project; therefore, this Ordinance shall be in full force and effect from and after its passage by Council.

Passed by the Council, OCT 04 2012

Mayor Sam Adams  
Prepared by: Vicky Diede/slg  
Date: September 20, 2012

LAVONNE GRIFFIN-VALADE  
Auditor of the City of Portland

By



Deputy

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Agenda No. **185664**  
**ORDINANCE NO.**  
 Title

\*Amend agreement with Portland Streetcar, Inc. for vehicle engineering services related to streetcar vehicles being procured from Oregon Iron Works for the Portland Streetcar Loop Project  
 (Ordinance; amend Agreement No. 30001193)  
*Contract*

<b>INTRODUCED BY</b> Commissioner/Auditor: <b>MAYOR SAM ADAMS</b> <i>on behalf of Mayor Adams</i> <b>COMMISSIONER APPROVAL</b>	CLERK USE: DATE FILED <b>SEP 28 2012</b>  LaVonne Griffin-Valade Auditor of the City of Portland  By: <i>[Signature]</i> Deputy  ACTION TAKEN:
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: Greg Jones <i>GA/KL</i> Development & Capital Program Other: Prepared by: Vicky Diede:slg <i>slg</i> Date Prepared: September 20, 2012	
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 <b>OCTOBER 3, 2012</b> <i>4 pm</i>	
<b>City Attorney Approval</b>	

<b>AGENDA</b> <i>1 of 2</i> <b>TIME CERTAIN</b> <input type="checkbox"/> Start time: _____ Total amount of time needed: _____ (for presentation, testimony and discussion) <b>CONSENT</b> <input type="checkbox"/> <b>REGULAR</b> <input checked="" type="checkbox"/> Total amount of time needed: <b>5 min</b> (for presentation, testimony and discussion)
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FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:	
	YEAS	NAYS
1. Fritz	<input checked="" type="checkbox"/>	
2. Fish	<input checked="" type="checkbox"/>	
3. Saltzman	<input checked="" type="checkbox"/>	
4. Leonard	<input checked="" type="checkbox"/>	
Adams	<input checked="" type="checkbox"/>	