

ORDINANCE No. 185912

* Increase contract with MacKay Sposito, Inc. for additional construction management services provided on the Phase 1 riverbank restoration of the South Waterfront Greenway Central District project (Ordinance; amend Contract No. 30000285)

The City of Portland ordains:

Section 1. The Council finds:

1. Council provided support and direction for the development of the South Waterfront Greenway Central District Improvements through Resolution No. 36273 in December 2004, Ordinance 184389 in January 2011 and authorization of a construction contract for the Phase 1 improvements in May 2012 in the amount of \$4,035,843.62.
2. In May 2012, Amendment No. 1 to Contract 30000285 administratively extended the contract date to March 4, 2014.
3. The shallow water habitat portion of the Phase 1 improvements could not be completed on schedule because river levels remained unusually high, so in August 2012, Phase 1 was split into Phase 1A, to be completed in spring of 2013 and Phase 1B, to be completed in the fall of 2013.
4. In October 2012, Amendment No. 2 to Contract 30000285 administratively increased the contract amount to \$125,000, a 25% increase, to reflect the increase in construction management scope on the project during 2012.
5. Council authorized Ordinance 185797 in December 2012 to increase the value of the construction contract to \$5,308,759.29 to reflect the increased scope and duration of Phase 1A.
6. MacKay Sposito, Inc. will provide extra construction management services for Phases 1A and 1B related to overwinter monitoring of the site, negotiating further adjustments to the construction contract, and providing the additional construction management services required by the increased scope and duration of the project.
7. An increase to the contract amount of \$203,596 will be required to complete construction management of Phase 1A and Phase 1B. The new value of Contract No. 30000285 will be \$328,596. Funds for this increase will come from the existing project budget, and will be authorized on a Task Order basis.

NOW, THEREFORE, The Council Directs:

- a. The Chief Procurement Officer is hereby authorized to execute Amendment No. 3 to increase the contract amount of Contract No. 30000285 up to a not to exceed total contract value of \$328,596.
- b. The Commissioner and Auditor are authorized to provide payment chargeable to the applicable budgets under project code P00193 when demand is presented and approved by the appropriate authorities.

Section 2. The Council declares that an emergency exists in order to avoid further delay in the completion of Phase 1A and 1B improvements to the South Waterfront Greenway Central District therefore, this Ordinance shall be in force and effect from and after its passage by Council.

Passed by the Council: MAR 06 2013

Commissioner: Mayor Hales
Prepared by: Allison Rouse
Date Prepared: February 6, 2013

LaVonne Griffin-Valade
Auditor of the City of Portland

By

Susan Lussner
Deputy


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Agenda No.
ORDINANCE NO. 185912
 Title

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INTRODUCED BY Commissioner/Auditor: Hales	CLERK USE: DATE FILED MAR 01 2013
COMMISSIONER APPROVAL Mayor—Finance and Administration - Hales Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Novick	LaVonne Griffin-Valade Auditor of the City of Portland By:  Deputy
BUREAU APPROVAL Bureau: PP&R Bureau Head: Mike Abbate Prepared by: A. Rouse Date Prepared: 02.06.2013 Financial Impact & Public Involvement Statement Completed <input checked="" type="checkbox"/> Amends Budget <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 03.06.2013	ACTION TAKEN:
City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter	

AGENDA TIME CERTAIN <input type="checkbox"/> Start time: _____ Total amount of time needed: _____ (for presentation, testimony and discussion)
CONSENT <input checked="" type="checkbox"/>
REGULAR <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	<input checked="" type="checkbox"/>	
2. Fish	2. Fish	<input checked="" type="checkbox"/>	
3. Saltzman	3. Saltzman	<input checked="" type="checkbox"/>	
4. Novick	4. Novick	<input checked="" type="checkbox"/>	
Hales	Hales	<input checked="" type="checkbox"/>	