

ORDINANCE No. 186189

*Amend contract with Portland Streetcar, Inc. to provide additional project management and other professional services for the Portland Streetcar Loop Project and increase compensation by \$157,500 (Ordinance; amend Contract No. 37251)

The City of Portland ordains:

Section 1. The Council finds:

1. Portland Streetcar, Inc. (PSI), a public service non-profit corporation registered in the State of Oregon since 1996, has had oversight responsibility under agreements with the City for design, financial planning, management, civil and vehicle engineering, construction, community relations and construction mitigation and operation of Portland Streetcar.
2. On March 21, 2007, after a competitive procurement process carried out by the City in accordance with federal requirements and the selection of Shiels Obletz Johnsen, Inc. (SOJ) to perform project management and financial planning services for the Portland Streetcar Loop Project (Loop Project), the City passed Ordinance No. 180838 authorizing City/PSI Contract No. 37251 which assigned to PSI the responsibility for oversight and subcontracting with SOJ for project management and financial planning services.
3. The solicitation documents and Contract No. 37251 provide that future amendment(s) would be negotiated for additional project management and financial planning services through final design, construction and operations planning of the Loop Project, subject to successful negotiation of terms and additional funding being provided to the Project.
4. The City and PSI have determined that additional services are required to oversee the vehicle engineering, manufacturing and testing necessary for completion, acceptance and certification of the remaining vehicles for revenue service and to assist with post-delivery issues and contract close out; to close out the Federal Transit Administration grant and associated budget and reporting requirements; and to complete both the Eastside and Pearl District Local Improvement District final assessment processes.
5. The City and PSI have agreed to the added scope and an increase in compensation of \$157,500 to a new total maximum of \$4,833,636, as set forth in Exhibit A and Exhibit B to Amendment No. 7, as well as to an extension of the termination until December 31, 2013.
6. There are adequate uncommitted Loop Project contingency funds to cover the cost of the additional project management services required.

081081

NOW, THEREFORE, the Council directs:

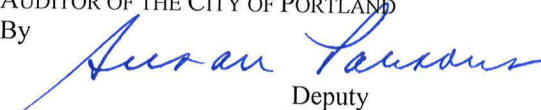
- a. The Commissioner-in-Charge and the City Auditor are hereby authorized to execute an amendment to Contract No. 37251 with Portland Streetcar, Inc., in a form similar to the contract attached as Exhibit A.
- b. The Mayor and the City Auditor are hereby authorized to draw and deliver checks payable to Portland Streetcar, Inc., chargeable to the Transportation Operating Fund, Fund 200000, Business Area TR00.
- c. The City's Project Manager is hereby authorized to agree to and execute, on behalf of the City, any amendment that does not increase the compensation amount.

Section 2. The Council declares an emergency exists because the project is nearly complete and any interruption would adversely impact the schedule and budget; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council, AUG 07 2013

Commissioner Steve Novick
Prepared by: Vicky Diede:slg
Date Prepared: July 11, 2013

LaVonne Griffin-Valade
AUDITOR OF THE CITY OF PORTLAND
By


Deputy

Agenda No. **186189**
ORDINANCE NO.
 Title

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INTRODUCED BY Commissioner/Auditor: <u>Steve Novick</u>	CLERK USE: DATE FILED <u>AUG 02 2013</u>
COMMISSIONER APPROVAL Mayor—Finance and Administration - Hales Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Novick <u>SA Novick</u>	LaVonne Griffin-Valade Auditor of the City of Portland By: <u>[Signature]</u> Deputy
BUREAU APPROVAL Bureau: Bureau of Transportation Group Manager: Greg Jones Development & Capital Program Other: Prepared by: Vicky Diede:slg Date Prepared: July 11, 2013 <u>vld</u>	ACTION TAKEN:
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 July 31, 2013 <u>August 7, 2013</u>	
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 type="checkbox"/>
REGULAR <input checked="" type="checkbox"/> Total amount of time needed: 5 Min (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"/>	