

ORDINANCE No. 186190

*Amend contract with Portland Streetcar, Inc. for vehicle engineering services related to streetcar vehicles being procured from Oregon Iron Works for the Portland Streetcar Loop Project and increase compensation by \$175,860 (Ordinance; amend Contract No. 30001193)

The City of Portland ordains:

Section 1. The Council finds:

1. 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 Oregon Iron Works, Inc. (OIW) for the Loop Project.
2. The Agreement subsequently has been amended to add services, increase compensation and extend the termination date to August 31, 2013.
3. As of July 1, 2013, OIW has delivered the first two streetcar vehicles and both have entered revenue service,
4. The current schedule from OIW calls for delivery of the final (5th) vehicle by September 15, 2013.
5. 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 for revenue service.
6. The City has reviewed and approved the cost of the continuation of services that will be performed by LTK as a subcontractor to PSI. The additional cost totals \$175,860 increasing the total maximum compensation to \$2,180,955. Additionally, the termination date is extended to October 31, 2013.
7. There are adequate uncommitted Project contingency funds to cover the cost of the required additional vehicle engineering services.
8. On July 3, 2013, the PSI Board of Directors adopted Resolution 13-14 recommending this action to the City Council and authorizing its Chair to execute Amendment No. 4.

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NOW, THEREFORE, the Council directs:

- a. The Commissioner-in-Charge and the City Auditor are hereby authorized to enter into Amendment No. 4 to Contract No. 30001193, 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.

Section 2. The Council declares an emergency exists because of the need not to interrupt the processes to complete, deliver, test and certify 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 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

001281

Agenda No.
ORDINANCE NO. 186190
 Title

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Contract

INTRODUCED BY Commissioner/Auditor: <i>Steve Novick</i>	CLERK USE: DATE FILED _____
COMMISSIONER APPROVAL Mayor—Finance and Administration - Hales Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Novick <i>AN</i>	LaVonne Griffin-Valade Auditor of the City of Portland By: <i>[Signature]</i> Deputy ACTION TAKEN:
BUREAU APPROVAL Bureau: Bureau of Transportation Group Manager: Greg Jones Development & Capital Program Other: Prepared by: Vicky Diede:slg Date Prepared: July 11, 2013 <i>vld</i>	
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 <i>August 7, 2013</i>	
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	✓	
2. Fish	2. Fish	✓	
3. Saltzman	3. Saltzman	✓	
4. Novick	4. Novick	✓	
Hales	Hales	✓	