

ORDINANCE No. 186652

*Amend Intergovernmental Agreement with TriMet for Design and Construction Management Services for the Portland-Milwaukie Light Rail Project (Ordinance; amend Contract No. 30001514)

The City of Portland ordains:

Section 1. The Council finds:

1. The Portland Bureau of Transportation (PBOT) serves as the lead agency for the City of Portland (City) on the Portland-Milwaukie Light Rail Project (Project). Other City bureaus in concert with PBOT including but not limited to, the bureaus of Development Services, Environmental Services, Parks and Recreation, Planning and Sustainability, and Water provide professional expertise to the Tri-County Metropolitan Transportation District of Oregon (TriMet).
2. On June 23, 2010, by Ordinance No. 183294, City Council authorized execution of an Intergovernmental Agreement (IGA) for design and construction management services for the Project. The IGA documents understandings and agreements relating to services being provided between TriMet and the City.
3. The original IGA provided City services related to Preliminary Engineering (PE) and extended PE phases of the project.
4. On March 9, 2011, by Ordinance No. 184452, City Council authorized execution of the first amendment to the IGA to reflect additional services being provided by City staff for final engineering and construction phases.
5. On December 9, 2012, by Ordinance No. 185819, City Council authorized execution of the second amendment to the IGA to include added construction phase services being provided by City staff and betterments.
6. Now, with the project under construction, it is appropriate to amend the IGA again to reflect services and as-built costs and new betterments that have been requested by the City.
7. The Bureau's level of confidence in the cost estimates for this project is high. It is typical of light rail projects to require amendments to staff services agreements between the parties. This is because initial estimates of City services are developed prior to completion of project construction documents. As project specifics become clearer, additional services are negotiated and must be added. Final cost information for betterments becomes available as construction activities are completed. It is anticipated that there may be future amendments to the Agreement to incorporate other understandings and services to be provided.

NOW, THEREFORE, the Council directs:

- a. That the Commissioner-in-Charge and the Auditor are hereby authorized to execute Amendment No. 3 to the Intergovernmental Agreement with TriMet for Design and Construction Management Services for the Portland-Milwaukie Light Rail Transit Project, in a form similar to the contract attached as Exhibit A.

Section 2. The Council declares that an emergency exists because a delay in executing this amendment could delay provision of services and the timely incorporation of requested betterments into the construction schedule, with possible impact to the overall project schedule and increased project costs; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council, JUN 18 2014

Commissioner Steve Novick
Prepared by: Teresa Boyle/sg
Date Prepared: 5-20-14

LaVonne Griffin-Valade

Auditor of the City of Portland

By


Deputy

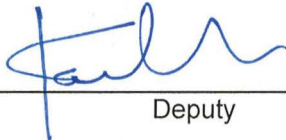
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Agenda No.
ORDINANCE NO.
Title

186652

Intergovernmental Agreement

*Amend contract with TriMet for Design and Construction Management Services for the Portland-Milwaukie Light Rail Project (Ordinance; amend Contract No. 30001514)

INTRODUCED BY Commissioner/Auditor: COMMISSIONER STEVE NOVICK	CLERK USE: DATE FILED <u>JUN 13 2014</u>
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: <u></u> Deputy
BUREAU APPROVAL Bureau: Bureau of Transportation Interim Group Mgr.: Christine Leon Development Services / Streetcar & Transit Partnerships Other: Greg Jones Prepared by: Teresa Boyle, sg Date Prepared: 5-20-14 Financial Impact & Public Involvement Statement Completed <input checked="" type="checkbox"/> Amends Budget <input checked="" 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 June 18, 2014 City Auditor Office Approval: required for Code Ordinances City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter	ACTION TAKEN:

AGENDA TIME CERTAIN Start time: Total amount of time needed: (for presentation, testimony and discussion) CONSENT <input checked="" type="checkbox"/> REGULAR 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"/>	