

EXHIBIT A

AGREEMENT

Between City of Portland, hereinafter referred to as the "ORGANIZATION," (a public organization) and the State of Oregon acting by and through the State Board of Higher Education on behalf of Portland State University, School of Urban and Public Affairs, Center for Population Research and Census, hereinafter referred to as the "CONTRACTOR," for the period of July 15, 1986 through August 30, 1986.

WHEREAS, the ORGANIZATION desires to obtain certain demographic information;

NOW THEREFORE, it is mutually understood and agreed as follows:

CONTRACTOR AGREES:

1. To provide the services outlined in the Description of Services which are attached hereto and hereby incorporated into the agreement as Attachment A.
2. To provide supervision for enumerators which may be used in the performance of the agreement. Said supervisors shall include the complete authority over enumerators for training, supervision and discharging of enumerators and other employees assigned duties related to the enumeration.
3. To assign necessary professional staff members and hire other personnel necessary for completion of the services outlined in Attachment A.
4. To invoice the organization for services provided.

ORGANIZATION AGREES:

1. To provide office space and equipment as specified in Item 9, Attachment A.
2. To encumber or otherwise set aside funds in an amount at least equal to the estimated costs of services indicated in Item 8, Attachment A, Description of Services.
3. To pay upon receipt of invoice an amount equal to the product of the rate specified in Item 8, Attachment A.

INDEMNIFICATION

To the extent permitted by Oregon Law (ORS 30.260 through 30.300) and the Oregon Constitution, Article XI, Section 7, CONTRACTOR shall hold and save harmless ORGANIZATION, its officers, agents, and employees from damages arising out of the tortious acts of PSU, or its officers, agents, and employees acting within the scope of their employment and duties in performance of this Agreement.

INDEPENDENT CONTRACTOR STATUS

1. The CONTRACTOR is engaged as an independent contractor and will be responsible for any federal, state and local taxes and fees applicable to payments hereunder.
2. The CONTRACTOR and its subcontractors and employees are not employees of the City and are not eligible for any benefits through the City, including without limitation federal social security, health benefits, workers' compensation, unemployment compensation and retirement benefits.

IT IS FURTHER AGREED:

That this contract may be terminated with the mutual written agreement of the ORGANIZATION and the CONTRACTOR at any time. In the event of early termination, all CONTRACTOR's work product shall become and remain property of the City of Portland.

IN WITNESS WHEREOF, said parties have executed this agreement as of the day and year first above written.

CONTRACTOR

CITY OF PORTLAND:

STATE OF OREGON ACTING BY AND THROUGH
THE STATE BOARD OF HIGHER EDUCATION
ON BEHALF OF PORTLAND STATE UNIVERSITY:

Margaret Strachan
Commissioner of Public Utilities
City of Portland

By: _____
Edward Schafer, Director
Center for Population Research
and Census

CITY PROJECT MANAGER:

Date: _____

By: _____
Gary E. Powell, Director
Office of Business Affairs

APPROVED AS TO FORM:

Date: _____

Jeffrey L. Rogers
City Attorney

Tax ID or Social Security No.:

ATTACHMENT A
DESCRIPTION OF SERVICES

1. Area to be covered: As defined by Boundary Commission Ordinance #'s:
2254, 2264, 2265, 2266, 2267, 2268,
2269, 2270, 2271, 2272
2. Dates of Survey: 8-20- to 9-31-86.
3. Information to be surveyed and made available to the ORGANIZATION:
See Attachment "B"
4. UNIVERSITY'S report to be made available to the ORGANIZATION no later
than: September 31, 1986.
5. UNIVERSITY staff members working on survey:
 - 1 Project Coordinator
 - 1 Supervisor
 - 4 Enumerators
6. Number of enumerators to be provided by the ORGANIZATION:
NA persons for NA days each or a total of NA man days.
7. Estimated range of the population to be surveyed: 2700 to 3200.
8. Estimated cost of survey: \$ 5600.00.
9. A large well-lighted office to be provided by the ORGANIZATION.
The office should contain:
 - NA telephone(s) (for census use only)
 - NA large work table(s)
 - NA chairs
 - a good pencil sharpener
 - a stapler
 - a large wastebasket
 This office must be available beginning NA through
NA and between the hours of 8:00 a.m. and 12:00 midnight.
A key should be issued to the census director.
Adequate space for parking of automobiles should be available.

NOTE: Cost estimates are based on 1.75 per person surveyed in consideration of the information to be obtained and the estimated range of population specified above. Variances between the estimated cost and the actual cost may arise from changes in either of these factors as well as from the effect of weather conditions or other unforeseen contingencies.

ATTACHMENT A
DESCRIPTION OF SERVICES

(Continued)

10. Maps to be provided by the ORGANIZATION:

2 maps of a large scale (e.g., Highway Department maps, scale 1" = 800') which contain current readable street designations and all annexations to date.

11. Publicity to be provided by the ORGANIZATION:

Ample television coverage (if appropriate), radio, and newspaper coverage prior to and during the enumeration period.

ORDINANCE NO. **158931**

An ordinance authorizing the City of Portland and the State Board of Higher Education on behalf of Portland State University, School of Urban Affairs, Center for Population Research and census to enter into a series of agreements obtaining certain demographic information for the Bureau of Planning for fiscal year 86-87, waiving Section 5.68 of the City Code, authorizing the drawing and delivery of warrants; and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

1. The Annexation section of the Bureau of Planning requested the Center for Population Research and Census to conduct and obtain certain demographic information. The City of Portland is adhering to ORS 190.520 which states that an actual count of a population shall be performed by the State Board of Higher Education, Center for Population Research.
2. Section 5.68 of the City Code is waived because Portland State University is the only contractor which can legally conduct the census per ORS 190.520.
3. The information from the Center for Population Research and Census provides the Secretary of State with new population figures which creates new state revenue sharing allocations for the City of Portland.
4. The survey dates will cover the period of July 1, 1986 to June 30, 1987. The Population charges will not exceed \$25,825 unless authorized by future ordinances.

The Bureau of Planning budgeted the \$25,825 in the 86-87 budget.

5. No additional funds are being requested per this ordinance.

NOW, THEREFORE, the Council directs:

- a. The Commissioner of Public Utilities and the Auditor are authorized to execute a series of agreements similar in form to Exhibit A. for Services with the Board of Higher Education on behalf of Portland State University, School of Urban Affairs, Center for Population Research and Census, the total amount not to exceed \$25,825, for survey of population.

ORDINANCE No.

158931

- b. The Section 5.68 of the City Code be waived.
- c. The Mayor and Auditor are authorized to draw and deliver warrants in payment of the services under the Intergovernmental Agreement in an amount of not to exceed \$25,825.

Section 2. The Council declares that an emergency exists because a delay in executing future contracts with the Center for Population Research and Census which may cause financial hardship to those who perform the survey; therefore, this ordinance shall be in full force and effect upon and after its passage by Council.

Passed by the Council, **AUG 27 1986**

Commissioner
Margaret D. Strachan
MDS/RS/sb
8/19/86

Jewel Lansing
Auditor of the City of Portland
By *Doris E. Cloherty*
Deputy

Calendar No.

1743

ORDINANCE No. 158931

Title

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THE COMMISSIONERS VOTED AS FOLLOWS:		
	Yeas	Nays
BOGLE	✓	
LINDBERG	✓	
SCHWAB	✓	
STRACHAN	✓	
CLARK		✓

FOUR-FIFTHS CALENDAR	
BOGLE	
LINDBERG	
SCHWAB	
STRACHAN	
CLARK	

INTRODUCED BY
COMMISSIONER MARGARET D. STRACHAN

NOTED BY THE COMMISSIONER
Affairs
Finance and Administration
Safety
Utilities <i>M.D. Strachan</i>
Works

BUREAU APPROVAL
Bureau: PLANNING BUREAU
Prepared By: NAA/RS/kb Date: 8/22/86
Budget Impact Review: <input type="checkbox"/> Completed <input checked="" type="checkbox"/> Not required
Bureau Head: <i>Norman A. Abbott</i> NORMAN A. ABBOTT, DIRECTOR

CALENDAR	
Consent	Regular

NOTED BY
City Attorney
City Auditor
City Engineer

AUG 22 1986

Filed _____

JEWEL LANSING
Auditor of the CITY OF PORTLAND

By *Marcy Dunford*
Deputy