

BEFORE THE METRO CONTRACT REVIEW BOARD

CONSIDERING AN AMENDMENT TO METRO)	Resolution No. 05-3609
CONTRACT NO. 925846, FOR PERSONAL)	
SERVICES FOR PROVIDING ORTHO-)	Introduced by Chief Operating Officer
RECTIFIED IMAGERY)	Michael J. Jordan, with the concurrence of
)	Council President David Bragdon
)	
)	

WHEREAS, Metro and Pixxures, Inc. entered into a personal services contract for a maximum contract price not exceeding \$214,880 to provide aerial photography services to provide natural color urban and rural mapping for geographic information system work, called ortho-rectified imagery; and

WHEREAS, the total amount of all amendments-to-date is now projected to be \$103,960; and

WHEREAS, pursuant to Metro Code Section 2.04.046(b), Council approval is required for any amendment to a personal services contract which causes the total amount of amendments to exceed \$100,000 more than the original contract; and

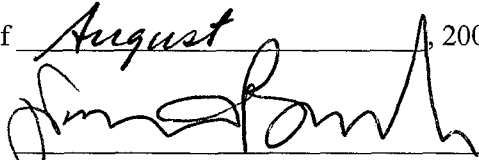
WHEREAS, the Metro Council has determined that it is appropriate to amend the above-named contract in light of the policies set forth in ORS 279A.015 and ORS 279B.010;

WHEREAS, the Chief Operating Officer recommends the amendment of the contract and has therefore forwarded this matter to the Council for approval; now therefore

BE IT RESOLVED

That the Chief Operating Officer is authorized to execute amendment No. 3 to Contract No.925846 in a form substantially similar to that shown in the attached Exhibit A.

ADOPTED by the Metro Council this 18th day of August, 2005.

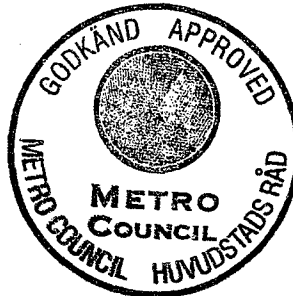


 David Bragdon, Council President

Approved as to Form:



 Daniel B. Cooper, Metro Attorney



STAFF REPORT

IN CONSIDERATION OF RESOLUTION NO. 05-3609, FOR THE PURPOSE OF CONSIDERING AN AMENDMENT TO METRO CONTRACT NO. 925846, FOR PERSONAL SERVICES FOR PROVIDING ORTHO-RECTIFIED IMAGERY

Date: August 2, 2005 Prepared by: David Biedermann

BACKGROUND

Metro and Pixxures, Inc., entered into an agreement in mid-2003 for the contractor to provide aerial data collection of geographic information system information, essentially aerial photography. This agreement was based on an extensive request-for-proposal process.

Over time other agencies desired to join the agreement, and fund aerial photography for their respective jurisdictions. Since Metro contracts with Pixxures, Inc., other agencies pay Metro and then Metro makes the payments to the vendor.

These increases in the contract quickly approach the amendment limits allowed by Code. Metro Code 2.04.046 limits..." personal service contracts of an initial amount of greater than \$50,000 to be amended provided that any amendment that increases the total amount payable to an amount more than \$100,000 greater than the initial contract amount shall be subject to approval by the Metro Council. The Metro Council shall determine whether it is appropriate to amend the contract, in light of the policies."

The original contract amount is \$214,880. Amendments 1, 2 and 3 increase the contract by \$64,240 (Clark County addition), \$22,500 (Clackamas County addition) and \$17,220 (US Geological Survey) respectively.

The third amendment exceeds the \$100,000 limit by \$3,960.

ANALYSIS/INFORMATION

1. **Known Opposition** None.
2. **Legal Antecedents** Metro Code Section 2.04.046 requires the approval of the Metro Council for amendments to personal services contracts of an initial amount of greater than \$50,000 provided that any amendment that increases the total amount payable to an amount more than \$100,000 greater than the initial contract amount.
3. **Anticipated Effects** Payment for the additional work.
4. **Budget Impacts:** Planning/Data Resource Center adjusts their budget to allow for the increased payments offset by the increased revenue.

RECOMMENDED ACTION: The Chief Operating Officer recommends approval of Resolution 05-3609.