

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF AUTHORIZING)
A CONTRACT AMENDMENT WITH) RESOLUTION NO. 88-982
DAMES & MOORE FOR CONVENTION)
CENTER SITE ENVIRONMENTAL WORK)

WHEREAS, The District has entered into a contract with Dames & Moore for convention center site environmental analysis, approved by the Council on April 28, 1988; and

WHEREAS, The investigation and remediation of the former site of the Rose City Plating Company and other environmental issues on the convention center site require additional resources; and

WHEREAS, It is necessary for the project's construction schedule to complete this work in the most expeditious manner possible; and


WHEREAS, This work is a continuing activity for Dames & Moore; and

WHEREAS, The Council Convention Center Committee recommends adoption of this resolution; now, therefore,

BE IT RESOLVED:

1. That the Council of the Metropolitan Service District authorizes a contract amendment with Dames & Moore to provide additional convention center site environmental analysis, in an amount not to exceed \$60,000, as provided for in the amendment contained in Exhibit A.

ADOPTED by the Council of the Metropolitan Service District this 8th day of September, 1988.



Mike Ragsdale, Presiding Officer



METRO

2000 SW First Avenue
Portland, OR 97201-5398
(503) 221-1646
Fax 241-7417

Agenda Item No. : 5.4

Meeting Date: September 8, 1988

Memorandum

Date August 29, 1988
To Metro Council
From Councilor David Knowles,
Chairman, Council Convention Center Committee
Subject Resolution No. 88-982 Authorizing a Contract Amendment
With Dames & Moore for Convention Center Site Environmental
Remediation and Analysis Services

Executive Officer
Rena Cusma

Metro Council

Mike Ragsdale
Presiding Officer
District 1

Corky Kirkpatrick
Deputy Presiding
Officer
District 4

Richard Waker
District 2

Jim Gardner
District 3

Tom DeJardin
District 5

George Van Bergen
District 6

Sharron Kelley
District 7

Mike Bonner
District 8

Tanya Collier
District 9

Larry Cooper
District 10

David Knowles
District 11

Gary Hansen
District 12

The Metro Council Convention Center Committee met on August 24, 1988 and considered this contract amendment. Councilors Waker, Kelly, Van Bergen, and myself were present for the presentation and discussion of issues.

Neil McFarlane, Convention Center staff, reviewed the current status of the Dames & Moore contract, and associated work. Remediation of the Rose City site is complete, but the cost was greater than anticipated. In addition, work investigating underground storage tanks exceeded previous estimates. Funding this additional work consumed the current contract balance, leaving no balance for other tasks which must be completed, such as a final report to DEQ with additional laboratory analysis. The proposed contract amendment in the amount of \$60,000 would fund this work.

Councilor Waker moved, and Councilor Van Bergen seconded, to recommend approval of this contract amendment. The motion was unanimously approved by the Committee.

STAFF REPORT

CONSIDERATION OF RESOLUTION NO. 88-982
AUTHORIZING A CONTRACT AMENDMENT WITH DAMES
& MOORE FOR CONVENTION CENTER SITE
ENVIRONMENTAL REMEDIATION AND ANALYSIS
SERVICES

Date: March 14, 1987

Presented by: McFarlane

FACTUAL BACKGROUND AND ANALYSIS

Remediation of the Rose City Plating site was a bigger, and more expensive project than anticipated. The actual remediation ran \$317,914.73; our contract for these services allocated \$265,474.24 (\$52,440.49 less). The extra expense was from two cost categories:

(1) Extra soil excavated -- the depth and extent of contamination exceeded expectation. These costs were difficult to track until final disposal costs, reflected actual measured tonages, were received from Chem Security Systems in Arlington.

(2) Extra Laboratory costs -- We had expected to reach the "bottom" of contamination with two iterations of excavation. Along certain edges of the site, up to five iterations of digging and testing were required. At each iteration, laboratory tests were required to test actual levels of contamination in the soil. These extra iterations also caused Dames & Moore to be on the site longer than anticipated, with added costs resulting.

Also, underground tanks were plentiful on the convention center site; 25 were found and investigated for contamination by Dames & Moore. The contract did not anticipate this number -- with about \$14,000 in additional costs resulting.

The additional costs reported above have consumed the current contract balance, and while not (at last report) over the limit, we have no balance remaining for other tasks which must be completed. In particular, additional contract authority is needed for:

- Completion of a final report describing the remediation (\$10,000);
- Completion of a final report describing the results of the soil gas tests (in search of PCE and TCE) (\$5,000);
- Design and specifications of a protective "liner" for the Rose City site, if needed (\$3000);
- Additional analysis of two tank locations (\$1000);
- Additional meetings/discussions with DEQ (\$4000).

The DEQ has also requested that the final report we submit to them contain a full-range of laboratory tests not otherwise anticipated in our budget. The estimated cost for these tests is \$7000. We will be discussing the need for all of these tests with DEQ, but some or all are likely to be required. For this reason, the contract amendment includes funds for this work.

In addition, we require a contingency, in the amount of \$30,000, for follow-up work which may be required by DEQ from the soil gas analysis.

Total requested contract amendment is \$60,000. Total contract value would grow to \$742,052.24.

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends approval of Resolution No.88-982.



GRANT/CONTRACT SUMMARY

METROPOLITAN SERVICE DISTRICT

GRANT/CONTRACT NO. 88-4-612-CC

BUDGET CODE NO. 52-02 00 8620 30400

FUND: 52 DEPARTMENT: CCP

(IF MORE THAN ONE) _____

SOURCE CODE (IF REVENUE) _____

INSTRUCTIONS

- OBTAIN GRANT/CONTRACT NUMBER FROM CONTRACTS MANAGER. CONTRACT NUMBER SHOULD APPEAR ON THE SUMMARY FORM AND ALL COPIES OF THE CONTRACT.
- COMPLETE SUMMARY FORM.
- IF CONTRACT IS —
 - SOLE SOURCE, ATTACH MEMO DETAILING JUSTIFICATION.
 - UNDER \$2,500, ATTACH MEMO DETAILING NEED FOR CONTRACT AND CONTRACTOR'S CAPABILITIES, BIDS, ETC.
 - OVER \$2,500, ATTACH QUOTES, EVAL. FORM, NOTIFICATION OF REJECTION, ETC.
 - OVER \$50,000, ATTACH AGENDA MANAGEMENT SUMMARY FROM COUNCIL PACKET, BIDS, RFP, ETC.
- PROVIDE PACKET TO CONTRACTS MANAGER FOR PROCESSING

1. PURPOSE OF GRANT/CONTRACT CONTRACT AMENDMENT FOR ROSE CITY PUTTING / TANK INVESTIGATION AT THE CONVENTION CENTER SITE

2. TYPE OF EXPENSE
- | | | |
|---|---|---------------------------------------|
| <input checked="" type="checkbox"/> PERSONAL SERVICES | <input type="checkbox"/> LABOR AND MATERIALS | <input type="checkbox"/> PROCUREMENT |
| <input type="checkbox"/> PASS THROUGH AGREEMENT | <input type="checkbox"/> INTER-GOVERNMENTAL AGREEMENT | <input type="checkbox"/> CONSTRUCTION |
| | | <input type="checkbox"/> OTHER |

OR

TYPE OF REVENUE GRANT CONTRACT OTHER

3. TYPE OF ACTION
- | | |
|--|--|
| <input checked="" type="checkbox"/> CHANGE IN COST | <input checked="" type="checkbox"/> CHANGE IN WORK SCOPE |
| <input type="checkbox"/> CHANGE IN TIMING | <input type="checkbox"/> NEW CONTRACT |

4. PARTIES METRO AND DAMES & MOORE

5. EFFECTIVE DATE NO CHANGE TERMINATION DATE NO CHANGE
(THIS IS A CHANGE FROM _____)

6. EXTENT OF TOTAL COMMITMENT:	ORIGINAL/NEW	\$ <u>233,000.00</u>
	PREV. AMEND	<u>949,052.24</u>
	THIS AMEND	<u>60,000.00</u>
	TOTAL	\$ <u>742,052.24</u>

7. BUDGET INFORMATION

- A. AMOUNT OF GRANT/CONTRACT TO BE SPENT IN FISCAL YEAR 1988-89 \$ 742,052.24
- B. BUDGET LINE ITEM NAME CONST. IN PROG. AMOUNT APPROPRIATED FOR CONTRACT \$ _____
- C. ESTIMATED TOTAL LINE ITEM APPROPRIATION REMAINING AS OF July 1, 1988 \$ 30,697,460

8. SUMMARY OF BIDS OR QUOTES (PLEASE INDICATE IF A MINORITY BUSINESS ENTERPRISE)

- | | | |
|--------------------|----------|------------------------------|
| SUBMITTED BY _____ | \$ _____ | <input type="checkbox"/> MBE |
| SUBMITTED BY _____ | \$ _____ | <input type="checkbox"/> MBE |
| SUBMITTED BY _____ | \$ _____ | <input type="checkbox"/> MBE |

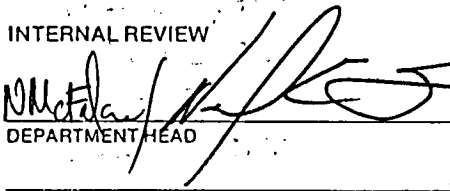
CONTINUING ACTIVITY

9. NUMBER AND LOCATION OF ORIGINALS ① D&M ; ② METRO CCP ; ③ METRO F&A

10. A. APPROVED BY STATE/FEDERAL AGENCIES? YES NO NOT APPLICABLE
 B. IS THIS A DOT/UMTA/FHWA ASSISTED CONTRACT YES NO
11. IS CONTRACT OR SUBCONTRACT WITH A MINORITY BUSINESS? YES NO
 IF YES, WHICH JURISDICTION HAS AWARDED CERTIFICATION: _____
12. WILL INSURANCE CERTIFICATE BE REQUIRED? YES NO
13. WERE BID AND PERFORMANCE BONDS SUBMITTED? YES NOT APPLICABLE
 TYPE OF BOND _____ AMOUNT \$ _____
 TYPE OF BOND _____ AMOUNT \$ _____
14. LIST OF KNOWN SUBCONTRACTORS (IF APPLICABLE)
- | | | | | |
|------|------------------------------|---------|--------------------|------------------------------|
| NAME | <u>ROLLING ENV. SERVICES</u> | SERVICE | <u>REMEDIATION</u> | <input type="checkbox"/> MBE |
| NAME | _____ | SERVICE | _____ | <input type="checkbox"/> MBE |
| NAME | _____ | SERVICE | _____ | <input type="checkbox"/> MBE |
| NAME | _____ | SERVICE | _____ | <input type="checkbox"/> MBE |
15. IF THE CONTRACT IS OVER \$10,000
 A. IS THE CONTRACTOR DOMICILED IN OR REGISTERED TO DO BUSINESS IN THE STATE OF OREGON?
 YES NO
 B. IF NO, HAS AN APPLICATION FOR FINAL PAYMENT RELEASE BEEN FORWARDED TO THE CONTRACTOR?
 YES DATE _____ INITIAL _____

16. COMMENTS:

GRANT/CONTRACT APPROVAL

INTERNAL REVIEW  DEPARTMENT HEAD	CONTRACT REVIEW BOARD (IF REQUIRED) DATE _____ 1. _____ COUNCILOR 2. _____ COUNCILOR 3. _____ COUNCILOR	COUNCIL REVIEW (IF REQUIRED) DATE _____
FISCAL REVIEW _____		
BUDGET REVIEW _____		

- LEGAL COUNSEL REVIEW AS NEEDED:
- A. DEVIATION TO CONTRACT FORM _____
- B. CONTRACTS OVER \$10,000 _____
- C. CONTRACTS BETWEEN GOVERNMENT AGENCIES _____

CONTRACT AMENDMENT NO. 4
DAMES & MOORE
CONTRACT NO. 88-4-612CC

This amends the Agreement (Contract No. 88-4-612cc) between the Metropolitan Service District and Dames & Moore ("CONTRACTOR") executed April 29, 1988 as previously amended, ("original agreement") for the period April 25, 1988 through December 31, 1988.

WHEREAS, the parties agreed to the conditions set forth in the original agreement and desire to amend the agreement;

The following changes are made to the original agreement. CONTRACTOR agrees to complete all tasks in an expeditious a manner as possible and as necessary to accommodate the construction schedule of the Oregon Convention Center:

Additional Tasks:

CONTRACTOR agrees to perform the following work:

1. As a continuing activity of the Rose City Remediation, undertaken by CONTRACTOR and authorized by Amendment No. 2 and 3, CONTRACTOR will:
 - a. Complete a final report describing the remediation of the Rose City Plating site. Budget for this task is \$10,000.00.
 - b. Complete a final report describing the results of the soil gas tests conducted in search of PCE and/or TCE on the convention center site. Budget for this task is \$5,000.00
 - c. Complete, if required by continuing analysis, design and specification of a protective "liner" for the Rose City site. Budget for this task is \$3,000.00.
 - d. Complete additional analysis of underground storage tanks T15/T16 on the convention center site. Budget is \$1,000.00.
 - e. Meet with DEQ as required to represent Metro and explain results of technical analyses. Budget is \$4,000.00.
 - f. Perform laboratory analysis required as part of the final report by DEQ, after reviewing with DEQ the need and rational for each of the tests. Budget for this task is \$7,000.00.
 - g. Contingency is reserved for tasks outside of those listed above, but which may be desired by Metro or required by DEQ. Contingency authorized with this contract amendment will be \$30,000.00.

Compensation Limits:

For the scope of work described above, Metro agrees to compensate CONTRACTOR as follows:

Soils Remediation Amendment Subtotal of:	\$30,000.00
Contingency of:	\$30,000.00
Amendment Total	\$60,000.00

Metro agrees to pay CONTRACTOR for services performed and materials delivered the additional sum of up to SIXTY THOUSAND AND NO/100ths DOLLARS (\$60,000.00) for the additional tasks noted above, and in amounts allotted above. Total contract value will increase from a maximum of SIX HUNDRED EIGHTY TWO THOUSAND FIFTY TWO AND 24/100THS DOLLARS (\$682,052.24) TO SEVEN HUNDRED FORTY-TWO THOUSAND FIFTY TWO AND 24/100THS DOLLARS (\$742,052.24). Expenditure from the contingency line item requires prior approval of Metro.

WHEREAS, all other conditions and terms of the original agreement remain in full force and effect.

IN WITNESS WHEREOF, the parties have caused this Addendum to be executed by their duly authorized officers.

CONTRACTOR
DAMES & MOORE

METROPOLITAN
SERVICE DISTRICT

TITLE: _____

TITLE: _____

DATE: _____

DATE: _____