

BEFORE THE METRO CONTRACT REVIEW BOARD

FOR THE PURPOSE OF APPROVING A ) RESOLUTION NO. 13-4432  
CONTRACT AMENDMENT TO THE DIGITAL )  
ORTHOGRAPHY AGREEMENT WITH I- ) Introduced by Metro Chief Operating Officer  
TEN ASSOCIATES, INC. ) Martha Bennett, with the concurrence of  
 ) Council President Tom Hughes.

WHEREAS, pursuant to ORS 279A.060 and Metro Code 2.04.010 the Metro Council is designated as the Contract Review Board for the regional government; and

WHEREAS, Metro Code 2.04.058 authorizes the Chief Operating Officer to execute amendments to public contracts provided that either the provisions of Metro Code 2.04.058 (a)(1)-(5) are met or that the Metro Contract Review Board authorizes the contract amendment; and

WHEREAS, on June 15, 2010, Metro entered into a Digital Orthophotography Agreement with i-Ten Associates, Inc. ("i-Ten") for i-Ten to perform certain aerial orthophotography of the Metro Region and to provide related services in the original contract amount of \$243,137.00; and

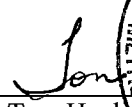
WHEREAS, in 2011 and in 2012, Metro entered into three contract amendments with i-Ten to perform additional aerial orthophotography; and

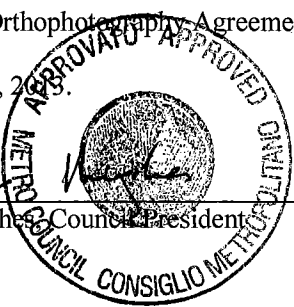
WHEREAS, a contract amendment in the amount of \$70,236 has been proposed to extend the Digital Orthophotography Agreement with i-Ten and allow aerial orthophotography during the summer of 2013; and

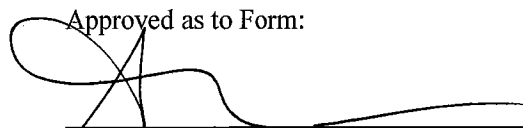
WHEREAS, the staff of the Metro Data Resource Center and the Metro Procurement Office recommend amending the Digital Orthophotography Agreement with i-Ten for calendar year 2013 for the reasons provided in the attached staff report and because such extension is in the best interests of Metro; therefore

BE IT RESOLVED that the Metro Council, acting as the Metro Contract Review Board, authorizes the Metro Chief Operating Officer to execute a contract amendment with i-Ten in a form substantially similar to Exhibit A to extend the current Digital Orthophotography Agreement.

ADOPTED by the Metro Council this 30 day of May, 2013.

  
\_\_\_\_\_  
Tom Hughes, Council President



Approved as to Form:  
  
\_\_\_\_\_  
Alison Kean Campbell, Metro Attorney



600 NE Grand Ave.  
 Portland, OR 97232-2736  
 503- 797-1700

# Amendment

**AMENDMENT NO. 4**

**CONTRACT NO. 930020**

This Amendment hereby amends the above titled contract between **Metro**, a metropolitan service district organized under the law of the State of Oregon and the Metro Charter, and **i-Ten Associates, Inc.**, hereinafter referred to as "Contractor."

This amendment is a change order to the original Scope of Work as follows:

In section **B. Area of Interest** Make the following additions, corrections, and deletions:

Correct the table:

<b>2010 Summer</b>			
<b>Map Name</b>	<b>Description</b>	<b>Sections</b>	<b>Cost</b>
Area 1	Urban Consortium (6 in)	602	\$76,984.00
Area 2	Rural Consortium (1 ft)	367	\$19,448.00
Area 3	Multnomah County rural (1 ft)	137	\$7,701.00
Area 4	Multnomah County rural (1 ft)	105	\$6,017.00
Area 5	Bull Run rural (No Photos)	-	-
Area 6	Scappoose urban (6 in)	20	\$4,640.00
Area 7	Newberg urban (6in)	39	\$7,149.00
Control	New Control Network	-	\$4,000.00
total		1270	\$125,939.00
<b>2011 Summer</b>			
Area 1	Urban Consortium (6 in)	602	\$58,599
Area 1	Early Orthos (6 in)	602	\$9,845
Total		602	\$68,444
<b>2012 Leaf Off</b>			
Area 1	Urban Consortium (6 in)	602	\$58,599
Area 1	Early Orthos (6 in)	602	\$9,845
Area 2	Rural Consortium (1ft)	367	\$20,721
Area 7	Newberg urban (6in)	39	\$8,361
Area 8	Washington County rural (1ft)	378	\$22,521
Area 1 Expansion	Rural Consortium (1ft)	7	508.05
Total		1393	\$120,555
<b>2012 Summer</b>			
Area 1	Urban Consortium (6 in + Early)	602	\$68,444.00
Area 2	Rural Consortium (1ft + Early)	374	\$22,889.00
Area 3	Multnomah County (1ft)	132	\$7,132.00
Area 4	Multnomah County/Bull Run (1ft)	105	\$6,981.00
Area 5	Clackamas County/Bull Run (1ft)	107	\$7,302.00
Area 8	Washington County rural (1ft)	378	\$22,521
Area 9	Clackamas County (1 ft)	56	\$7,906.00
Area 9 Expansion	Additional Clackamas County (1ft)	7	\$614.25
Total		1761	\$143,789.25

# Amendment

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**CONTRACT NO. 930020**

To Read:

<b>2010 Summer</b>			
<b>Map Name</b>	<b>Description</b>	<b>Sections</b>	<b>Cost</b>
Area 1	Urban Consortium (6 in)	602	\$76,984.00
Area 2	Rural Consortium (1 ft)	367	\$19,448.00
Area 3	Multnomah County rural (1 ft)	137	\$7,701.00
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Area 5	Bull Run rural (No Photos)	-	-
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Area 7	Newberg urban (6in)	39	\$7,149.00
Control	New Control Network	-	\$4,000.00
total		1270	\$125,939.00
<b>2011 Summer</b>			
Area 1	Urban Consortium (6 in)	602	\$58,599
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Total		602	\$68,444
<b>2012 Leaf Off</b>			
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Area 1 Expansion	Rural Consortium (1ft)	7	508.05
Total		1393	\$120,555
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Area 1	Urban Consortium (6 in + Early)	602	\$68,444.00
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Area 8	Washington County rural (1ft)	378	\$22,521
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# Amendment

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Clean Water Services	Additional Clean Water Services (1 ft)	12	\$480
Area 9 Expansion	Additional Clackamas County (1ft)	7	\$614.25
Total		1761	\$144,269.25
<b>2013 Summer</b>			
Area 1	Urban Consortium (6 in + Early)	602	\$69,756.00
Total			69,756.00

In section **J. Orthophotography** Make the following corrections:

Correct the Following section:

8. Early Orthophotos for Summer 2011, Winter 2012, and Summer 2012 Flights - Contractor shall provide interim imagery using on-board GPS and IMU and auto-mosaicing. Second-generation orthos may be used for this deliverable. Contractor shall use basic color balancing for these images. Images shall be delivered as three-band natural color, compressed TIFF within 30 days of flight date, using same format and tiling specification as the final deliveries.

To Read:

8. Early Orthophotos for Summer 2011, Winter 2012, Summer 2012, and Summer 2013 Flights - Contractor shall provide interim imagery using on-board GPS and IMU and auto-mosaicing. Second-generation orthos may be used for this deliverable. Contractor shall use basic color balancing for these images. Images shall be delivered as three-band natural color, compressed TIFF within 30 days of flight date, using same format and tiling specification as the final deliveries.

In section **L. Deliverables** Make the following additions, corrections, and deletions:

Correct the Following section:

11. Early Orthophotos and related products for the summer 2011, winter 2012, and summer 2012 flights.



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To Read:

11. Early Orthophotos and related products for the summer 2011, winter 2012, summer 2012 and Summer 2013 flights.

Metro shall pay Contractor for services performed and materials delivered under this amendment in the amount not to exceed **SEVENTY THOUSAND TWO HUNDRED THIRTY-SIX AND NO/100THS DOLLARS (\$70,236.00)**, for a total contract amount not to exceed **FIVE HUNDRED TWENTY-EIGHT THOUSAND NINE HUNDRED SIXTY-THREE AND 30/100THS DOLLARS (\$528,963.30)**.

Except for the above, all other conditions and covenants remain in full force and effect.

IN WITNESS TO THE ABOVE, the following duly authorized representatives of the parties referenced have executed this Amendment.

**i-Ten Associates, Inc.**

**Metro**

By \_\_\_\_\_

By \_\_\_\_\_

Print Name \_\_\_\_\_

Print Name \_\_\_\_\_

Date \_\_\_\_\_

Date \_\_\_\_\_

## STAFF REPORT

### IN CONSIDERATION OF RESOLUTION NO. 13-4432, FOR THE PURPOSE OF APPROVING A CONTRACT AMENDMENT TO THE AERIAL PHOTO PROCUREMENT CONTRACT WITH I-TEN ASSOCIATES, INC.

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Date: January 9, 2013

Prepared by: Tim Collier, ext. 1813  
Justin Houk, ext. 1669

## BACKGROUND

The Metro Data Resource Center (DRC) has coordinated a regional aerial photography consortium for the past 20 years. The consortium is composed of local government and non-profit organizations that use cost sharing to realize substantial savings on annual photo flights. The photos themselves enable Metro and consortium partners to remotely collect land use data and conduct operations that might otherwise require field crews.

The most recent contract was awarded to Portland based i-Ten Associates. i-Ten Associates successfully delivered flights for summer 2010, Summer 2011, Winter and Summer 2012.

To collect the photos Metro generally awards two year contracts to a aerial photography vendors through an RFP process. The contract covers two to three flights during that time period. The reason the contract is for two years is to attract high quality vendors and reduce one time startup costs. The flight coverage area is small enough that larger vendors are reluctant to bid for one year. The second year is usually when the vendor makes any profit for the flight.

The proposed contract amendment would allow the photo consortium to add the planned summer 2013 flight to i-Ten Associate's contract. The consortium is planning a joint LIDAR and photo project for 2014 that would be handled through the State of Oregon's contract with the vendor. That means that any RFP for the summer 2013 flight would only be for one year. That would drive up the cost of the summer 2013 flight and entail significant staff time to award the RFP.

## ANALYSIS/INFORMATION

1. **Known Opposition:** There is no known opposition.
2. **Legal Antecedents:** None known.
3. **Anticipated Effect:** Approval of this amendment will ensure that Metro and the regional photo consortium will obtain a quality flight for summer 2013 while reducing product, staff, and procurement costs. It will also provide the flexibility to pursue a regional lidar/photo project for 2014 that is desired by Metro and its consortium partners.
4. **Budget Impacts:** Base budget revenue is in place to fund expenses throughout the duration of the contract. Consortium cost sharing would mean that metro would be contributing a fraction of the total cost of the flight.

**RECOMMENDED ACTION**

Research Center and Data Resource Center recommend that the Metro Council approve the contract amendment to our aerial photo contract with i-Ten Associates.