

METROPOLITAN EXPOSITION RECREATION COMMISSION

Resolution No. 14-16

For the purpose of approving the contract amendment for the Metropolitan Exposition Recreation Commission (MERC) contract 202003 with Starplex Corporation for the purchase of security services through December, 31, 2014.

WHEREAS, the term of the current contract with Starplex Corporation expires on July 31, 2014 and there remains no further funds on this contract, and;

WHEREAS, Portland's Centers for the Arts (Portland's) and the Portland Expo Center (Expo) must provide security for events and;

WHEREAS, Portland's and Expo estimate that they will have one hundred and sixty eight thousand (\$168,000) in additional security needs before December 31, 2014 for a total contract amount of \$422,157.00, and;

WHEREAS, staff will complete a thorough Request for Proposal process, to enter into new contract(s) by December 31, 2014, and;

WHEREAS, MERC must approve a contract amendment by resolution under Section 8(A) of MERC's Contracting and Purchasing Rules as this contract amendment exceeds the authority delegated to the General Manager of Visitor Venues under these rules, and;

WHEREAS, this contract will allow Portland's and Expo to provide security services for future events and MERC staff recommend the amendment of this contract;

BE IT THEREFORE RESOLVED, that the Metropolitan Exposition Recreation Commission:

1. Approves the amendment to the current contract with Starplex Corporation for an extension through December 31, 2014 and for an increase in the contract amount of \$168,000.
2. Delegates the authority to the Metro Deputy Chief Operating Officer to execute the Starplex Corporation contract in a form substantially similar to Exhibit A attached to this Resolution.

Passed by the Commission on June 4, 2014.

Approved as to form:

Alison R. Kean, Metro Attorney

By: _____

Nathan A. S. Sykes, Deputy Metro Attorney

Chair

Secretary/Treasurer

MERC Staff Report

Agenda Item/Issue: For the purpose of approving the contract amendment for the Metropolitan Exposition Recreation Commission (MERC) contract 202003 with Starplex Corporation for the purchase of security services through December, 31, 2014.

Resolution No.: 14-16

Presented By: Tim Collier, Director of FRS

Date: June 4, 2014

Background and Analysis:

In April of 2011, an RFP was let for Portland's Expo for a non-exclusive provider of non-uniform security for supplemental crowd and traffic management. After completing the official procurement process, Starplex was selected as the most responsive proposer.

On July 6, 2011 a public contract of three years with two one-year renewal options was approved by the MERC Commission (Resolution 11-16). The staff report included a fiscal impact statement. Revenue and expenses for non-uniform security services are budgeted and approved by the Commission annually. The majority of expenses are reimbursed by MERC Licensees. The contract was signed by both Contractor and MERC/Metro.

While the contract had no dollar amount attached to it originally, the contract dollar amount was set to be \$254,000 for the three year period as this was the projected budget at the time. At the time of the execution of the contract, Cirque du Soleil was not factored in. The large amount of security time utilized in Cirque events during 2012 and 2014 used a high percentage of the projected amount of contract dollars originally available.

We are asking to extend the current contract until December 31, 2014 to allow us time to be able to issue another RFP and associated contracts. The amount of the amendment, \$168,000, is an estimate of items currently scheduled and the potential of new big events (such as the MARVEL event), through the remainder of the contract. The new process is to complete an agency-wide solicitation for services, but then issue contracts by venue to allow for better management and administration.

Fiscal Impact: This amendment includes an increase based on CPI, however security costs are already built into current venue budgets. This action continues to allow the authority to spend on the contract.

Attachments to Resolution and/or Staff Report: Amendment number 01, to MERC contract 202003

Recommendation: Staff recommends that the Metropolitan Exposition-Recreation Commission by Resolution 14-16 approve Amendment 1 to contract 202003 with Starplex Corporation for the purchase of security services through December, 31, 2014.

Amendment

AMENDMENT NO. 01**MERC CONTRACT NO. 202003**

This Amendment hereby amends the above titled contract between Metropolitan Exposition Recreation Commission (MERC), an appointed commission of Metro, and Starplex Corporation, hereinafter referred to as "Contractor."

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

- Notification of venue name change for Portland's Centers for the Arts (formerly Portland Center for the Performing Arts) and Portland Expo Center (formerly Portland Metropolitan Exposition Center)
- Extend the expiration date from July 31, 2014 to December 31, 2014 for continued security services at Portland's Center for the Arts and Portland Expo Center.
- Increase the hourly rate by \$0.30 per category (peer agents, traffic and supervisors) effective August 1, 2014. This request is below the maximum allowable increase as stipulated in the Fee Schedule and Payment Procedure section in Attachment A of the original contract.
- Add additional funds to the contract for the services for FY 2014 and continued services during July 1, 2014 to December 31, 2014 as follows:

Venue	FY 2014	July 2014 through December 2014
Portland's Centers for the Arts	\$15,000	\$25,000
Portland Expo Center	\$10,000	\$118,000

Contractor shall ensure that the current Certificate of Insurance on file with MERC covers this time extension.

MERC shall pay Contractor for services performed and materials delivered under this amendment in the amount not to exceed One Hundred Sixty-Eight Thousand and no/100THS DOLLARS (\$168,000.00), for a total contract amount not to exceed Four Hundred Twenty-Two Thousand One Hundred Fifty-Seven and no/100THS DOLLARS (\$422,157.00).

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.

CONTRACTOR

By _____

Print Name _____

Date _____

**METROPOLITAN EXPOSITION RECREATION
COMMISSION**

By _____

Print Name _____

Date _____