

METROPOLITAN EXPOSITION RECREATION COMMISSION

RESOLUTION NO. 11-19

For the purpose of amending the contracts with Brown Contracting Inc. for the Block 26 Redevelopment project and requesting the Metro Council amend the FY 2011-12 through 2014-15 Capital Improvement Plan.

WHEREAS, the Oregon Convention Center is constructing full block improvements including landscaping, storm water planters, a concrete plaza, seatwalls and other amenities to Block 26 through a partnership with Metro's Parks and Environmental Services Department and a lease with the Portland Development Commission; and

WHEREAS, MERC entered into two separate contracts with Brown Contracting Inc. for concrete installation in the amount of \$219,400 and general site work for the amount of \$127,300; and

WHEREAS, additional work was required due to poor soil conditions, utility confirmation and unknown permitting requirements imposed by the City of Portland after the initial award of the above mentioned contracts; and

WHEREAS, MERC Staff request that the contract with Brown Contracting Inc. for concrete installation be amended to \$270,000 and the contract with Brown Contracting Inc. for general site work to be amended to \$183,098; and

WHEREAS, MERC Staff had to address unknown permitting requirements imposed by the City of Portland, design and engineering consultation, testing and survey for a total of \$12,500; and

WHEREAS, Section 3(B), and 8(A)(1)(d) of MERC's Contracting and Purchasing Rules allow the Commission to approve the requested contract amendments by resolution; and

WHEREAS, adequate appropriation exists to fund this increase to the Block 26 project upon approval by the MERC and MERC will request that the Metro Council amend the FY 2011-12 through FY 2014-15 Capital Improvement Plan to reflect this change plus an additional \$20,000 contingency in case of any other anticipated costs.

BE IT THEREFORE RESOLVED that the Metropolitan Exposition Recreation Commission:

1. Approves the amendment of the contract with Brown Contracting Inc. for Block 26 concrete and steel from the original amount of \$219,400 to amount not to exceed \$270,000.
2. Approves the amendment of the contract with Brown Construction Inc. for general site work from the amount of \$127,300 to an amount not to exceed \$183,098.
3. Approves the increase in the general project budget for construction of Block 26 Plaza Redevelopment Project in an amount not to exceed \$12,500 for additional permit fees, design and engineering consultation and testing and survey requirements.
4. Requests that the Metro Council amend the FY 2011-12 through FY 2014-15 Capital Improvement Plan to reflect a total budget of \$798,898 for this project.

5. Authorizes the MERC General Manager to execute the contract amendments on behalf of the Commission in substantially the same forms as attached in Exhibit A.

Passed by the Commission on August 3, 2011.



Chair

Approved As to Form:

Alison Kean Campbell, Acting Metro Attorney

By: _____

Nathan A. Schwartz Sykes
Senior Attorney



Secretary/Treasurer

Block 26 Plaza Redevelopment: General Site Work
Change Order



Exhibit A to Resolution No. 11-19

CHANGE ORDER NO. 1

CONTRACT NO. 301042

This Amendment hereby amends the above titled contract between the Metropolitan Exposition Recreation Commission, an appointed commission of Metro, a metropolitan service district organized under the laws of the State of Oregon and the Metro Charter ("MERC"), and Brown Contracting, hereinafter referred to as "Contractor."

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

- Over excavation of poor soils and installation of engineered fill in roadway area

MERC shall pay Contractor for services performed and materials delivered under this amendment in the amount not to exceed \$55,798.23, for a total contract amount not to exceed \$183,098.23.

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 _____

Title _____

Date _____

MERC

By _____
Ten Dresler, General Manager

Date _____

**Block 26 Plaza Redevelopment: Concrete and Steel Reinforcement Installation
Change Order**



Exhibit A to Resolution No. 11-19

CHANGE ORDER NO. 6

CONTRACT NO. 301043

This Amendment hereby amends the above titled contract between the Metropolitan Exposition Recreation Commission, an appointed commission of Metro, a metropolitan service district organized under the laws of the State of Oregon and the Metro Charter ("MERC"), and Brown Contracting, hereinafter referred to as "Contractor."

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

- Replace and repair damaged curb along Oregon, Pacific Streets and Grand Avenues

MERC shall pay Contractor for services performed and materials delivered under this amendment in the amount not to exceed **\$30,000**, for a total contract amount not to exceed **\$270,000**

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 _____

Title _____

Date _____

MERC

By _____
Teri Dresler, General Manager

Date _____