

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF AUTHORIZING
CHANGE ORDER NO. 17 TO THE CONTRACT
FOR OPERATING METRO CENTRAL STATION

) RESOLUTION NO. 96-2293
)
) Introduced by Mike Burton
Executive Officer

WHEREAS, Metro entered into an agreement with Trans Industries on December 8, 1989 to operate the Metro Central Transfer Station; and

WHEREAS, Trans Industries has provided litter pick-up services for the area near the Metro Central Station by subcontracting the work to the Boys Club of Portland; and

WHEREAS, The Boys Club Of Portland is no longer able to provide the litter pick-up services; and

WHEREAS, Multnomah County has the ability to provide litter pick-up services through the Pay Back Program, a restitution program for youth referred through the County's Department of Juvenile Justice Services; and

WHEREAS, The Pay Back Program cannot legally contract with a for-profit entity such as Trans Industries; and

WHEREAS, Metro has negotiated an intergovernmental agreement with Multnomah County to provide litter pick-up service for the roadsides near the Metro Central Station; and

WHEREAS, It is necessary to amend the agreement between Metro and Trans Industries for the operation of Metro Central Station to provide that Metro be responsible for litter pick-up in the area of the transfer station , and to give Metro a monthly credit for litter pick-up; and

WHEREAS, Change Order No. 17, attached as Exhibit "A," provides the necessary modifications to the contract for the operation of Metro Central Station; and

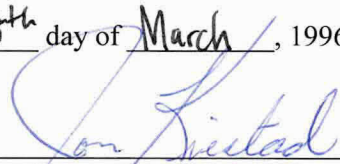
WHEREAS, The resolution was submitted to the Executive Officer for consideration and was forwarded to the Metro Council for their approval; now, therefore,

BE IT RESOLVED,

1. That the Metro Council approves Change Order No. 17 to the contract between Metro and Trans Industries for the operation of Metro Central Station attached as Exhibit "A."

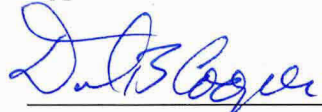
2. That the Metro Council authorizes the Executive Officer to execute Change Order No. 17 to the contract between Metro and Trans Industries for the operation of Metro Central Station.

ADOPTED by the Metro Council this 28th day of March, 1996.



Jon Kvistad, Presiding Officer

Approved as to Form:



Daniel B. Cooper, General Counsel

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EXHIBIT A

CHANGE ORDER NO. 17
METRO CONTRACT NO. 901584

MODIFICATION TO THE CONTRACT BETWEEN
METRO AND TRANS INDUSTRIES
FOR THE OPERATION OF METRO CENTRAL STATION

METRO POC: Terry Petersen, Environmental Services Manager

CONTRACTOR POC: Steve Miesen, District Manager

This Agreement is dated as of the last signature date below and is entered into between Metro and Trans Industries, referred to herein as "Contractor," pursuant to the Metro Transfer Station Operation Agreement made and entered into December 8, 1989.

1. Effective August 1, 1995, Contractor shall no longer be responsible for litter pick-up services on the roadsides of the following public streets/highways: NW Front Avenue from NW 61st Avenue to Kittridge Avenue, N.W. 61st Avenue to Highway 30 (St. Helens Road), Kittridge Avenue from NW Front Avenue to Highway 30, Highway 30 from Kittridge Avenue to the St. Johns Bridge on/off ramp.
2. Effective August 1, 1995, Metro shall be responsible for litter pick-up services twice each week on the road sides of the following public streets/highways: NW Front Avenue from NW 61st Avenue to Kittridge Avenue, N.W. 61st Avenue to Highway 30 (St. Helens Road), Kittridge Avenue from NW Front Avenue to Highway 30, Highway 30 from Kittridge Avenue to the St. Johns Bridge on/off ramp.
3. Effective August 1, 1995, Contractor shall credit Metro \$2,090 per month for litter pick-up services shown above.

Except as modified herein, all terms and conditions of the original agreement and previous change orders remain in full force and effect.

TRANS INDUSTRIES

METRO

Signature

Signature

Print Name and Title

Print Name and Title

Date

Date

CHANGE ORDER SUMMARY

CONTRACTOR: Browning-Ferris Industries - Trans Industries

PROJECT: Metro Central Station - Operations

PURPOSE: Monthly Credit for Litter Collection

CONTRACT NO.: 901584 **BUDGET NO.** 531-310254-526610-75000

DEPARTMENT: Regional Environmental Management

ACCOUNT NAME Operating

THIS REQUEST IS FOR APPROVAL OF CHANGE NUMBER: 17

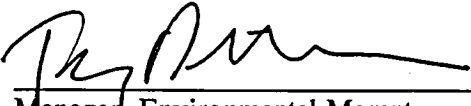
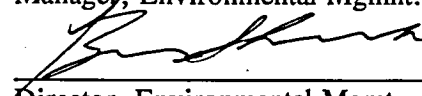
- | | |
|--|------------------|
| 1. The original contract sum was | \$33,264,000.00 |
| 2. Net change by previously authorized change order | <\$3,184,111.00> |
| 3. The contract sum prior to this request was | \$30,079,889.00 |
| 4. Total amount of this change order request | <\$29,260.00> |
| 5. The new contract sum, including this change order | \$30,050,629.00 |
| 6. The contract sum paid in FY 90-91 | \$1,165,272.58 |
| The contract sum paid in FY 91-92 | \$3,637,397.12 |
| The contract sum paid in FY 92-93 | \$4,197,978.78 |
| The contract sum paid in FY 93-94 | \$4,338,893.83 |
| The contract sum paid in FY 94-95 | \$4,267,694.06 |
| The contract sum paid in FY 95-96 | \$1,866,408.25 |
| 7. Fiscal Year appropriation for FY 95-96 | \$5,236,221.00 |

Line item name: Disposal Operations - Station Operations

Estimated appropriation remaining as of 12/29/95 \$3,151,759.49

8. Start Date: 8/1/95 Expire Date: 10/1/96

REVIEW AND APPROVAL:

	2/5/95		
Manager, Environmental Mgmt.	Date	Fiscal Review	Date
	2/21/96		
Director, Environmental Mgmt.	Date	Budget Review	Date
Director, Administrative Services			
	Date	Legal Review	Date

STAFF REPORT

IN CONSIDERATION OF RESOLUTION NO. 96-2293 FOR THE PURPOSE OF AUTHORIZING CHANGE ORDER NO. 17 TO THE CONTRACT FOR OPERATING METRO CENTRAL STATION

Date: February 6, 1996

Presented by: Terry Petersen

PROPOSED ACTION

Adoption of Resolution No. 96-2293 would authorize Change Order No.17 to the contract between Metro and Trans Industries for the operation of the Metro Central Station. The Change Order transfers the responsibility for litter pick-up from Trans Industries to Metro and provides a monthly credit to Metro for these services.

FACTUAL BACKGROUND AND ANALYSIS

Metro is responsible (per mitigation agreements) for the collection of litter from the roadsides near its transfer stations. Litter pick-up for the area near the Metro Central Station has been provided by Trans Industries since the station opened in January 1991. Trans Industries subcontracted the litter pick-up work to the Boys Club of Portland until July 1995. The Boys Club is no longer able to provide those services. Since July, Multnomah County's PayBack Program, a restitution program for youth referred through the County's Department of Juvenile Justice Services, has provided the litter pick-up service through a verbal agreement with Trans Industries. Multnomah County's general counsel has advised the PayBack program that it cannot legally contract with a for-profit entity such as Trans Industries. Therefore, other arrangements must be made for litter pick-up service.

Metro has negotiated an intergovernmental agreement with Multnomah County to provide litter pick-up service for the roadsides near the Metro Central Station. Under the agreement, Metro would pay the County \$1,900 per month for the service.

If the agreement with Multnomah County is approved, Metro would need to amend the contract with Trans Industries to transfer the responsibility for providing litter pick-up service from Trans Industries to Metro, and credit Metro for providing the litter pick-up service. Proposed Change Order No. 17 to the Metro Central Station contract would credit Metro \$2,090 per month (\$1,900 for Metro's payment to the County, plus 10% for Metro's contract administration costs).

The proposed agreement with Multnomah County provides twice weekly litter pick-up on both sides of the road on NW Front Avenue from NW Kittridge to NW 61st, NW 61st to Highway 30, Highway 30 to St. Johns Bridge on/off ramp and Highway 30 to NW Kittridge, NW Kittridge to NW Front Avenue.

Litter pick-up would be provided by a youth crew through the PayBack Program. The County provides a Crew Leader for the youth crew and continuous on-site supervision. The County screens the youth for appropriate crew composition.

BUDGET IMPACT

Change Order No. 17 will provide a monthly credit to Metro of \$2,090 for providing litter pick-up service (\$29,260 total credit for the period of August 1, 1995 through October 1, 1996). Metro's costs will be \$2,090 per month (\$1,900 for payment to Multnomah County and \$190 for Metro's contract administration costs); for a total cost of \$29,260.

EXECUTIVE OFFICER RECOMMENDATION

The Executive Officer recommends approval of Resolution No. 96-2293.

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