

BEFORE THE CONTRACT REVIEW BOARD

FOR THE PURPOSE OF AMENDING THE	)	RESOLUTION NO. 98-2594
CONTRACT BETWEEN METRO AND	)	
PERFORMANCE ABATEMENT SERVICES	)	Introduced by
INC. (CONTRACT NO. 905855) FOR	)	
HAZARDOUS MATERIAL ABATEMENT	)	Mike Burton
SERVICES ASSOCIATED WITH THE	)	Executive Officer
DEVELOPMENT OF A CAPITAL PROJECT	)	
AT METRO WASHINGTON PARK ZOO	)	

WHEREAS, Metro executed Contract No. 905855 with Performance Abatement Services, Inc., on July 29, 1997; and

WHEREAS, additional areas within the Feline Building have been tested and found to have paint requiring abatement before the building can be partially demolished; and

WHEREAS, Performance Abatement Services, Inc., was significantly lower than other bidders responding to the original scope of work, which contains similar elements; and

WHEREAS, Performance Abatement Services, Inc., is available, on site and experienced, enabling them to provide services at a lower price than other bidders; and

WHEREAS, resources are budgeted and available; and

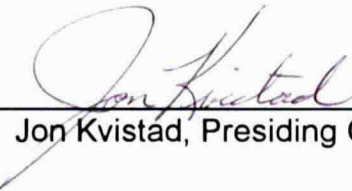
WHEREAS, the Metro Washington Park Zoo has established that Performance Abatement Services, Inc., has performed previous work as specified and satisfactorily within the terms of the contract and provides these services in a cost effective and efficient manner; and

WHEREAS, the Metro Council as Public Contract Review Board declares that it is in the public's interest for this work on the zoo capital project to move forward in the most expedient manner, accepts these findings and waives competitive bidding; and now, therefore,

BE IT RESOLVED,

That the Metro Contract Review Board authorizes the execution of Change Order No. 2 to Contract No. 905855 with Performance Abatement Services, Inc., pursuant to the terms of Metro Code Section 2.04.046 by increasing the contract value by \$39,400.

ADOPTED by the Metro Council this 5<sup>th</sup> day of February, 1998.



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Jon Kvistad, Presiding Officer

Approved as to Form:



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Daniel B. Cooper, General Counsel

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CHANGE ORDER NO. 2

PUBLIC CONTRACT FOR HAZARDOUS MATERIAL ABATEMENT

METRO WASHINGTON PARK ZOO  
OREGON PROJECT

This Change Order No. 2 amends Metro Contract No. 905855 which is dated July 29, 1997, by and between Metro and Performance Abatement Services, Inc. for services related to the Metro Washington Park Zoo Oregon Project ("Agreement"). This Change Order is effective \_\_\_\_\_.

The parties, for the consideration hereinafter identified, agree as follows:

1. Contractor shall provide all labor, equipment and material as necessary to complete the Metro Washington Park Zoo scope of work for the Oregon Project as described herein. The scope of work for general purposes includes:

Complete removal of green/tan asbestos-containing masonry paint from areas on the interior of the Feline Building, and tan asbestos-containing masonry paint from the exterior grottos 5 and 6 as indicated on the drawing (Exhibit "A" dated December 9, 1997 of the Change Order #1 Proposal Form). The work includes dismantling of equipment, fixtures and other items as necessary to gain access to interior green paint and exterior tan paint. Dismantled items will be disposed of by others.

**Change Order 2 Total: \$39,400.00**

Contractor shall complete all work associated with this Change Order within thirty (30) calendar days of the issuance of a notice to proceed.

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

IN WITNESS WHEREOF, the parties have duly executed this Agreement as of the day and year first written above.

PERFORMANCE ABATEMENT  
SERVICES, INC.

METRO

By \_\_\_\_\_

By \_\_\_\_\_

Date \_\_\_\_\_

Date \_\_\_\_\_

**REGIONAL FACILITIES COMMITTEE REPORT**

CONSIDERATION OF RESOLUTION NO. 98-2594, FOR THE PURPOSE OF AMENDING THE CONTRACT BETWEEN METRO AND PERFORMANCE ABATEMENT SERVICES INC. (CONTRACT NO. 905855) FOR HAZARDOUS MATERIAL ABATEMENT SERVICES ASSOCIATED WITH THE DEVELOPMENT OF A CAPITAL PROJECT AT METRO WASHINGTON PARK ZOO.

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Date: January 28, 1998

Presented by: Councilor Naito

**Committee Action:** At its January 20, 1998 meeting, the Regional Facilities Committee unanimously recommended Council adoption of Resolution No. 98-2594. Voting in favor: Councilors McCaig, McFarland and Naito.

**Council Issues/Discussion:** Jim Maxwell, Construction Project Manager for the Zoo's Oregon Project, made the staff presentation. This resolution adds \$39,400 to the current \$48,000 contract with Performance Abatement Services, Inc. Services to be performed involve asbestos abatement in the feline exhibit, prior to its being demolished to make room for Oregon Project exhibits. The current contractor was low bidder, by a significant amount for, original abatement services.

An alternative approach to this problem, demolishing the building without first removing lead and asbestos, and transporting the rubble to a dump site is estimated to cost in excess of \$250,000

## STAFF REPORT

CONSIDERATION OF RESOLUTION NO. 98-2594 FOR THE PURPOSE OF AMENDING THE CONTACT BETWEEN METRO AND PERFORMANCE ABATEMENT SERVICES, INC.(CONTRACT NO. 905855) FOR HAZARDOUS MATERIAL ABATEMENT SERVICES ASSOCIATED WITH THE DEVELOPMENT OF A CAPITAL PROJECT AT METRO WASHINGTON PARK ZOO

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Date: 12/22/97

Presented by: Jim Maxwell

### PROPOSED ACTION

Approval to amend the existing contract between Metro and Performance Abatement Services, Inc. (PAS) for hazardous material abatement services associated with the development of a capital project at Metro Washington Park Zoo. This resolution would increase the contract value by \$39,400.

### FACTUAL BACKGROUND

Amendment of the existing contract (Contract No. 905855) is necessary to provide for the removal of all paint containing asbestos on the interior and in two exterior grottos of the Feline Building. Complete abatement of all hazardous material from those portions of the Feline Building that is to be demolished will allow the concrete rubble to be ground up for use as construction fill. Without the abatement the material would go to a landfill. Recycling of this material is not only good for the environment, it will also result in a net cost savings to the project.

PAS is currently under contract to remove all of the paint containing asbestos on the exterior of the upper level. Adding these services to the contract: provides efficient coordination with the abatement work already under contract; is cost effective for Metro; and keeps the responsibility for the clean up with one firm.

The additional cost is based on a bid submitted by PAS on December 11, 1997.

Our hazardous material consultants, PBS Environmental, have reviewed the bid and found it to be cost effective for the scope of work. The bid amount for this change order is also consistent with PAS's bid on the original scope of work. Five firms responded to the original scope of work and PAS was just over half the cost of the next lowest bid.

### BUDGET IMPACT

The value of the contract is increased by \$39,400, which is budgeted within the \$30,500,000 Bond Project.

### EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends adoption of Resolution No. 98-2594.

