

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON
ACTING AS THE PUBLIC CONTRACT REVIEW BOARD

ORDER NO. 2010-079

Approving an Exemption to Increase the Amount of the Contract with Dirt & Aggregate Interchange beyond the 20% Limit for the Installation of Curb and Sidewalk on NE Halsey Street from the Wood Village City Park to NE Birch Avenue.

The Multnomah County Board of Commissioners Finds:

- a. The Board is acting as the Multnomah County Public Contract Review Board to review, pursuant to PCRB Rule 49-0910, an exemption from the Department of Community Services, to increase the amount of the contract with Dirt & Aggregate Interchange beyond the 20% limit for the installation of curb and sidewalk on NE Halsey Street from the Wood Village City Park to NE Birch Avenue.
- b. The County awarded a contract to Dirt & Aggregate Interchange for the installation of curb and sidewalk on NE Halsey Street from the Wood Village City Park to NE Birch Avenue (Project).
- c. The Project was implemented in part to complement another concurrent project on NE Halsey Street funded via the American Recovery and Reinvestment Act of 2009 (ARRA project). Between these two projects, there was an approximately 400-foot curb section left incomplete. The original intent was to add that 400 feet to the ARRA project. However, the ARRA project encountered change order work as well and has expended all contingency funding available under that contract.
- d. This request would enable execution of a change order to add the 400 feet of curb and sidewalks to the Project and therefore provide a complete facility on NE Halsey Street. Addition of the work would increase the contract cost by approximately \$30,000, resulting in an overall project increase of 34%.
- e. The additional work is within the general scope of the original contract as defined by PCRB Rule 49-0910(2) because it is logically related to the contract work. Prudent contract management and construction practices dictate that the additional work ought to be performed in conjunction with the original contract work; the additional work is located at the same site as the original contract work, and the contract objectively establishes the price for the additional work. The contractor was selected through a formal competitive process; therefore, it is not likely that the field of competition will be affected by the proposed contract amendment.
- f. This exemption request is in accord with the requirements of Multnomah County Public Contract Review Board Rule 49-0910.

The Multnomah County Board of Commissioners, acting as the Public Contract Review Board Orders:

The exemption to increase the amount of the contract with Dirt & Aggregate Interchange beyond the 20% limit for the installation of curb and sidewalk on NE Halsey Street from the Wood Village City Park to NE Birch Avenue is approved.

ADOPTED this 10th day of June, 2010.



BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON



Jeff Cogen, Chair

REVIEWED:

AGNES SOWLE, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By /s/ Matthew O. Ryan
Matthew O. Ryan, Assistant County Attorney

SUBMITTED BY:

M. Cecilia Johnson, Director
Department of Community Services