



MULTNOMAH COUNTY AGENDA PLACEMENT REQUEST

(Revised: 09/23/13)

Board Clerk Use Only

Meeting Date:	<u>11/10/16</u>
Agenda Item #:	<u>R.8</u>
Est. Start Time:	<u>11:10 approx</u>
Date Submitted:	<u>11/2/16</u>

Agenda Title: Resolution Authorizing the County Chair to Execute an IGA with the City of Portland Bureau of Environmental Services for Sewer Repair Work in Conjunction with the Central Courthouse Project.

Note: Title should not be more than 2 lines but sufficient to describe the action requested. Title on APR must match title on Ordinance, Resolution, Order or Proclamation.

Requested

Meeting Date: November 10, 2016 **Time Needed:** 10 minutes

Department: DCA/County Attorney **Division:** Facilities & Property Management

Contact(s): Ken Elliott

Phone: (503) 988-7604 **Ext.** 87604 **I/O Address:** 503/500/CA

Presenter

Name(s) & Title(s): Ken Elliott, Asst. County Attorney; & JD Deschamps, Central Courthouse Project Manager

General Information

1. What action are you requesting from the Board?

Authorize the County Chair to execute an Intergovernmental Agreement (IGA) with the City of Portland, acting by and through its Bureau of Environmental Services (BES), for BES funding and County construction of sewer rehabilitation work in conjunction with the site excavation and utilities relocation for the Central Courthouse Project (Project).

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

The IGA is authorized pursuant to ORS 190.110. BES and the County desire to work together to include needed City sewer repair work in the County's site construction work for the Project.

The IGA provides for the County to complete sewer rehabilitation work as part of the Project, as described in the Statement of Work, at Exhibit A to the IGA, a copy of which is attached hereto as Exhibit A and incorporated herein by reference.

The IGA requires BES to reimburse the County for costs associated with the provision of the construction materials, equipment and services as described in the IGA and in accordance with Exhibit B to the IGA: Project Budget. The public works portion of the Project is being built under City Permit number EP269, and City Building Permit number: 16-188612-MG. The BES Capital Improvement Project number is: E10860.C14.

The IGA will become effective upon execution by both parties. Unless earlier terminated or extended, the IGA will expire when the County's completed performance of the Work has been accepted by BES or on September 1, 2017, whichever date occurs first.

The County has selected Hoffman Construction as Construction Manager/General Contractor (CM/GC) and SRG Partnership as Architecture & Engineering firm (A&E) and will manage and enforce provisions of the CM/GC and A&E contracts, and make payments to the CM/GC and A&E for their Work performed under the IGA. The BES Project Manager shall have the opportunity to review and comment on all Work procurement and contract documents prior to issuance by the County. The CM/GC will provide a schedule of values for the Work to BES prior to notice to proceed.

Both parties certify that, at the time the IGA becomes effective, sufficient funds are available and authorized for expenditure to finance the costs of the IGA within either party's current appropriation and limitation. Both parties understand and agree that payment of amounts under the IGA attributable to work performed after the last date of the current budget period is contingent on either party receiving appropriations, limitations, or other expenditure authority.

3. Explain the fiscal impact (current year and ongoing).

The IGA requires BES to pay the County for the cost of the Work as described in Exhibit A and not to exceed \$300,000 as allocated in Exhibit B. Up to an additional 25% to cover unexpected contingencies will be made available with approval by the BES Director or designee. Any necessary funds above and beyond the 25% contingency will require an amendment to the IGA and City Council approval.

4. Explain any legal and/or policy issues involved.

The IGA will permit the County's Project CM/GC to perform required upgrades to and relocation of City sewer lines that will serve the new Central Courthouse and other buildings in the area in a cost-efficient manner. The CM/GC will endeavor to meet or exceed City equity in contracting and workforce goals for Oregon State certified disadvantaged, minority, women and emerging small businesses (DMWESBs) for the Work in accordance with Hoffman's CM/GC contract with the County.

5. Explain any citizen and/or other government participation that has or will take place.

The County's Central Courthouse team and the City's BES and Bureau of Development Services teams have met over the past several months to plan, design and permit the Work, in anticipation of entry into the IGA and the County's scheduled construction start in January 2017.

Required Signature

Note: Please submit electronically. Insert names of your approvers followed by /s/ - we no longer use actual signatures. Please insert date approved.

Elected

Official or

Department

/s/ Sherry Swackhamer, DCA

Director:

Director

Date:

November 2, 2016