

W.4.C.2

**AGENDA COVER MEMO**

**DATE:** June 13, 2007

**TO:** Lane County Board of Commissioners

**DEPT:** Public Works

**PRESENTED BY:** Sonny Chickering  
County Engineer

**AGENDA ITEM TITLE:** In the Matter of Amending the On-Call Bridge Design and Special Services Agreement with Otak, Inc.

**I. MOTION**

**THAT THE BOARD ORDER BE ADOPTED AMENDING THE ON-CALL BRIDGE DESIGN AND SPECIAL SERVICES AGREEMENT WITH OTAK, INC. EXTENDING THE EXPIRATION DATE IN ORDER TO COMPLETE THE LONDON ROAD PROJECTS AND AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE THE AMENDMENT.**

**II. ISSUE AND PROBLEM**

Should the On-Call Bridge Design and Special Services consultant agreement with Otak, Inc. be extended to allow completion of engineering services for the bridge projects outlined below?

**III. DISCUSSION**

**A. Background.**

In 2004, Lane County entered into an agreement with Otak, Inc. for on-call bridge engineering services as needed. The agreement expires June 2007.

**B. Analysis.**

Lane County Department of Public Works has need of flexible on-call bridge engineering services for various projects. The types of projects include, but are not limited to, bridge structures, retaining walls, drainage/culverts, manholes/vaults, embankment and slope stabilization and emergency repair designs. The projects range in scope from new construction to minor repair or maintenance. These consultant services have aided the County's ability to support project development, construction management, bridge preservation, and operations and roadway safety.

Public Works is in the process of selecting a new consulting firm for On-Call Bridge Design. Requests for proposals were sent out and the deadline for receipt of proposals was May 18, 2007. A selection committee has been formed

and will take a couple of weeks to review and rate the proposals. The committee may need to schedule interviews. The selection would have to be approved by the Board of County Commissioners. A Contract would need to be negotiated with the selected engineering firm. This process could take a few months. The opening for construction bid for contract for Road & Bridge Construction and Repair on London Road is scheduled for June 29, 2007 creating a need for consulting services before a new engineering consulting firm is selected. If Public Works has to wait until a new engineering consultant firm is selected through the request for professional services process, it may be necessary to delay planned construction of the projects.

Under the existing Otak, Inc. agreement, construction engineering services are still required for completion of bridge projects at Coast Fork Willamette River, London Road at Milepost 8.73, Coast Fork Willamette River, London Road at Milepost 11.25, and Big River, London Road at Milepost 13.01. Preliminary and design engineering services for these 3 bridges have already been completed by Otak, Inc. It is desirable to have the same firm perform the construction engineering as performed the design engineering.

A time extension to September 30, 2009 is being requested for the current Otak, Inc. agreement in order to complete the above mentioned London Road projects.

The County Administrator has been asked and approved of a waiver of LM 21.118(4) requiring competitive selection based on a determination that it is in the public's interest to do so.

**C. Alternatives/Options**

1. Amend the On-Call Bridge Design and Special Services agreement with Otak, Inc. as outlined above.
2. Do not amend agreement and assign construction engineering services for these bridge projects to a consultant to be selected from new Request for Professional Services.

**D. Recommendation.**

Staff recommends that the Board approve extending the agreement with Otak, Inc. to September 30, 2009.

**IV. IMPLEMENTATION/FOLLOW-UP**

Upon approval by the Board, the amendment will be processed for execution by the County Administrator.

IN THE BOARD OF COMMISSIONERS OF LANE COUNTY  
STATE OF OREGON

ORDER NO.

(IN THE MATTER OF AMENDING  
(THE ON-CALL BRIDGE DESIGN  
(AND SPECIAL SERVICES  
(AGREEMENT WITH OTAK, INC.

**WHEREAS**, in 2004, Lane County entered into consultant agreement with Otak, Inc. for On-Call Bridge Design and Special Services; and

**WHEREAS**, Lane County exercised its option and renewed the contract for two additional one-year terms. The agreement is due to expire and further services are required under the agreement. Construction engineering services are still required for bridge work at Coast Fork Willamette River, London Road at Milepost 8.73, Coast Fork Willamette River, London Road at Milepost 11.25, and Big River, London Road at Milepost 13.01; and

**WHEREAS**, language contained in the agreements authorizes amendments to the agreement upon mutual agreement of terms; **NOW THEREFORE BE IT**

**ORDERED**, that the On-Call Bridge Design and Special Services agreement with Otak, Inc. be amended for further engineering services with the agreement expiration date extended to 9/30/2009 and that the County Administrator is authorized to execute the amendment.

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2007

\_\_\_\_\_  
Faye Stewart, Chair  
Lane County Board of Commissioners

APPROVED AS TO FORM

Date 5-29-07 Lane County

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OFFICE OF LEGAL COUNSEL