PROSPER PORTLAND

Portland, Oregon

RESOLUTION NO. 7247

AUTHORIZING AN AMENDMENT TO THE INTERGOVERNMENTAL AGREEMENT WITH THE BUREAU OF REVENUE AND FINANCIAL SERVICES, PROCUREMENT SERVICES IN AN AMOUNT NOT TO EXCEED \$682,400 FOR BUSINESS AND WORKFORCE EQUITY CONTRACT COMPLIANCE SERVICES

WHEREAS, the Prosper Portland Equity Policy and Administrative Procedures require contractors on specified projects to make contracting opportunities available to certified disadvantaged, minority, woman-owned, and emerging small businesses ("Certified Firms") when subcontracting portions of Prosper Portland-funded projects and require contractors working on certain construction projects to make efforts to hire and train a diverse workforce, including apprentices;

WHEREAS, the City of Portland ("City") Bureau of Revenue and Financial Services, Procurement Services ("Bureau"), maintains the necessary staff, expertise, and information and technology systems and software to provide contract compliance services on behalf of the City and Prosper Portland;

WHEREAS, Prosper Portland and the Bureau have entered annually into an intergovernmental agreement ("IGA") to provide business and workforce equity contract compliance services since fiscal year ("FY") 2012-13; and

WHEREAS, Prosper Portland and the Bureau intend to amend the IGA to continue the provision of contract compliance services for FY 2017-18 and that cumulative expenditure exceeds the Prosper Portland Executive Director's signature authority.

NOW, THEREFORE, BE IT RESOLVED, that the Prosper Portland Board of Commissioners authorizes the Executive Director to enter into an IGA amendment with the Bureau for FY 2017-18, substantially in the form attached hereto as Exhibit A;

BE IT FURTHER RESOLVED, that the Executive Director may approve changes to the IGA if such changes, in the opinion of the Executive Director in consultation with General Counsel, do not materially change Prosper Portland's obligations or risks; and

BE IT FURTHER RESOLVED, that this resolution shall become effective immediately upon its adoption.

Adopted by the Prosper Portland Commission on August 9, 2017

Pam Micek, Recording Secretary

CITY OF PORTLAND

CITY INTERGOVERNMENTAL AGREEMENT NO. 30002880 PROSPER PORTLAND INTERGOVERNMENTAL AGREEMENT NO. 512011 AMENDMENT NO. FOUR (4)

FOR SUPPORT OF EEO, BUSINESS AND WORKFORCE EQUITY PROGRAMS, AND PROJECT APPRENTICESHIP AGREEMENT

The Intergovernmental Agreement (the "IGA") was made and entered into on the 1st day of July 2012 between Prosper Portland and the City of Portland Bureau of Revenue and Financial Services, Procurement Services, hereinafter called the "Bureau." Capitalized terms used in this Amendment have the same meanings ascribed to those terms in the IGA. This Amendment Number Five to the IGA (this "Amendment") modifies the IGA as follows:

- a. The IGA is hereby amended to extend the Contract term for an additional one (1) year, from July 1, 2017 to June 30, 2018.
- b. This Amendment increases the maximum compensation of the IGA by \$116,700 for a contractual total of \$682,400.

The following changes to the IGA are hereby made:

- a. The City shall provide on-line training to Prosper Portland employees for the City's new software system. The new software system will gather data for tracking compliance with the Workforce Equity Policy.
- b. The City shall provide monthly project-specific Certified Firm utilization and payment reports to Prosper Portland for Intergovernmental Agreements with City of Portland infrastructure bureaus.
- c. City will recommend a course of action to Prosper Portland in the case of 1) Owner's/Contractor's failure to comply with Workforce Equity hiring requirements,
 2) exemption requests from Owners/Contractors or 3) applicability of policy requirements. Prosper Portland will notify the City within 10 days of its decision and may issue a formal notification of violation or exemption to Owner/Contractor.

PROSPER PORTI AND

Approved as to form:	BY:			
Prosper Portland General Counsel	Kimberly Branam, Executive Director D		Date	
	Address: Telephone No. Email:	222 NW 5 ^{1H} AVENI PORTLAND, OR 9 ¹ 503-823-3200 SperoD@pdc.us	_	
Approved as to form:	CITY OF PORTL BY:	CITY OF PORTLAND BY:		
City Attorney	Christine Moody	Christine Moody, Chief Procurement Officer Date		



RESOLUTION NO. 7247

BUREAU OF REVE	AMENDMENT TO THE INTERGOVERNM NUE AND FINANCIAL SERVICES, PROC EXCEED \$682,400 FOR BUSINESS AND RVICES	UREMENT S	ERVICES IN AN	V	
Adopted by the Prosper Portland Commission on August 9, 2017					
PRESENT FOR COMMISSIONERS	VOTE				
VOTE		Yea	Nay	Abstain	
✓	Chair Gustavo J. Cruz, Jr.	<u>√</u>			
✓	Commissioner Alisha Moreland-Capuia MD	\checkmark			
✓	Commissioner Francesca Gambetti	✓			
\checkmark	Commissioner Peter Platt	\checkmark			
	Commissioner William Myers				
✓ Consent Agenda		da			
CERTIFICATION					
The undersigned hereby certifies that:					
The attached resolution is a true and correct copy of the resolution as finally adopted at a Board Meeting of the Prosper Portland Commission and as duly recorded in the official minutes of the meeting.					
Dan Wieek		Date: August 24, 2017			
Pam Micek, Recording Secretary					