



Gregory L. Geist
Director

June 23, 2016

Board of County Commissioners
Clackamas County

Members of the Board:

Approval of an Amendment to an Intergovernmental Agreement between
Clackamas County Service District No. 1 and Metro
for the Rock Creek Confluence Restoration-Natural Areas Bond Measure Capital Grant Award

Purpose/Outcomes	Approve amendment to add activities to the project scope, reduce the overall grant amount, and extend the expiration date of grant award through December 2016.
Dollar Amount and Fiscal Impact	Amended contract maximum value is now \$137,547.32. Contract amount was reduced from \$209,000 because project construction costs were lower than expected and Metro wishes to reallocate the unused funds. Cost of amended scope is \$75,000, with \$25,000 to be paid by Metro and \$50,000 by CCSD#1.
Funding Source	Metro Nature in Neighborhoods Capital Grant program and CCSD#1 Surface Water Funds. No General Funds are impacted.
Duration	Grant agreement was scheduled to terminate on June 30, 2016; amendment extends date to December 31, 2016.
Previous Board Action/Review	Approval to apply for the grant was provided by Board on January 29, 2013. Grant agreement was signed on July 27, 2013 through Board action 07182013 IX. 12.
Strategic Plan Alignment	The Rock Creek Confluence restoration project supports strategic planning goals by: <ol style="list-style-type: none"> 1. Aligns with WES's strategic plan: project restores natural resources to support healthy streams. 2. Aligns with the County's strategic plan: project promotes and invests in our natural resources. Project also creates jobs for contractors, contributing to growing a vibrant economy and improves water quality, contributing to healthy communities.
Contact Person	Ron Wierenga, Water Environment Services, X4581, RWierenga@clackamas.us
Contract No.	Metro contract no. 932110, WES project number P152047

BACKGROUND:

The Rock Creek Confluence Restoration Project enhances the resiliency of a major Clackamas River tributary. Rock Creek supports salmonid populations in an urbanizing area. Pending development in the upper watershed (East Happy Valley expansion area) will adversely impact Rock Creek via significant increases in runoff and associated pollutants. This site is also a key study site for hands-on outdoor science education through WES' Watershed Health Education Program.

The Board of County Commissioners approved the WES application for the Metro grant on January 29, 2013 and approved an IGA for the grant on July 27, 2013. The original grant award was for \$209,000 with a 2:1 match requirement. WES and its partner, the Clackamas River Basin Council, completed the project under budget. WES therefore requested an extension from Metro to complete additional activities using some of the remaining funds, and will reduce the total grant award by the surplus amount so that Metro can reallocate them.

This amendment will:

1. Extend the grant expiration date to December 31, 2016.
2. Amend the scope to add:
 - a. Vegetation establishment costs: CCSD#1 has already budgeted for this work as a necessary project cost; with this amendment, Metro will now pay a portion of the costs.
 - b. Design, permitting, and construction of a shelter and picnic tables for students to use in environmental science studies. This is a valuable addition to the site that Watershed Health Education Program participants have repeatedly requested for students during stormy sampling events.
 - c. Conducting the 2016 (third annual) Discover Rock Creek community outreach event. The first two years of this event were funded by the Metro grant and attracted many participants.
 - d. More time to complete design, fabrication, and installation of interpretive signs already planned and budgeted.

This grant agreement amendment has been reviewed and approved by County Counsel.

RECOMMENDATION:

District staff recommends the Board of County Commissioners of Clackamas County, acting as the governing body of Clackamas County Service District No. 1, approve the Amendment to the Intergovernmental Agreement between Clackamas County Service District No. 1 and Metro for the Rock Creek Confluence Restoration-Natural Areas Bond Measure Capital Grant Award.

Respectfully submitted,

Greg Geist, Director
Water Environment Services



600 NE Grand Ave.
Portland, OR 97232-2736
503- 797-1700

Amendment

AMENDMENT NO. 01

CONTRACT NO. 932110

This Amendment hereby amends the above titled contract between Metro, a metropolitan service district organized under the law of the State of Oregon and the Metro Charter, and Clackamas County Service District No. 1, hereinafter referred to as "Grant Recipient."

This amendment is a change order to the original Scope of Work as follows:

The Scope of Work, as outlined in Attachment A, has been adjusted to reflect a new project completion date of December 31, 2016 and changes in the contract amount.

Metro and Grant Recipient agree to reduce the original contract amount of TWO HUNDRED NINE THOUSAND AND 00/100THS DOLLARS (\$209,000.00) by SEVENTY-ONE THOUSAND FOUR HUNDRED FIFTY-TWO AND 68/100THS DOLLARS (\$71,452.68), for a total contract amount not to exceed ONE HUNDRED THIRTY-SEVEN THOUSAND FIVE HUNDRED FORTY-SEVEN AND 32/100THS DOLLARS (\$137,547.32).

To request reimbursement of allowable expenses, Grant Recipient will complete Metro's Reimbursement Request Form and submit an itemized statement of work completed and an accounting of all expenses incurred during the current reimbursement period. A progress report shall accompany all reimbursement requests. The form, statement, and report shall be sent to:

METRO
Attn: Oriana Quackenbush
600 NE Grand Ave.
Portland, OR 97232-2736

Contractor shall ensure that the current Certificate of Insurance on file with Metro covers this time extension.

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

IN WITNESS TO THE ABOVE, the following duly authorized representatives of the parties referenced have executed this Amendment.

GRANT RECIPIENT

METRO

By _____

By _____

Print Name _____

Print Name _____

Date _____

Date _____