



AUTHORIZATION FOR AGREEMENTS, MOUs, OR OTHER DOCUMENTS OBLIGATING THE CITY

All contracts, agreements, grant agreements, memoranda of understanding, or any document obligating the city (with the exception of purchase orders), requires the completion of this form. The City Manager will sign these documents after all other required information and signatures are obtained.

Date: April 8, 2024

Document: Amendment to Professional Services Agreements Between City of Newport and five (5) Consultants of Record including: Century West Engineering, Inc., Civil West Engineering Services, Harper Houf Peterson Righellis Inc. (HHPR), Foundation Engineering, and The Automation Group (TAG).

Statement of Purpose: To update expiring contracts from April 9, 2021 through April 9, 2024 for one-year. New contract expiration date to be April 9, 2025 for each of the five (5) consultants.

Department Head Signature: Clara Beata

Remarks, if any: _____

City Attorney Review and Signature: Date: _____

Other Signatures as Requested by the City Attorney: See attached email

Name/Position
Date: _____

Budget Confirmed: Signature Yes No N/A X

Certificate of Insurance Attached: Yes No N/A X

City Council Approval Needed: Yes No X

After all the above requested information is complete and signatures obtained, return this form, along with the original document to the City Manager for signature. No documents should be executed prior to the City Manager's approval as evidenced by signature of this document.

City Manager Signature: [Signature]

Date: 04-10-24

Once all signatures and certificates of insurance have been obtained, return this document, along with the original, fully-executed agreement, MOU, or other document to the City Recorder. A copy of grant agreement and all project funding documents, must be forwarded to the Finance Department for tracking and audit purposes.

City Recorder Signature: _____ Date: _____

Date posted on website: _____

Chris Beatty

From: David Allen
Sent: Monday, April 8, 2024 4:16 PM
To: Chris Beatty
Cc: Melanie Nelson
Subject: Re: COR Amended Professional Services Agreements
Attachments: Agreement Sign Off Form - All 5 firms (For DA Sign).pdf

You can use this e-mail to confirm review for the attached agreement sign-off form, which should indicate council approval on 4/01/24. --David

From: Chris Beatty
Sent: Monday, April 8, 2024 2:02 PM
To: David Allen
Subject: COR Amended Professional Services Agreements

David,

I was informed that we need to have a sign-off sheet for these COR amended Contracts. Please review and return either a signed version or e-mail giving your approval. Thanks!

Chris Beatty, PE
Acting City Engineer
City of Newport, Oregon
169 SW Coast Highway, Newport, OR 97365
C.Beatty@newportoregon.gov
Office: 541-574-3376
Cell: 541-270-7515
Fax: 541-265-3301

PUBLIC RECORDS LAW DISCLOSURE. This e-mail is a public record of the City of Newport, and is subject to public disclosure unless exempt from disclosure under Oregon Public Records Law. This e-mail is subject to the State Records Retention Schedule for Cities.

**Amendment to Professional Services Agreement
Between City of Newport and Century West Engineering, Inc.**

THIS AMENDMENT is to the Professional Services Agreement between the City of Newport (City) and Century West Engineering, Inc. (Consultant).

Recitals:

1. City and Consultant entered into a professional services agreement for consultant of record services on April 9, 2021 (Agreement) for a three-year term until April 9, 2024.
2. The parties desire to extend the Agreement for an additional one-year term under section 2.

Terms of Amendment:

City and Consultant agree to amend the Agreement, as provided for in section 27, as follows, effective on the date of the last signature below:

A. The Agreement is hereby extended until April 9, 2025.

B. The following provisions 15-17 are added to the end of Exhibit B of the Agreement:

(15) If the contract price exceeds \$50,000 and this contract is not otherwise exempt, workers shall be paid not less than the specified minimum hourly rate of wage in accordance with ORS 279C.838 and 279C.840. The applicable prevailing rate of wage may be accessed online at: <https://www.oregon.gov/boli/employers/Pages/prevailing-wage-rates.aspx>. ORS 279C.830

(16) If the project is subject to both the Davis-Bacon Act and state prevailing rate of wage, Contractor and every subcontractor shall pay workers not less than the higher of the applicable state or federal prevailing rate of wage. ORS 279C.830

(17) Contractor and every subcontractor must have a public works bond filed with the Oregon Construction Contractors Board before starting work on the project, unless exempt under ORS 279C.836 (4), (7), (8) or (9). ORS 279C.830

C. This Amendment may be executed in counterparts and a signed copy transmitted by facsimile or other electronic means, each of which will be deemed an original, but all of which taken together will constitute one and the same agreement.

Except as expressly set forth herein, all provisions of the Agreement shall continue and remain in full force and effect.

City of Newport



Spencer R. Nebel, City Manager

Date: 04/08/24

Consultant



Name/Title: Matt MacRostie, Executive VP

Date: 4/5/2024

**Amendment to Professional Services Agreement
Between City of Newport and Civil West Engineering Services**

THIS AMENDMENT is to the Professional Services Agreement between the City of Newport (City) and Civil West Engineering Services (Consultant).

Recitals

- 1 City and Consultant entered into a professional services agreement for consultant of record services on April 9, 2021 (Agreement) for a three-year term until April 9, 2024.
- 2 The parties desire to extend the Agreement for an additional one-year term under section 2.

Terms of Amendment:

City and Consultant agree to amend the Agreement, as provided for in section 27, as follows, effective on the date of the last signature below:

- A The Agreement is hereby extended until April 9, 2025.
- B The following provisions 15-17 are added to the end of Exhibit B of the Agreement:
 - (15) If the contract price exceeds \$50,000 and this contract is not otherwise exempt, workers shall be paid not less than the specified minimum hourly rate of wage in accordance with ORS 279C.838 and 279C.840. The applicable prevailing rate of wage may be accessed online at: <https://www.oregon.gov/boli/employers/Pages/prevailing-wage-rates.aspx>. ORS 279C.830
 - (16) If the project is subject to both the Davis-Bacon Act and state prevailing rate of wage, Contractor and every subcontractor shall pay workers not less than the higher of the applicable state or federal prevailing rate of wage. ORS 279C.830
 - (17) Contractor and every subcontractor must have a public works bond filed with the Oregon Construction Contractors Board before starting work on the project, unless exempt under ORS 279C.836 (4), (7), (8) or (9) ORS 279C.830
- C This Amendment may be executed in counterparts and a signed copy transmitted by facsimile or other electronic means, each of which will be deemed an original, but all of which taken together will constitute one and the same agreement.

Except as expressly set forth herein, all provisions of the Agreement shall continue and remain in full force and effect

City of Newport



Spencer R. Nebel, City Manager

Date: 04/08/24

Consultant



Name/Title: Kevin Shreve / Regional Manager

Date: 4/3/24

**Amendment to Professional Services Agreement
Between City of Newport and Harper Houf Peterson Righellis Inc.**

THIS AMENDMENT is to the Professional Services Agreement between the City of Newport (City) and Harper Houf Peterson Righellis Inc. (Consultant).

Recitals:

1. City and Consultant entered into a professional services agreement for consultant of record services on April 9, 2021 (Agreement) for a three-year term until April 9, 2024.
2. The parties desire to extend the Agreement for an additional one-year term under section 2.

Terms of Amendment:

City and Consultant agree to amend the Agreement, as provided for in section 27, as follows, effective on the date of the last signature below:

A. The Agreement is hereby extended until April 9, 2025.

B. The following provisions 15-17 are added to the end of Exhibit B of the Agreement:

- (15) If the contract price exceeds \$50,000 and this contract is not otherwise exempt, workers shall be paid not less than the specified minimum hourly rate of wage in accordance with ORS 279C.838 and 279C.840. The applicable prevailing rate of wage may be accessed online at: <https://www.oregon.gov/boli/employers/Pages/prevailing-wage-rates.aspx>. ORS 279C.830
- (16) If the project is subject to both the Davis-Bacon Act and state prevailing rate of wage, Contractor and every subcontractor shall pay workers not less than the higher of the applicable state or federal prevailing rate of wage. ORS 279C.830
- (17) Contractor and every subcontractor must have a public works bond filed with the Oregon Construction Contractors Board before starting work on the project, unless exempt under ORS 279C.836 (4), (7), (8) or (9). ORS 279C.830

C. This Amendment may be executed in counterparts and a signed copy transmitted by facsimile or other electronic means, each of which will be deemed an original, but all of which taken together will constitute one and the same agreement.

Except as expressly set forth herein, all provisions of the Agreement shall continue and remain in full force and effect.

City of Newport



Spencer R. Nebel, City Manager

Date: 4/8/24

Consultant



Name/Title: Benjamin Austin, Principal

Date: 4/3/2024

**Amendment to Professional Services Agreement
Between City of Newport and Foundation Engineering**

THIS AMENDMENT is to the Professional Services Agreement between the City of Newport (City) and Foundation Engineering (Consultant).

Recitals:

1. City and Consultant entered into a professional services agreement for consultant of record services on April 9, 2021 (Agreement) for a three-year term until April 9, 2024.
2. The parties desire to extend the Agreement for an additional one-year term under section 2.

Terms of Amendment:

City and Consultant agree to amend the Agreement, as provided for in section 27, as follows, effective on the date of the last signature below:

- A. The Agreement is hereby extended until April 9, 2025.
- B. The following provisions 15-17 are added to the end of Exhibit B of the Agreement:
 - (15) If the contract price exceeds \$50,000 and this contract is not otherwise exempt, workers shall be paid not less than the specified minimum hourly rate of wage in accordance with ORS 279C.838 and 279C.840. The applicable prevailing rate of wage may be accessed online at: <https://www.oregon.gov/boli/employers/Pages/prevailing-wage-rates.aspx>. ORS 279C.830
 - (16) If the project is subject to both the Davis-Bacon Act and state prevailing rate of wage, Contractor and every subcontractor shall pay workers not less than the higher of the applicable state or federal prevailing rate of wage. ORS 279C.830
 - (17) Contractor and every subcontractor must have a public works bond filed with the Oregon Construction Contractors Board before starting work on the project, unless exempt under ORS 279C.836 (4), (7), (8) or (9). ORS 279C.830
- C. This Amendment may be executed in counterparts and a signed copy transmitted by facsimile or other electronic means, each of which will be deemed an original, but all of which taken together will constitute one and the same agreement.

Except as expressly set forth herein, all provisions of the Agreement shall continue and remain in full force and effect.

City of Newport



Spencer R. Nebel, City Manager

Date: 04/08/24

Consultant



Name/Title: William Nickels, Jr
President

Date: 4-05-2024

**Amendment to Professional Services Agreement
Between City of Newport and The Automation Group**

THIS AMENDMENT is to the Professional Services Agreement between the City of Newport (City) and The Automation Group (Consultant).

Recitals:

1. City and Consultant entered into a professional services agreement for consultant of record services on April 9, 2021 (Agreement) for a three-year term until April 9, 2024.
2. The parties desire to extend the Agreement for an additional one-year term under section 2.

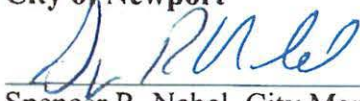
Terms of Amendment:

City and Consultant agree to amend the Agreement, as provided for in section 27, as follows, effective on the date of the last signature below:

- A. The Agreement is hereby extended until April 9, 2025.
- B. The following provisions 15-17 are added to the end of Exhibit B of the Agreement:
 - (15) If the contract price exceeds \$50,000 and this contract is not otherwise exempt, workers shall be paid not less than the specified minimum hourly rate of wage in accordance with ORS 279C.838 and 279C.840. The applicable prevailing rate of wage may be accessed online at: <https://www.oregon.gov/boli/employers/Pages/prevailing-wage-rates.aspx>. ORS 279C.830
 - (16) If the project is subject to both the Davis-Bacon Act and state prevailing rate of wage, Contractor and every subcontractor shall pay workers not less than the higher of the applicable state or federal prevailing rate of wage. ORS 279C.830
 - (17) Contractor and every subcontractor must have a public works bond filed with the Oregon Construction Contractors Board before starting work on the project, unless exempt under ORS 279C.836 (4), (7), (8) or (9). ORS 279C.830
- C. This Amendment may be executed in counterparts and a signed copy transmitted by facsimile or other electronic means, each of which will be deemed an original, but all of which taken together will constitute one and the same agreement.

Except as expressly set forth herein, all provisions of the Agreement shall continue and remain in full force and effect.

City of Newport



Spencer R. Nebel, City Manager

Date: 04/08/24

Consultant

Gary Jenks

Digitally signed by Gary Jenks
Date: 2024.04.04 16:41:38 -0700

Name/Title:

Date: 4/4/2024