

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

31051

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: June 4, 2024

**Document:** Amendment to Professional Services Agreements Between City of Newport Consultant of Record Water Systems Consulting, Inc.

**Statement of Purpose:** To update expiring contract from June 11, 2021 through June 11, 2024 for one-year. New contract expiration date to be June 11, 2025.

Department Head Signature: C. A. Beards

Remarks, if any: \_\_\_\_\_

City Attorney Review and Signature: Date: See attached e-mail

Other Signatures as Requested by the City Attorney: \_\_\_\_\_

						Name/Position	
						Date: _____	
Budget Confirmed:	Signature	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Certificate of Insurance Attached:		Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	N/A	<input type="checkbox"/>
City Council Approval Needed:		Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>	Date: June 3, 2024	

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: 6-11-24

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

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**From:** David Allen  
**Sent:** Wednesday, June 5, 2024 4:02 PM  
**To:** Chris Beatty  
**Subject:** Re: Amendment to Professional Agreements - Water Systems Consulting Inc.  
**Attachments:** 6.11.21 Water Systems Consulting, Inc. COR Agreement.pdf; Agreement Sign Off Form - Water Systems Consulting, Inc. Contract Amendment.pdf; Amendment to 6.11.21 Water Systems Consulting, Inc. COR Agreement.doc

The title of the attached amendment needs to be corrected to include the consultant's name. Once corrected, you can use this e-mail to confirm review for the sign-off form. --David

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**From:** Chris Beatty  
**Sent:** Wednesday, June 5, 2024 11:34 AM  
**To:** David Allen  
**Subject:** Amendment to Professional Agreements - Water Systems Consulting Inc.

Please review and approve if everything looks okay. 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 Water Systems Consulting , Inc.**

THIS AMENDMENT is to the Professional Services Agreement between the City of Newport (City) and Water Systems Consulting, Inc. (Consultant).

Recitals:

1. City and Consultant entered into a professional services agreement for consultant of record services on June 11, 2021 (Agreement) for a three-year term until June 11, 2024.
2. The parties desire to extend the Agreement for an additional one-year term under section 2.

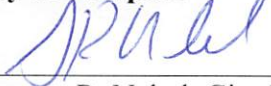
Terms of Amendment:

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 June 11, 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: 6-11-24

**Consultant**

\_\_\_\_\_  
Name/Title:

Date: \_\_\_\_\_

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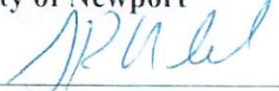
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**City of Newport**

  
\_\_\_\_\_  
Spencer R. Nebel, City Manager

Date: 6-11-24

**Consultant**

  
\_\_\_\_\_  
Name/Title: Scott Duren, Vice President

Date: 6-13-2024