



AGENDA CONSENT CALENDAR MEMO

Memorandum Date: August 4, 2023

Order Date: August 22, 2023

TO: Board of County Commissioners

DEPARTMENT: Lane County Public Works

PRESENTED BY: Dan Hurley, Public Works Director

AGENDA ITEM TITLE: ORDER / In the Matter of Approving One Public Works Amendment and Delegating Authority to the County Administrator to Execute the Approved Contract for Emerging Acquisitions, LLC dba Bulk Handling Systems, Expense in the amount of \$252,000.00.

I. MOTION

That the contract listed in Exhibit A – August 22, 2023, is approved and the County Administrator is delegated authority to execute the approved contract.

II. DISCUSSION

A. Background Analysis

Under Lane Manual sections 20.610, 20.650, 20.660, and 20.665, the County Administrator's authority to execute amendments to contracts is limited to 50% of the original contract amount, unless an exception applies. The proposed contract described in the attached Exhibit A requires delegation of additional authority to the County Administrator for execution.

The attached contracts and amendments have been submitted by Public Works based upon information submitted by the identified Public Works divisions. To submit such contracts, grants, and amendments, the Department must describe how the agreements meet the criteria for consideration on the consent agenda, generally those related to:

- Intergovernmental Agreements (IGA) that continue an existing long-term relationship with another public entity, for substantially the same subject matter, whether as a new or extended contract,

- Extensions of existing contracts or subcontracts for not more than one year, when renewal is provided for in the terms of the original contract, and
- Delegating contract signature authority to the County Administrator for contracts funded by grants or State programs.

B. Health Implications

Details regarding the health implications and impacted areas of specific contract is specified under contract described in Exhibit A.

C. Alternative Options

- Approve the contract listed in Exhibit A and delegate authority to the County Administrator to execute the contract.
- Do not approve the contract.

III. RECOMMENDATION

Lane County Public Works recommends Option #1 – Approve the contract listed in Exhibit A and delegate authority to the County Administrator to sign the contract.

IV. ATTACHMENTS

Board Order

Exhibit A – August 22, 2023, Contracts and Amendments List

BEFORE THE BOARD OF COMMISSIONERS OF LANE COUNTY, OREGON

ORDER NO: 23-08-22-06

In the Matter of Approving One Public Works Amendment and Delegating Authority to the County Administrator to Execute the Approved Contract for Emerging Acquisitions, LLC dba Bulk Handling Systems, Expense in the amount of \$252,000.00.

WHEREAS, Lane Manual Chapter 20 sets forth the County's policies regarding award, acceptance, and amendment of grants and contracts; and

WHEREAS, all of the contracts or grants listed below have been accepted or award in accordance with the requirements of the Lane Manual, including the requirements for competitive selection; and

WHEREAS, all the projects and services covered by the contracts, amendments, and grants listed below are routine to the implementation of current County programs and services or have been previously discussed or approved by the Board; and

WHEREAS, these contracts, amendments, and grants exceed the County Administrator's authority to execute granted in Lane Manual sections 20.650 to 20.665,

NOW, THEREFORE, the Board of County Commissioners of Lane County **ORDERS** as follows:

1. That the contract listed in Exhibit A – August 22, 2023, is approved and the County Administrator is delegated authority to sign the approved contract.

ADOPTED this 22nd day of August, 2023.

Pat Farr, Chair
Lane County Board of Commissioners

EXHIBIT A – August 22, 2023, List of Contracts, Grants and Amendments

PUBLIC WORKS

Original contract title:	Design and Pre-Construction Services for the development of a planed mixed waste processing facility.
Contractor/other party	Emerging Acquisitions, LLC dba Bulk Handling Systems
New or amendment	Amendment #1 / Key Id #57860 / PW23051805
Description	Additional funds are required as the potential location has changed multiple times and design needed to be changed for each potential location. Now that a final location has been determined there is a need for additional topographical and survey work, geotechnical work, and changes to the facility design layout to accommodate the property.
Amount	\$252,000.00.
Expense or revenue	Expense
Term of agreement	No change in term – it is scheduled to expire 12/31/2023.
Previous board orders	BO #22-12-06-06
Implications for policy	None
Board goals	Strategic Priority: Vibrant Communities - (2) (g) Focus on the intersection of economic development, equity, and the environment as we look to achieve a viable, fair, and livable community. Fully vet constructing a waste processing facility. (7) By 2025 63% of the incoming waste stream collected by Lane County transfer stations will be recycled or beneficially used.
Health implications	None

End of Exhibit A