

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON**

RESOLUTION NO. 2022-069

Approving Library Capital Bond Program Operations Center FAC-1 Construction Plan and authorizing the County Chair to Execute a Guaranteed Maximum Price Amendment.

The Multnomah County Board of Commissioners Finds:

- a. The Multnomah County Board of Commissioners (“Board”) previously adopted Resolution 2020-057 on June 25, 2020, authorizing submission to the voters of the County a measure election with the question of contracting general obligation bonded indebtedness in the an aggregate principal amount of not to exceed \$387,000,000 to finance capital costs, and repealing certain provisions of Resolution No. 2020-014.
- b. On November 3, 2020, voters approved Measure 26-211 “Bonds to Expand, Renovate, Construct Library Branches, Facilities; Increase Safety,” which authorized the County to issue general obligation bonds to finance capital costs for updating, renovating, constructing, and refreshing libraries across the county.
- c. In June 2021, the County adopted the FY22 budget, including \$387,000,000 for the Library Capital Bond Program (LCBP).
- d. In October 2021, through Resolution 2021-079, the Board approved the FAC-1 Library Capital Bond Program Plan, including Program and Project charter and scopes, estimated project costs and schedules, the funding strategy developed in cooperation with the County's Chief Financial Officer, and design phases.
- e. Pursuant to Administrative Procedure FAC-1 and the Library Capital Bond Program Plan, a FAC-1 Operations Center GMP has been prepared, including a review of the project goals, design effort to date, sustainability status, DEI (Diversity, Equity, and Inclusion) efforts, the project budget, the project schedule, and next steps.
- f. In September 2021, Multnomah County purchased the building and land located at 221 NE 122nd Avenue, Portland, Oregon, to be used for the Library Operations Center.
- g. Hennebery Eddy Architects, Inc. was selected to perform design services. Project design is now complete and in alignment with programmatic and regulatory requirements.
- h. Fortis Construction Inc. (“Fortis”) was selected as CM/GC to perform pre-construction services and to negotiate a guaranteed maximum price for construction services, and, if approved by the Board, execute an amendment to the CM/GC Contract authorizing Fortis to proceed with construction of the Project at that price (“GMP Amendment”).

- i. In May 2022, the Project received approval from Portland Bureau of Developmental Services for a Type II Design Review as Case Number File LU 22-101625 DZM. The Land Use Decision was recorded against the property under filing 2022-049819.
- j. The Project budget totals \$62.5 Million. The negotiated guaranteed maximum price for construction services is \$37,500,529.15.
- k. The Project Team recommends Board approval of the LCBP FAC-1 Operations Center GMP Amendment and Construction Phase.
- l. Approval of the Plan and GMP Amendment is in the best interests of Multnomah County.

Multnomah County Board of Commissioners Resolves:

- 1. The Plan is approved and the Project Team is authorized to proceed with the next steps in the construction phase development of the LCBP Operations Center.
- 2. The County Chair is authorized to execute a GMP Amendment for the LCBP Operations Center, together with any amendments or any other ancillary instruments, provided that further Board approval shall be obtained with respect to any modification or amendment that results in a material increase in the obligations of the County or a material decrease in the benefits to the County under the Guaranteed Maximum Price Amendment.


ADOPTED this 30th day of June, 2022.



BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Deborah Kafoury, Chair

REVIEWED:
JENNY M. MADKOUR, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By 
Andrew MacKendrick, Sr. Asst. County Attorney

SUBMITTED BY: Tracey Massey, Director, Department of County Assets