



DAN JOHNSON  
DIRECTOR

DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT  
DEVELOPMENT SERVICES BUILDING  
150 BEAVERCREEK ROAD OREGON CITY, OR 97045

7/20/2023

BCC Agenda Date/Item: \_\_\_\_\_

Board of County Commissioners  
Clackamas County

**Approval of Amendment #1 increasing annual not to exceed limits of a Contract with Tyree Oil, Inc. for fuel services. Amendment value is \$4.5MM, contract value is increased to \$22.5MM for 9 years. Funding through Fleet Services user fees. No County General Funds are involved.**

<b>Previous Board Action/Review</b>	20220721 III.F.2 Approval of contract #6726		
<b>Performance Clackamas</b>	- Build public trust through good government		
<b>Counsel Review</b>	Yes	<b>Procurement Review</b>	Yes
<b>Contact Person</b>	Warren Gadberry	<b>Contact Phone</b>	503-650-3988

**EXECUTIVE SUMMARY:**

Clackamas County utilizes contract #6726 with Tyree Oil, Inc. to provide fuel services for the County’s fleet of passenger cars, light trucks, heavy trucks, police vehicles, and bulk tanks. This is a three-year contract in effect until June 30, 2025, and can be renewed for three (3) additional two-year terms. The original contract had a not to exceed the amount of \$2,000,000.00 per year for a total contract value of \$18,000,000.00. Due to increasing fuel costs, the not to exceed the amount of the current contract is insufficient. Amending the current contract to increase the annual not to exceed amount to \$2,500,000.00 for a total contract value (assuming all three contract renewals) of \$22,500,000.00 will accommodate these price increases.

**PROCUREMENT PROCESS:** This Amendment is in accordance with County LCRB rules for a negotiated contract amendment to the original Contract.

For Filing Use Only

**RECOMMENDATION:** Staff respectfully recommends the Board approve this contract amendment with Tyree oil, Inc.

Respectfully submitted,

*Dan Johnson*

Dan Johnson  
Director of Transportation & Development

**AMENDMENT #1  
TO THE CONTRACT DOCUMENTS WITH TYREE OIL, INC. FOR FUEL AND FUEL  
SERVICES.  
Contract #6726**

This Amendment #1 is entered into between **Tyree Oil, Inc.** ("Contractor") and Clackamas County ("County") and shall become part of the Contract documents entered into between both parties on **July 21, 2022** ("Contract").

The Purpose of this Amendment #1 is to make the following changes to the Contract:

- ARTICLE III COMPENSATION. 1. PAYMENT** is hereby amended as follows:  
Due to increased current and projected fuel costs, the annual not to exceed amount is hereby changed from \$2,000,000.00 to \$2,500,000.00. The maximum annual compensation authorized under this Contact shall not exceed \$22,500,000.00.

ORIGINAL CONTRACT	\$ 18,000,000.00
<u>AMENDMENT #1</u>	<u>\$ 4,500,000.00</u>
<b>TOTAL AMENDED CONTRACT</b>	<b>\$ 22,500,000.00</b>

Except as expressly amended above, all other terms and conditions of the Contract shall remain in full force and effect. By signature below, the parties agree to this Amendment #1, effective upon the date of the last signature below.

**Tyree Oil, Inc.**

  
 Authorized Signature \_\_\_\_\_ Date 6/26/23  
  
 Printed Name \_\_\_\_\_

**Clackamas County**

\_\_\_\_\_  
 Chair Date  
 \_\_\_\_\_  
 Recording Secretary

APPROVED AS TO FORM

  
 \_\_\_\_\_ 06/26/2023  
 County Counsel Date