

**AMENDMENT NO. 1 to**  
**INTERGOVERNMENTAL AGREEMENT NO. 4600006301**  
**Between Multnomah County (County) and the City of Portland (City)**

**RECITALS:**

The purpose of this Amendment No. 1 is to extend the Contract term, add new work tasks, and adjust the Contract Not to Exceed (NTE) amount.

**THE PARTIES AGREE:**

**1. The Contract is amended, as follows:**

**A. At Section II. A. "TERM," delete the present text and substitute the following:**

The term of this agreement shall be from June 9, 2006 to January 31, 2009.

**B. At Section II.B. "RESPONSIBILITIES OF CITY," at Subsection 6, add new task "j," as follows:**

j. Prepare a transportation modeling analysis that will describe traffic volumes for AM and PM, two (2) hour peak periods for other Willamette River bridges (Ross Island, Hawthorne, Morrison, Burnside and Steel bridges) for the case WITHOUT a Sellwood Bridge, for base year 2005 and for projected 2035 traffic volumes. City will provide O/D patterns, Daily VMT and VHD volumes to the County.

**C. At Section II.B. "RESPONSIBILITIES OF CITY," at Subsection 8, add new task "g," as follows:**

g. The City shall prepare a technical report/memorandum that describes the findings of the transportation modeling analysis WITHOUT a Sellwood Bridge. This report will be provided to Multnomah County.

**D. At Section II. B. "RESPONSIBILITIES OF CITY," at Subsection 9, "a.," delete the present text and substitute the following:**

a. Total payments to the City will not exceed \$103,535.80 (including expenses).

**2. Except as expressly amended above, all other terms and conditions shall remain in full force and effect. City certifies that the representations, warranties, and certifications contained in the original Contract are true and correct as of the effective date of this Amendment and with the same effect as though made at the time of this Amendment.**

**Certification:** The individual signing on behalf of Consultant hereby certifies and swears under penalty of perjury: (a) the number shown on the above-referenced **Contract** is Consultant's correct taxpayer identification; (b) Consultant is not subject to backup withholding because (i) Consultant is exempt from backup withholding, (ii) Consultant has not been notified by the IRS that Consultant is subject to backup withholding as a result of a failure to report interest or dividends, or (iii) the IRS has notified Consultant that Consultant is no longer subject to backup withholding; (c) s/he is authorized to act on behalf of Consultant, s/he has authority and knowledge regarding Consultant's payment of taxes, and to the best of her/his knowledge, Consultant is not in violation of Oregon tax laws, including state tax imposed by ORS 401.792 to 401.816 (Tax For Emergency Communications), 118 (Inheritance Tax), 314 (Income Tax), 316 (Personal Income Tax), 317 (Corporation Excise Tax), 318 (Corporation Income Tax), 320 (Amusement Device and Transient Lodging Taxes), 321 (Timber and Forestland Tax), 323 (Cigarettes and Tobacco Products Tax), and the elderly rental assistance program under ORS 310.630 to 310.706, and local taxes administered by the Department of Revenue under ORS 305.620; (d) Consultant is an independent contractor as defined in ORS 670.600, and (e) if required by 40 CFR 1506.5(c), Consultant has no financial or other interest in the outcome of the Project.

**CONSULTANTS: PAYMENT SHALL NOT BE ISSUED FOR SERVICES RENDERED PRIOR TO NECESSARY STATE APPROVALS**

**CONSULTANT**

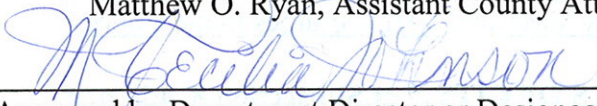
\_\_\_\_\_  
Name/Title (Company Name) Date

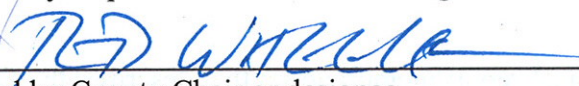
**AGENCY**

**Reviewed:**

Agnes Sowle, County Attorney for  
Multnomah County, Oregon

By: /s/ Matthew O. Ryan (Electronic Approval) June 16, 2008  
Matthew O. Ryan, Assistant County Attorney Date

 6/19/08  
Approved by Department Director or Designee Date

 07.03.08  
Approved by County Chair or designee Date

\_\_\_\_\_  
Concurrence by ODOT Procurement Office Manager or designee Date

APPROVED : MULTNOMAH COUNTY  
BOARD OF COMMISSIONERS  
AGENDA # R-3 DATE 07.03.08  
DEBORAH L. BOGSTAD, BOARD CLERK