

Amendment No. 1
TGM Grant Agreement No. 26716
TGM File Code 1F-09
EA# TGM9LA52

AMENDMENT NO. 1

The State of Oregon, acting by and through its Department of Transportation, hereinafter referred to as "ODOT" or "Agency", and City of Portland, hereinafter referred to as "", entered into an intergovernmental agreement on April 13, 2010 ("Agreement"). Said Agreement covers a Transportation and Growth Management grant for City of Portland, Outer Powell Boulevard Conceptual Design Plan.

It has now been determined by ODOT and that the Agreement referenced above, although remaining in full force and effect, shall be amended to increase the dollar amount and include an addendum to the Statement of Work. Except as expressly amended below, all other terms and conditions of the Agreement, as previously amended, are still in full force and effect.

Exhibit A, the Statement of Work, shall be amended to include an Addendum to the Statement of Work.

Paragraph B of Section 2 (Terms of Agreement); which currently reads:

"Grant Amount. The Grant Amount shall not exceed \$337,045."

Shall be amended to read:

"Grant Amount. The Grant Amount shall not exceed \$344,245."

Paragraph D of Section 2 of (Terms of Agreement); which currently reads:

"Consultant's Amount. The Consultant's Amount shall not exceed 141,971."

Shall be amended to read:

"Consultant's Amount. The Consultant's Amount shall not exceed \$149,171."

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Paragraph E of Section 2 of (Terms of Agreement); which currently reads:

"City's Matching Amount. The City's Matching Amount is \$41,658 or 11% of the Total Project Costs."

Shall be amended to read:

"City's Matching Amount. The City's Matching Amount is \$42,548 or 11% of the Total Project Costs."

This Amendment may be executed in several counterparts (facsimile or otherwise) all of which when together shall constitute one agreement binding on all Parties, notwithstanding that all Parties are not signatories to the same counterpart. Each copy of this Amendment so executed shall constitute an original.

IN WITNESS WHEREOF, the parties hereto have set their hands as of the day and year hereinafter written.

On December 29, 2008, the Oregon Transportation Commission ("Commission") approved Delegation Order No. 2, which authorizes the Director of ODOT to approve and execute agreements for day-to-day operations when the work is related to a project included in the Statewide Transportation Improvement Program ("STIP") or a line item in the biennial budget approved by the Commission.

On September 15, 2006, the Director of the Oregon Department of Transportation approved Subdelegation Order No. 2, Paragraph 1, in which authority is delegated to the Deputy Director, Highways; Deputy Director, Central Services and the Chief of Staff, to approve and sign agreements over \$75,000 when the work is related to a project included in the Statewide Transportation Improvement Program or in other system plans approved by the Oregon Transportation Commission such as the Oregon Traffic Safety Performance Plan, or in a line item in the biennial budget approved by the Director. The Director may also delegate to other Administrators the authority to execute intergovernmental agreements over \$75,000 for specific programs such as transportation safety, growth management and public transit.

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STATE OF OREGON, by and through
its Department of Transportation

By _____
Division Administrator, Transportation
Development Division

Date _____

City of Portland

By _____
Official's Signature

Date _____

Project Contacts

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Addendum to Statement of Work

Outer Powell Boulevard Conceptual Design Plan – 1F-09

Contingent Subtask 1.9 shall be added as follows:

1.9 Contingent Consultant Meetings – Consultant shall attend up to 12 meetings in addition to those described elsewhere in this SOW. Additional meetings may be with the CWG, the TAG, the Project Team or other project staff as determined by the City Project Manager. No work under this contingent task shall be done without the prior written approval (e-mail acceptable) of WOCPM. WOCPM shall give separate written authorization for each Public Meeting.

Consultant Deliverable:

1A. Up to 12 Consultant Meetings

Consultant Amounts per Deliverable table shall be deleted in its entirety and replaced with the following:

Consultant Amounts per Deliverable

	Deliverable	Amount
1A	Contingent: Up to 12 consultant Meetings (\$600 Each)	\$7,200
2A	Stormwater Management Facilities Technical Memo	\$2,674
2B	Right-of-Way Preservation/Acquisition Tools Memo	\$5,849
2C	Traffic Counts	\$568
2D	Existing Conditions Traffic Analysis Technical Memo	\$10,551
2E	TAG Meeting #1 presentations	\$1,142
2F	CWG Meeting #1 Presentations	\$1,142
2G	Community Workshop	\$1,620
3A	Future Traffic Conditions Technical Memo	\$7,934
3B	TAG Meeting #2 Presentations	\$1,222
3C	CWG Meeting #2 Presentations	\$1,222
3D	Toolkit Technical Memo	\$7,425
3E	TAG Meeting #3 Presentations	\$1,212
3F	CWG Meeting #3 Presentations	\$1,212
3G	Public Open House #1	\$2,013
4A	Streetscape Design Alternatives and Options	\$16,662
4B	Alternatives Package	\$18,086
4C	TAG Meeting #4	\$1,260
4D	TAG Meeting #5	\$1,142

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	Deliverable	Amount
4E	CWG Meeting #4	\$1,142
4F	Public Open House #2	\$2,121
5A	Alternatives Traffic Analysis	\$9,350
5B	Alternative Package Evaluation Technical Memo	\$6,488
5C	Local Street and Accessway Report	\$9,728
5D	Recommended Alternative Streetscape Plan Graphics	\$8,670
5E	TAG Meeting #6	\$1,142
5F	CWG Meeting #5	\$1,142
5G	Public Open House #3	\$2,121
6A	Refinement Traffic Engineering	\$2,757
6B	Updated Recommended Alternative	\$4,445
6C	Project Descriptions and Cost Estimates	\$6,640
6D	TAG Meeting #7	\$1,142
6E	CWG Meeting #6	\$1,142
7A	Project Management Database	\$1,005
	TOTAL	\$149,171

Budget Summary table shall be deleted in its entirety and replaced with the following:

Budget Summary

	Grant Amount	Match Amount	Total
City Labor	\$195,074	\$42,548	\$237,622
Consultant	\$149,171	NA	\$149,171
TOTAL	\$344,245	\$42,548	\$386,793