

**FIRST AMENDMENT****To****INTERGOVERNMENTAL AGREEMENT  
For the North District Infrastructure Conduit Project**

This First Amendment to Intergovernmental Agreement (this "Amendment") is effective as of December 31, 2011, (the "Effective Date") by and between the **City of Portland, Bureau of Transportation** ("Bureau") and the **Portland Development Commission** ("PDC"). Bureau and PDC may be referred to jointly in this Amendment as the "Parties" or individually as a "Party."

**RECITALS**

- A. PDC and Bureau entered into that certain Intergovernmental Agreement dated September 9, 2011 (the "IGA").
- B. PDC and Bureau desire to amend the IGA as set forth herein.

**AGREEMENT**

NOW THEREFORE, in consideration of the undertakings and mutual covenants of the Parties, and for other good and valuable consideration, the receipt and legal sufficiency of which are hereby acknowledged, PDC and Bureau agree as follows:

- 1. **Definitions.** Capitalized terms used herein without definition shall have the meaning ascribed to them in the IGA.
- 2. **Summary of Work and Budget.** Section I.B.2 is hereby deleted in its entirety and replaced with the following:

"Construction total:	\$286,255.00
Construction contingency	\$0
RACC total:	\$5,725.10
<b>Total:</b>	<b>\$291,980.10"</b>

- 3. **Funding.** The amount "TWO HUNDRED AND SEVENTY-FIVE THOUSAND, NINE HUNDRED AND SEVEN SIX DOLLARS (\$275,907)" set forth in Section III.A is hereby deleted and replaced with the following amount "TWO HUNDRED AND NINETY-ONE THOUSAND, NINE HUNDRED AND EIGHTY DOLLARS AND TEN CENTS (\$291,980.10)."
- 4. **Termination.** The date "December 31, 2011" set forth in Section V.A.1. is hereby deleted and replaced with the date "March 31, 2012".

5. **Miscellaneous.** Except as expressly modified hereby, the IGA remains unmodified and in full force and effect. This Amendment may not be amended except in writing signed by the Parties so authorized as stipulated in the IGA.

IN WITNESS WHEREOF, the Parties hereto have caused this Amendment to be executed by their duly authorized representatives as of the Effective Date.

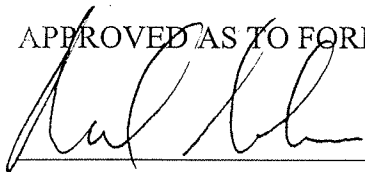
**CITY OF PORTLAND****PORTLAND DEVELOPMENT COMMISSION**

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Tom Miller, Director, Portland Bureau  
of Transportation

(Executed under authority delegated by  
Ordinance No. 181631, passed by  
Council February 27, 2008, and  
amended by Ordinance No. 183429,  
passed by Council on January 6, 2010.)

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Patrick Quinton, Executive Director

APPROVED AS TO FORM:



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City Attorney

APPROVED AS TO FORM:

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Legal Counsel

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City Auditor