

**AMENDMENT NUMBER 05
LOCAL AGENCY AGREEMENT
HIGHWAY BRIDGE REPLACEMENT AND REHABILITATION PROJECT
Willamette River (Sellwood) Bridge (Bridge #06879) and
Oregon Route (OR) 43 Interchange Improvements
Multnomah County**

This is Amendment No. 05 to the Agreement between the **State of Oregon**, acting by and through its Department of Transportation, hereinafter referred to as "State," and Multnomah County, acting by and through its elected officials, hereinafter referred to as "Agency," entered into an Agreement on March 10th, 2006, Amendment Number 1 on January 18th, 2008, Amendment Number 2 on December 2nd, 2010, Amendment Number 3 on November 28th, 2011, and Amendment Number 4 on July 3rd, 2012.

It has now been determined by State and Agency that the Agreement referenced above shall be amended to extend the life of the Agreement by ten (10) additional years.

1. **Effective Date.** This Amendment shall become effective on the date it is fully executed and approved as required by applicable law.
2. **Amendment to Agreement.**

TERMS OF AGREEMENT, Paragraph 5, Page 2, which reads:

5. The term of this Agreement shall begin on the date all required signatures are obtained and shall terminate upon completion of the Project and final payment or ten calendar years following the date all required signatures are obtained, whichever is sooner.

Shall be deleted in its entirety and replaced with the following:

5. The term of this Agreement shall begin on the date all required signatures are obtained and shall terminate upon completion of the Project and final payment or **twenty (20)** calendar years following the date all required signatures are obtained, whichever is sooner.
3. **Counterparts.** This Amendment may be executed in two or more counterparts (by facsimile or otherwise) each of which is an original and all of which when taken together are deemed one agreement binding on all Parties, notwithstanding that all Parties are not signatories to the same counterpart.
4. **Original Agreement.** Except as expressly amended above, all other terms and conditions of the original Agreement are still in full force and effect. Recipient certifies that the representations, warranties and certifications in the original Agreement 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.

Agency/State
Agreement No.

THE PARTIES, by execution of this Agreement, hereby acknowledge that their signing representatives have read this Agreement, understand it, and agree to be bound by its terms and conditions.

This Project is in the 2015-2018 Statewide Transportation Improvement Program (STIP), (Key #13762) that was adopted by the Oregon Transportation Commission on December 18, 2014 (or subsequently by amendment to the STIP).

Signature Page to Follow

Agency/State
Agreement No.

MULTNOMAH COUNTY, by and
through its elected officials

By _____
Chair

Date _____

By _____
Recorder

Date _____

**APPROVED AS TO LEGAL
SUFFICIENCY**

By _____
Agency Counsel

Date _____

Agency Contact:

Ian Cannon, Engineering Services Adm.
Multnomah County -Bridge
1403 SE Water Avenue
Portland, OR 97209-4012
(503) 731-8276
ian.b.cannon@co.multnomah.or.us

State Contact:

Sam Hunaidi, Project Services Manager
Acting Local Agency Liaison
123 NW Flanders Street
Portland, OR 97209
(503) 731-8472
sam.h.hunaidi@odot.state.or.us

STATE OF OREGON, by and through
its Department of Transportation

By _____
Highway Division Administrator

Date _____

APPROVAL RECOMMENDED

By _____
Technical Services Manager/Chief
Engineer

Date _____

By _____
Active transportation Section Manager

Date _____

By _____
Region 1 Manager

Date _____

By _____
District 2B Manager

Date _____

By _____
Region 1 Project Services Manager

Date _____

**APPROVED AS TO LEGAL
SUFFICIENCY**

By N/A _____
Assistant Attorney General

Date _____