

**AMENDMENT NUMBER 01
LOCAL AGENCY AGREEMENT
HIGHWAY BRIDGE PROGRAM (HBP) PROJECT
Morrison Bridge Rehabilitation**

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 July 16, 2008. Said Agreement covers the replacement of the steel grating on the lift span of the Morrison Bridge.

It has now been determined by State and Agency that the Agreement referenced above shall be amended to increase the HBP funds available to the Project. Except as expressly amended below, all other terms and conditions of the Agreement are still in full force and effect.

Terms of Agreement, Paragraph 2, Page 1, which reads:

2. The Project shall be conducted as a part of the Highway Bridge Program (HBP) under Title 23, United States Code. The total Project cost is estimated at \$7,000,000, which is subject to change. HBP funds for this Project shall be limited to \$5,652,990, with Agency providing the match and any non-participating costs, including all costs in excess of the available federal funds.

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

2. The Project shall be conducted as a part of the Highway Bridge Program (HBP) under Title 23, United States Code. The total Project cost is estimated at \$10,201,000, which is subject to change. HBP funds for this Project shall be limited to \$9,153,357, with Agency providing the match and any non-participating costs, including all costs in excess of the available federal funds.

Paragraph 3, Special Provisions, which reads:

3. In the event that Agency elects to engage the services of a personal services consultant to perform any work covered under this Agreement, Agency and Consultant shall enter into a Personal Services Contract approved by State's Office of Procurement Manager or designee (Salem). Said contract must be reviewed and approved by the Office of Procurement Manager or designee prior to beginning any work. This review includes, but is not limited to the Request for Proposal, Statement of Work, advertisement and all contract documents. This review and approval is required to ensure federal reimbursement.

Agency/State
Agreement No. 24,715-1

Shall be deleted in its entirety

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.

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

This Project is amended into the 2008-2011 Statewide Transportation Improvement Program, (Key #14980) that was approved by the Oregon Transportation Commission on May 4, 2010.

The Oregon Transportation Commission on December 29, 2008, approved Delegation Order No. 2, which authorizes the Director to approve and execute agreements for day-to-day operations. Day-to-day operations include those activities required to implement the biennial budget approved by the Legislature, including activities to execute a project in the Statewide Transportation Improvement Program.

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 to approve and sign agreements over \$75,000 when the work is related to a project included in the Statewide Transportation Improvement Program.

Agency/State
Agreement No. 24,715-1

MULTNOMAH COUNTY, by and
through its elected officials

By _____
Jeff Cogen, Multnomah County
Chair
Date _____

**APPROVED AS TO LEGAL
SUFFICIENCY**

By /s/ Matthew O. Ryan
Matthew O. Ryan, Assistant
County Attorney for Multnomah
Date 06/14/2010 County _____

Agency Contact:

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Phone: 503-731-8288
mark.a.foster@odot.state.or.us

STATE OF OREGON, by and through
its Department of Transportation

By _____
Paul R. Mather, Interim Administrator
Highway Division
Date _____

APPROVAL RECOMMENDED

By _____
Technical Services Manager/Chief
Engineer
Date _____

By  _____
Region 1 Manager
Date 6/25/10

**APPROVED AS TO LEGAL
SUFFICIENCY**

By _____
Assistant Attorney General
Date _____

MULTNOMAH COUNTY IGA NO. 0708053

