

**REINSTATEMENT/AMENDMENT NUMBER 01
INTERGOVERNMENTAL AGREEMENT
Phase 1 Joint Study
OR 99W/SW Gaarde Street/SW McDonald Street Intersection**

The **STATE OF OREGON**, acting by and through its Department of Transportation, hereinafter referred to as "ODOT," and the **CITY OF TIGARD**, acting by and through its elected officials, hereinafter referred to as "City," entered into an Agreement on August 5, 2010. Said Agreement covers a technical feasibility study to analyze and develop potential intersection improvement concepts.

It has now been determined by ODOT and City that the Agreement referenced above shall be amended to extend the termination date and update ODOT contact information. Except as expressly amended below, all other terms and conditions of the Agreement are still in full force and effect.

TERMS OF AGREEMENT, Paragraph 3, Page 2, which reads:

3. The term of this Agreement shall begin on the date all required signatures are obtained and shall terminate six (6) months after the execution of this Agreement and final payment. Only work begun after the effective date of this Agreement is eligible for reimbursement with 2003 OTIA Modernization Program funds.

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

3. The term of this Agreement shall begin on the date all required signatures are obtained and shall terminate on November 30, 2012. Only work begun after the effective date of this Agreement is eligible for reimbursement with 2003 OTIA Modernization Program funds.

ODOT OBLIGATIONS, Paragraph 7, Page 3, which reads:

6. ODOT's Project Manager for this Project is Tim Wilson, 123 NW Flanders Street, Portland, OR 97209-4012, 503-731-8534, timothy.j.wilson@odot.state.or.us, or an individual designated by the ODOT's Region 1 Manager in the event of the unavailability of the aforementioned individual.

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

6. ODOT's Project Manager for this Project is Matthew Freitag, Consultant Project Manager, 123 NW Flanders Street, Portland, OR 97209, 503-731-4851, matthew.d.freitag@odot.state.or.us, or an individual designated by the ODOT's Region 1 Manager in the event of the unavailability of the aforementioned individual.

City/ODOT
Agreement No. 26629-01

This Amendment may be executed in several counterparts (facsimile or otherwise) all of which when taken 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 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 2010-2013 Statewide Transportation Improvement Program, (Key #16968) that was approved by the Oregon Transportation Commission on December 16, 2010 (or subsequently approved by amendment to the STIP).

Signature Page to Follow

CITY OF TIGARD, by and through its
elected officials

By _____
Mayor

Date _____

By _____
Recorder

Date _____

**APPROVED AS TO LEGAL
SUFFICIENCY**

By _____
City Counsel

Date _____

City Contact:

Michael McCarthy
Sr. Project Engineer
13125 SW Hall Blvd
Tigard, OR 97223
503-718-2462
mikem@tigard-or.gov

ODOT Contact:

Matthew Freitag
Consultant Project Manager
123 NW Flanders
Portland, OR 97209
503-731-4851
matthew.d.freitag@odot.state.or.us

STATE OF OREGON, by and through
its Department of Transportation

By _____
Region 1 Manager

Date _____

APPROVAL RECOMMENDED

By _____
Technical Services Manager/Chief Engineer

Date _____

By _____
Region 1 Planning Manager

Date _____

By _____
District 2B Manager

Date _____

**APPROVED AS TO LEGAL
SUFFICIENCY**

By _____
Assistant Attorney General

Date: _____