

**AMENDMENT NUMBER 01
GRANT AGREEMENT
ConnectOregon II**
MULTIMODAL TRANSPORTATION FUND PROGRAM 2007
Central Oregon Intermodal Transit Center

The **State of Oregon**, acting by and through its Department of Transportation, hereinafter referred to as "ODOT," and the **CENTRAL OREGON INTERGOVERNMENTAL COUNCIL**, acting by and through its Board of Directors, hereinafter referred to as "Recipient," entered into an Agreement on June 1, 2009. Said Agreement covers the purchase by Recipient of the Cascade Natural Gas building located at the corner of 4th Street and Hawthorne Avenue in Bend, Oregon.

It has now been determined by ODOT and Recipient that the Agreement referenced above shall be amended to extend the Project completion milestone and update ODOT Program Manager information. Except as expressly amended below, all other terms and conditions of the Agreement are still in full force and effect.

Exhibit A shall be deleted in its entirety and replaced with the attached Revised Exhibit A. All references to "Exhibit A" shall hereinafter be referred to as "Revised Exhibit A."

ODOT OBLIGATIONS, Paragraph 9, Page 10 which reads:

9. ODOT's *ConnectOregon* Program Manager is the Local Government Section Manager, Local Government Section, 355 Capitol St. NE, Room 325, Salem, OR, 97301-3871, 503.986.3640, Martin.E.ANDERSON@odot.state.or.us, or assigned designee upon individual's absence.

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

9. ODOT's *ConnectOregon* Program Manager is Carol Olsen, Local Government Section, 3930 Fairview Industrial Drive SE, MS#2, Salem, OR 97302, 503-986-3327, Carol.A.Olsen@odot.state.or.us, or assigned designee upon individual's absence.

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.

COIC/ODOT
Agreement No. 24923-01

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.

Oregon Transportation Commission on June 20, 2008, approved the *ConnectOregon* project application list and delegated authority to the Director of the Oregon Department of Transportation to enter into project agreements.

**CENTRAL OREGON
INTERGOVERNMENTAL COUNCIL**, by
and through its Board of Directors

By [Signature]
Executive Director

Date 5-26-11

**APPROVED AS TO LEGAL
SUFFICIENCY**

By _____
Agency Counsel

Date _____

Recipient Contact:
Karen Friend - Deputy Director
Central Oregon Intergovernmental Council
2363 SW Glaoler Place
Redmond OR 97756
(503) 548-9643
kfriend@colo.org

ODOT Contact:
Carol Olsen - *ConnectOregon* Program
Manager
3930 Fairview Industrial Dr. SE, MS#2,
Salem, OR 97302
(503) 988-3327
Carol.A.Olsen@odot.state.or.us

STATE OF OREGON, by and through
its Department of Transportation

By [Signature]
Director

Date 5-31-11

APPROVAL RECOMMENDED

By [Signature]
Freight Mobility Manager

Date 5/31/11

By [Signature]
Local Government Section Manager

Date 5/31/11

**APPROVED AS TO LEGAL
SUFFICIENCY**

By [Signature]
Assistant Attorney General

Date 5/27/11

Recipient/ODOT
Agreement No. 24923-01

Revised EXHIBIT A

Statement of Work

Application Number T40010

Central Oregon Intermodal Transit Center

Central Oregon Intergovernmental Council

A. PROJECT DESCRIPTION

This Project consists of the purchase of the Cascade Natural Gas building that directly fronts Hawthorne Station, located at the corner of 4th Street and Hawthorne next to the Bend Area Transit transfer station in downtown Bend, Oregon. The building will be used as an intermodal center. The Project will include ADA improvements to the building including an elevator to the second floor, larger restrooms, expanding loading platforms and amenities, and retail space modifications. The Project will also include taxi staging area, van pool hub and customer service center. An automated vehicle location system will be added to allow passengers at the station to know if the transportation source is on-time or will be delayed. The intermodal center will serve as a central location for the 21 transportation providers who pick up and drop off passengers from multiple locations throughout the city.

B. PROJECT KEY MILESTONES AND SCHEDULE

1. Project has six (6) Key Milestones. Key Milestones are used for evaluating performance on Project and determining level of compensation for completed work as described in the Agreement. Key Milestones cannot be changed without an amendment to the Agreement. Recipient may shift the estimated grant funds shown below between milestones without an amendment to the Agreement, but shall not, under any circumstances, exceed the "Total Not To Exceed Grant Fund Allocation". Recipient shall report changes to the Estimated Amounts corresponding to each Key Milestones, shown below, in Recipient's Monthly Report to the ODOT Project Liaison.
2. If the Recipient anticipates the Project key milestones will be delayed by more than ninety (90) days, Recipient shall submit a Request for Change Order (see attached Exhibit E) to the ODOT Project Liaison as soon as Recipient becomes aware of any possible delay. The Request for Change Order must be submitted prior to the Key Milestone completion date shown in this Exhibit.

The anticipated start date of the Project is: May 30, 2009

The estimated completion date of the Project is: June 30, 2011

Recipient/ODOT
 Agreement No. 24923-01

Table 1: Key Milestones

Key Milestone	Description	Estimated Due Date	Estimate Amount
1	Scoping and planning	12/15/2009	\$10,000
2	Right of way and land acquisition	3/31/2010	\$2,500,000
3	Permits	03/31/2010	\$10,000
4	Final plans/bidding engineering documents	04/10/2010	\$205,000
5	Construction contract award	8/31/2010	\$705,000
6	Project completion	06/30/2011	\$70,000
	Total Project Cost		\$3,500,000

Table 2 – Funding Breakdown

A	Total Not to Exceed Grant Fund Allocation	\$2,800,000	
B	ConnectOregon 20 percent required match	\$700,000	
C	ConnectOregon II Total		\$3,500,000
D	Other Funds In Addition to 20 percent Required Match	N/A	
E	Total Project Funding		\$3,500,000

Table 3 – 2 Percent Statewide Multimodal Study Fee Amount

	2 percent of <i>ConnectOregon</i> II total from Table 2, line C	(\$70,000)
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C. BUDGET

Total Not to Exceed payable to Recipient is \$2,800,000

Total Project costs are estimated at \$3,500,000. The *ConnectOregon* grant fund allocation for this Project is \$2,800,000. Recipient shall be responsible for any unanticipated costs over the identified *ConnectOregon* grant fund allocation.

