

Order 280-20/21

Motion to waive the second reading: 8-0 (Dion absent) on 6/7/2021

Passage as an emergency: 8-0 (Dion absent) on 6/7/2021

Effective 6/7/2021

KATE SNYDER (MAYOR)
BELINDA S. RAY (1)
SPENCER R. THIBODEAU (2)
TAE Y. CHONG (3)
ANDREW ZARRO (4)

CITY OF PORTLAND
IN THE CITY COUNCIL

MARK DION (5)
APRIL D. FOURNIER(A/L)
PIOUS ALI (A/L)
NICHOLAS M. MAVODONES, JR (A/L)

**ORDER APPROVING MODIFICATION 1 TO
THE AGREEMENT BETWEEN PORTLAND
AND THE MAINE DEPARTMENT OF TRANSPORTATION
RE: CONGRESS SQUARE INTERSECTION IMPROVEMENTS**

ORDERED, that the Modification 1 to the Locally Administered Project Agreement between the Maine Department of Transportation and the City of Portland to construct improvements to the Congress Square Intersection with State Work Identification Number 024293.00 is hereby approved in substantially the form attached hereto; and

BE IT FURTHER ORDERED, that the City Council hereby authorizes the City Manager or his or her designee to execute said documents and any other related documents necessary or convenient to carry out the intent of said documents and this Order.



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| <i>MaineDOT use only</i> |
| AMS ID: <u>20190924000000000158</u> |
| CSN: <u>40895</u> |
| PROGRAM: <u>Multimodal</u> |

MAINE DEPARTMENT OF TRANSPORTATION
Modification 1 to a Locally Administered Project Agreement
 With the
City of Portland
 Regarding
Traffic and Pedestrian Safety Improvements at Congress Square

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|---|---|
| Agreement Amount: <u>\$2,654,138.00</u> | Federal Authorization Date: <u>06/10/2019</u> |
| Federal Share: <u>\$1,000,000.00</u> | Federal Project #: <u>2429300</u> |
| State Share: <u>\$0.00</u> | Project WIN: <u>024293.00</u> |
| Municipal Share: <u>\$1,654,138.00</u> | Municipality's Vendor ID: <u>VC1000073476</u> |
| Agreement Begin Date: <u>09/23/2019</u> | Municipality's DUNS #: <u>07-174-7802</u> |
| Agreement End Date: <u>01/31/2023</u> | CFDA #: <u>20.205 Highway Planning and Construction</u> |

Modification 1 amends an Agreement between MaineDOT and the City of Portland that was executed on September 23, 2019 to reflect supplemental funding for construction and construction engineering work programmed in the MaineDOT Work Plan for calendar years 2021-2023, as set out below.

- Increased Project Cost.** The estimated total Project Cost shall be increased by \$2,554,138.00, rising from the original amount of \$100,000.00 to **\$2,654,138.00**.
- Increased Payable Amount.** The maximum payable at the rate of 37.67701604061281 percent of participating costs shall be increased by \$961,540.00, rising from \$38,460.00 to **\$1,000,000.00**.
- Increased Local Share.** The Municipality's 62.32298395938719 percent share of participating costs shall be increased by \$1,592,598.00, rising from \$61,540.00 to a **\$1,654,138.00**. Additionally, the Municipality shall be responsible for all costs exceeding \$2,654,138.00, unless MaineDOT approves otherwise by further modifying this Agreement.

All other terms and conditions of the original Agreement shall remain in effect without a gap. MaineDOT and the City of Portland, by their duly authorized representatives, have executed this modification to the original Agreement on the date last signed below.

City of Portland

Maine Department of Transportation

By: _____
Jon P. Jennings, City Manager *

By: _____
Richard J. Crawford, P.E., Director *
 Bureau of Project Development

Date: _____

Date: _____

** I certify that the foregoing signature is true and accurate. I further certify – pursuant to 10 M.R.S.A. §9502, et seq. – that the signature, if electronic: (a) is intended to have the same force as a manual signature, (b) is unique to me, (c) is capable of verification, (d) is under my sole control, and (e) is linked to data in such a manner that it is invalidated if the data are changed.*