

RESOLUTION NO. 2733

A RESOLUTION of the Port Commission of the Port of Seattle authorizing the execution of Amendment No. 1 to Grant Project No. WA-06-0009, Phase I with the Department of Transportation of the United States of America, under the Urban Mass Transportation Act of 1964, as amended.

WHEREAS, the Port of Seattle entered into a Grant Contract, Project No. WA-06-0009, Phase I with the Department of Transportation of the United States of America, dated September 19, 1977, to aid the Port of Seattle in the development of Sea-Tac International Airport; and

WHEREAS, the Department of Transportation has made funds available for Phase II of said Grant Contract; and

WHEREAS, there has been submitted to the Port of Seattle Amendment No. 1 to Urban Mass Transportation Demonstration Grant Contract, Project No. WA-06-0009 Phase I, dated March 20, 1978 by the Department of Transportation, United States of America:

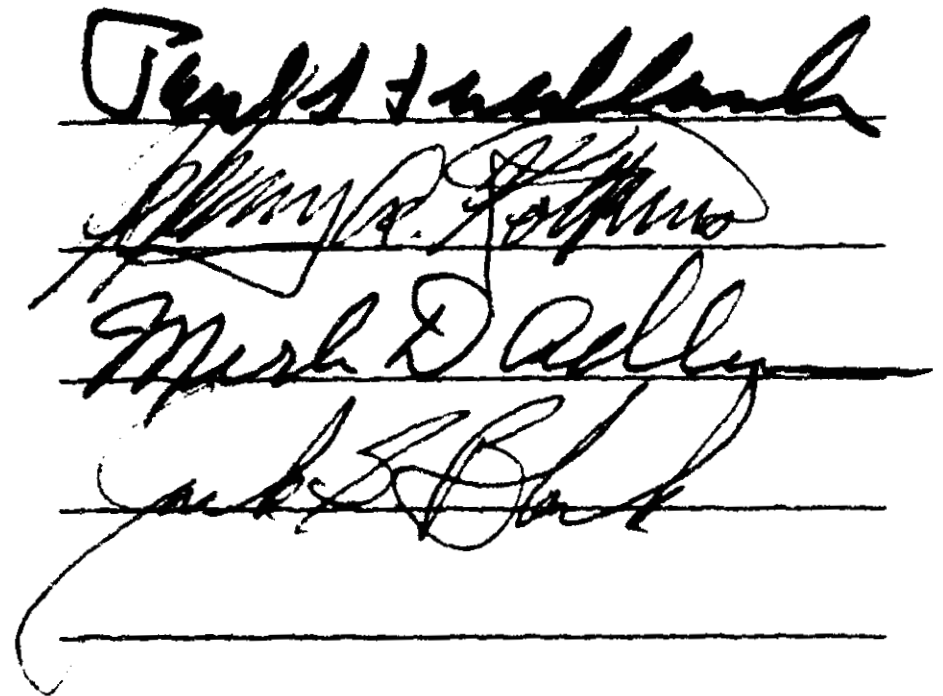
NOW, THEREFORE, BE IT RESOLVED by the Port Commission of the Port of Seattle:

1. That the Port shall accept the proposed Amendment No. 1 to Grant Project No. WA-06-0009, and that such amendment is attached hereto and by this reference incorporated herein.

2. That the President of the Port Commission be, and he is hereby, authorized and directed to execute said proposed Grant Contract in quintuplicate on behalf of the Port of Seattle, and that the Secretary of the Port Commission be, and he is hereby, authorized and directed to impress the official seal of the Port of Seattle thereon and to attest said execution.

3. That the proposed Amendment No. 1 to the Grant Contract referred to herein and dated March 20, 1978 is attached hereto and made a part of this Resolution.

ADOPTED by the Port Commission of the Port of Seattle this 25th day of April, 1978 and duly authenticated by the signatures of the Commissioners voting in its favor and the Seal of the Commission.

  
The image shows four handwritten signatures in cursive script, each written over a horizontal line. From top to bottom, the signatures are: 1. A signature that appears to be 'David J. ...'. 2. A signature that appears to be 'George ...'. 3. A signature that appears to be 'Mark D. ...'. 4. A signature that appears to be 'Jack ...'. There is a fifth horizontal line below the last signature, which is not filled with text.

URBAN MASS TRANSPORTATION  
AMENDATORY AGREEMENT

Project No. WA-06-0009  
Amendment No. 1

AMENDATORY AGREEMENT TO URBAN MASS TRANSPORTATION DEMONSTRATION CONTRACT

This Amendatory Agreement by and between the Port of Seattle (herein called the "Public Body") and the United States of America (herein called the "Government") WITNESSETH:

WHEREAS, the parties have entered into a Mass Transportation Demonstration Grant Contract as of the 19th day of September 1977, pursuant to which the Public Body agreed to undertake a Mass Transportation Demonstration Project and the Government agreed to provide financial assistance to the Public Body in the form of a Mass Transportation Demonstration Grant; and

WHEREAS, the purpose of this Amendment is to develop and evaluate under revenue service operation a vehicle data acquisition system which will monitor AGT vehicles for failures in order to assist in fault isolation;

NOW, THEREFORE, in consideration of the mutual promises herein set forth, the parties hereto agree that the Mass Transportation Demonstration Grant Contract shall be amended as follows:

Sec. 1. The first paragraph of Sec. 3. is amended as follows:

"The Grant - In order to assist the Public Body in financing the cost of the Project, which cost is estimated to be Sixty-Nine Thousand, Four Hundred Forty-Four Dollars (\$69,444), the Government will make a Grant in the amount of the actual cost of the Project, as determined by the Government, or in the amount of Sixty-Nine Thousand, Four Hundred Forty-Four Dollars (\$69,444), whichever is the lesser."

Execution of Amendatory Agreement - This Amendatory Agreement is in offer and acceptance form. It may be simultaneously executed in several counterparts, each of which shall be deemed to be an original and have identical legal effect. Upon acceptance of the offer, the effective date of this Amendatory Agreement shall be the date this offer was executed by the Government.

Offer - When dated and signed by the Government, this instrument shall constitute an offer which shall automatically expire if it is not accepted by the Public Body by execution within sixty (60) days of such date, unless an extension is granted in writing by the Government.

The Government has duly executed this offer this 20th day of March, 1978.

BY [Signature]

TITLE: ASSOCIATE ADMINISTRATOR

Acceptance - The Public Body does hereby ratify and adopt all statements, representations, warranties, covenant, and agreements contained in the Application and supporting materials submitted by it, and does hereby accept the conditions thereof.

Executed this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

SEAL

PORT OF SEATTLE  
Seattle, Washington

ATTEST: \_\_\_\_\_

BY: \_\_\_\_\_

TITLE: \_\_\_\_\_

TITLE: \_\_\_\_\_

Certificate of Public Body's Attorney

I, \_\_\_\_\_, acting as Attorney for the Public Body do hereby certify that I have examined this grant contract and the proceedings taken by the Public Body relating thereto, and find that the acceptance of the Government's offer by the Public Body has been duly authorized by the Public Body's action dated \_\_\_\_\_ (a copy which has been submitted to UMTA) and that the execution of this Contract is in all respects due and proper and in accordance with applicable State and local law and further that, in my opinion, said grant contract constitutes a legal and binding obligation of the Public Body in accordance with the terms thereof. I further certify that to the best of my knowledge there is no legislation or litigation pending or threatened which might affect the performance of the Project in accordance with the terms of this Contract.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

\_\_\_\_\_  
TITLE