



P.O. Box 1209
Seattle, WA 98111-1209
Tel: (206) 787-3000
www.portseattle.org

DATE: December 16, 2011

TO: Tay Yoshitani

FROM: Stephanie Jones Stebbins

SSS

SUBJECT: Shoreline Restoration Project
Duwamish waterway and South Riverside Drive right-of-way

Funding from Washington State Department of Transportation (WSDOT)
Contract GCA 5246
Contract Amendment—extending expiration date

This is to request your signature for the attached WSDOT contract amendment.

The port must amend the existing agreement to extend the expiration date to December 2012. The legal office, Soojin Kim, has reviewed the attached amendment and approved for signature.

GCA 5246
SR 518 Sea-Tac Airport to I-5/I-405 Interchange
Port of Seattle Expanded Environmental Enhancement Project

Amendment Number 2

THIS AMENDMENT NO. 2, made to that certain **Agreement GCA 5246**, Port of Seattle Expanded Environmental Enhancement Project, dated December 14, 2007, between the Port of Seattle, hereinafter the "PORT", and the Washington State Department of Transportation, hereinafter the "STATE", and collectively the "Parties".

WHEREAS, the Parties executed Amendment No. 1 to the **Agreement** on February 10, 2011, which extended the Agreement's its effective date and updated the Designated Representatives information; and,

WHEREAS, the Parties desire to amend the Agreement to again extend the effective date; and,

NOW THEREFORE, in consideration of the terms, conditions, covenants, and performance contained herein, or attached and incorporated and made a part hereof,

IT IS MUTUALLY AGREED AS FOLLOWS:

1. The year "2010" stated at the end of Section 8.1 is deleted and replaced with "2012".
2. All other terms and conditions of the original Agreement shall remain in full force and effect except as modified by mutual supplemental agreement.

IN WITNESS WHEREOF, the Parties hereto have executed this **Amendment No. 2** as of the Party's date signed last below.

PORT OF SEATTLE

By: Kent Beckett for Toy Yoshitani
Title: Chief of Staff to the CEO
Date: 12-20-11

WASHINGTON STATE
DEPARTMENT OF TRANSPORTATION


By: _____
Title: _____
Date: _____



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DATE: December 14, 2011

TO: Stephanie Jones Stebbins

FROM: Geo. Blomberg 

SUBJECT: Shoreline Restoration Project
Duwamish waterway and South Riverside Drive right-of-way

Funding from Washington State Department of Transportation (WSDOT)
Contract GCA 5246

This is to request that the attached WSDOT contract amendment, extending the term of existing Contract GCA 5246 to December 2012, be submitted for signature.

The port signed a contract agreement with WSDOT in 2007, providing funds for improvement of shoreline fish and wildlife habitat at South Riverside Drive, in the Duwamish Waterway. Use of the funds has been delayed thus far due to (1) Seaport Investment Committee concern with project risk and (2) potential conflict with Duwamish Waterway natural resource damage determinations.

The port has redesigned the proposed restoration work, reducing the project footprint and eliminating the need to relocate sub-grade utilities. The port has reviewed the proposed design revisions with the Seattle Department of Transportation, Seattle Public Utilities, the Muckleshoot Indian Tribe, and citizens in the area. The revised design is intended to avoid and minimize the project risks/costs identified previously by the Seaport Investment Committee. The revised design will be re-submitted to the Seaport Investment Committee for review in early 2012.

Recent progress with natural resource damage assessments and restoration planning indicates that the proposed South Riverside Drive shoreline restoration project is not expected to detract from or conflict with the port's ability to shape a future agreement with natural resource trustees.

The WSDOT contract was amended in 2011. The expiration date for the contract is the 2011 calendar year, however. WSDOT continues to support the work and has requested

Washington State Department of Transportation (WSDOT)
Contract GCA 5246—contract amendment
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an amendment, providing an additional year for project implementation.

If approved by port managers, it is expected that city, state, and federal permit approvals would follow directly, with project implementation in fall 2012.

The attached amendment, extending the contract expiration date, has been checked with S. Kim in the legal office and is acceptable.