

FOURTH AMENDED INTERLOCAL AGREEMENT BETWEEN THE PORT OF SEATTLE AND THE PUGET SOUND CLEAN AIR AGENCY FOR A DRAYAGE TRUCK REPLACEMENT PROGRAM

This fourth amended Interlocal Agreement (“Agreement”) is entered into between the **Puget Sound Clean Air Agency**, (hereinafter referred to as the “Agency”), a municipal corporation under the laws of the State of Washington, and the **Port of Seattle** (hereinafter referred to as “Port”), a Washington municipal corporation, located at Pier 69, 2711 Alaskan Way, Seattle, WA 98111.

WHEREAS, the Port and the Board of Directors of the Agency deem it desirable to amend the original Interlocal agreement No. 2014-052 dated January 2, 2014, and amended October 8, 2014, June 29, 2015, and March 24, 2016, to reflect changes in funding allocations between truck-replacement incentives and Agency administration costs; and

NOW, THEREFORE, the Agency and the Port mutually agree as follows:

A. Interlocal Agreement No. 2014-052, as amended by No. 2014-052-01, No. 2014-052-02, and No. 2014-052-03, is hereby amended as follows:

I. Section 5.A “Compensation” is deleted and replaced with the following:

A. The total amount paid by the Port for satisfactory performance of the work under this Agreement shall not exceed six million, four hundred thirty-eight thousand dollars (\$6,438,000). Of this total, the allocations for truck-replacement incentives and for administration costs are described in Attachment F, which is hereby incorporated by reference. The Port and the Agency may mutually agree to modifications to the allocations shown in Attachment F without further amendment to this Agreement, provided that the total of those allocations does not exceed \$6,438,000.

B. All other terms, attachments and conditions of original Agreement No. 2014-052, as amended by No. 2014-052-01, No. 2014-052-02, and No. 2014-052-03, remain in full force and effect.

IN WITNESS HEREOF, the Agency and the Port have executed this amended Interlocal Agreement No. 2014-052-4 as to the date first above written.

PUGET SOUND CLEAN AIR AGENCY

PORT OF SEATTLE

By: 
Paul Roberts
Board of Directors, Chair

By: 
Theodore J. Fick
Chief Executive Officer

Date: 11/16/16

Date: 10/27/2016

Attest:

By: 
Craig T. Kenworthy

Date: 11/1/16

Approved as to Form:

By: 
Jennifer Dold
Agency Counsel

Date: 11/1/16

By: 
Tom Tanaka
Senior Port Counsel

Date: 10/27/16

ATTACHMENT F

COST ESTIMATE - Puget Sound Clean Air Agency Expenses to Implement Interlocal Agreement No. 2014-052-4

Page 1 of 2

Assumptions:

- 1) CMAQ/Ecology project period is 1/1/14 - 9/30/16 with one month for close-out activities. DERA project completed ahead of schedule. Supplemental CMAQ launches mid-2016 and runs through 12/31/16. ILA terminates in 3/31/2017.
- 2) These are estimated costs and the Port and Agency may mutually agree to modifications to the cost breakdown and hourly rates shown. The Agency will notify in advance, and obtain written approval of the Port, if it reasonably anticipates exceeding the dollar amounts for the CMAQ/Ecology, DERA or CMAQ Supplemental totals listed in Row 27 or using contingency set-aside.
- 3) In general, the CMAQ/Ecology grant, will cover non-grant specific administration costs, while that project is underway, and within project budget limits. However, funding from the other two grants programs or the contingency fund may be applied to non-grant specific administration cost per mutual Agreement from the Port, the Agency, and funding partners.

PERSONNEL - Job Title	Hourly Rate (Salary & Benefits)	Hours (CMAQ/Ecology) total	Dollars (CMAQ/Ecology)	Hours (DERA)	Dollars (DERA)	Hours (CMAQ Suppl.)	Dollars (CMAQ Suppl.)	Total Hours	Total Dollars
Interim ScRAPs 2 Program Manager	\$ 56.15	160	\$ 8,984	\$ -	\$ -	-	\$ -	160	\$ 8,984
ScRAPs 2 Program Manager	\$ 63.65	3,310	\$ 210,682	\$ 500	\$ 31,825	296	\$ 18,840	3,876	\$ 261,347
ScRAPs 2 Program Technician	\$ 50.15	2,646	\$ 132,697	\$ 430	\$ 21,565	266	\$ 13,340	3,112	\$ 167,601
Air Resource Specialist	\$ 77.25	172	\$ 13,287	\$ 105	\$ 8,111	80	\$ 6,180	357	\$ 27,578
Graphic Design/Communications Specialist	\$ 70.00	115	\$ 8,050	\$ -	\$ -	10	\$ 700	125	\$ 8,750
Temp Admin Support	\$ 36.54	123	\$ 4,494	\$ -	\$ -	0	\$ -	120	\$ 4,494
Part Time Admin Support	\$ 43.00	952	\$ 40,936	\$ 80	\$ 3,440	128	\$ 5,504	998	\$ 49,880
<i>subtotal for salaries & benefits</i>		<i>7,478</i>	<i>\$ 419,130</i>	<i>\$ 1,115</i>	<i>\$ 64,941</i>	<i>780</i>	<i>\$ 44,564</i>	<i>8,748</i>	<i>\$ 528,635</i>
<i>Agency approved indirect costs (57.88% of salaries and benefits)</i>			<i>\$ 242,592</i>		<i>\$ 37,587</i>		<i>\$ 25,793</i>		<i>\$ 305,973</i>
PERSONEL RELATED ADMIN			\$ 661,722		\$ 102,528		\$ 70,358		\$ 834,608
MATERIALS/MISC.									
One Time purchases (detailed on p. 2)			\$ 6,440		\$ -		\$ -		\$ 6,440
Equipment, Supplies, Miscellaneous (detailed on p.2)			\$ 10,924		\$ 132		\$ 4,479		\$ 14,511
Utilities from original budget (based on monthly fees)			\$ 2,845		\$ -		\$ 1,185		\$ 3,585
Utilities added per new information (phone& internet)			\$ 5,069		\$ -		\$ 1,800		\$ 6,000
LEQUIPMENT & SUPPLES RELATED ADMIN			\$ 25,278		\$ 132		\$ 7,463		\$ 32,873
SUBTOTAL TIME & MATLS			\$ 687,000		\$ 102,660		\$ 77,821		
SUBTOTAL INCENTIVES			\$ 3,660,000		\$ 1,200,000		\$ 610,000		
GRANT PROGRAM TOTAL			\$ 4,347,000		\$ 1,302,660		\$ 687,821		\$ 6,337,481
Port of Seattle admin funds not connected to grants									\$ 100,519
SCRAPS 2 PROGRAM TOTAL (CONTRACT AMOUNT)									\$ 6,438,000

OTHER EXPENSES - DETAILED		Category			
Equipment, Supplies, Miscellaneous		CMAQ Only	DERA Only	CMAQ Supplemental	TOTAL
Zipcar	utilities	\$ 552		\$ 308	\$ 859
Mileage Reimbursement -\$ 0.565 per miles	equip.supp, misc	\$ 6,510	\$ 132	\$ 3,634	\$ 10,276
Laptop Computers, docking stations, keyboards and mice (3)	one-time purchase	\$ 2,055			\$ 2,055
Computer Monitors (3)	one-time purchase	\$ 900			\$ 900
Wi-Fi Router	one-time purchase	\$ 100			\$ 100
Printer/copier	one-time purchase	\$ 1,200			\$ 1,200
Flyer printing	equip.supp, misc	\$ 1,103		\$ 211	\$ 1,315
Printer and office supplies	equip.supp, misc	\$ 1,655		\$ 317	\$ 1,972
Postage and Delivery	equip.supp, misc	\$ 1,655		\$ 317	\$ 1,972
Cell phone service for program manager	utilities	\$ 2,293		\$ 877	\$ 3,170
Two Digital Cameras, memory cards	one-time purchase	\$ 250			\$ 250
Truck lien search	one-time purchase	\$ 250			\$ 250
Basic tools and shop and storm water supplies	one-time purchase	\$ 500			\$ 500
SonicWall Net Extender VPN license (3)	one-time purchase	\$ 120			\$ 120
Antivirus Software (3)	one-time purchase	\$ 90			\$ 90
MS Office Software licenses (3)	one-time purchase	\$ 975			\$ 975
Phone and Internet	utilities	\$ 5,069		\$ 1,800	\$ 6,869
TOTAL		\$ 25,278	\$ 132	\$ 7,463	\$ 32,873