

**INTERLOCAL AGREEMENT BETWEEN
WHATCOM TRANSPORTATION AUTHORITY
AND
WHATCOM COUNCIL OF GOVERNMENTS
FOR
THE WHATCOM SMART TRIPS PROGRAM**


MODIFICATION OF AGREEMENT #3

This modification is made between WHATCOM COUNCIL OF GOVERNMENTS (COG) and the Whatcom Transportation Authority (WTA). On March 15, 2017 COG and WTA entered into an agreement to assist in the funding of the Whatcom Smart Trips Program. WTA's Board of Directors approved the agreement in 2017. Both parties feel it beneficial to continue the agreement for another three (3) years. At the conclusion, the parties will execute a new Interlocal Agreement for SmartTrips.

EXTENSION OF EXISTING AGREEMENT: The Agreement is modified as follows:

1. **TERM:** COG and WTA agree to extend the current agreement through March 31, 2023 or the conclusion of the current Smart Trips program, whichever occurs first.
2. **TERMS AND CONDITIONS OF EXISTING AGREEMENT REMAIN THE SAME:** COG and WTA agree the terms and conditions of the original Agreement remain in effect except for the items noted.
3. **COUNTERPARTS:** Original signatures transmitted and received via electronic transmission of a scanned document (e.g. PDF or similar format) are true and valid signatures for all purposes of this Agreement and shall bind the parties to the same extent as that of an original signature. Signatures submitted electronically must be fully legible to be valid.

SIGNED this 13 day of April, 2020


Peter L. Stark, General Manager
Whatcom Transportation Authority


Robert H. Wilson, Executive Director
Whatcom Council of Governments

Magan Waltari

From: Ron Cubellis <ron@wcog.org>
Sent: Monday, April 13, 2020 4:11 PM
To: Magan Waltari
Subject: Re: FW: [EXTERNAL] WTA-WCOG Smart Trips interlocal agreement
Attachments: Whatcom Smart Trips WTA-WCOG 2017 modification #3.pdf

Magan,

Thank you for your help with this. The fully signed copy is attached. The invoice for this year will follow shortly.

Thanks,
Ron

Ron Cubellis, CPA AICP
Deputy Executive Director
Whatcom Council of Governments
314 E. Champion Street
Bellingham WA 98225
Direct 360-685-8382
Cell 360-306-0557
General 360-676-6974

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On Mon, Apr 13, 2020 at 12:26 PM Magan Waltari <maganw@ridewta.com> wrote:

Sorry. Had to actually run to the office for a file for SAO!

Magan Waltari, CPPB, CPSM

Procurement & Grants Coordinator

Disadvantaged Business Enterprise Liaison Officer

Whatcom Transportation Authority

Office: (360) 788-9332

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From: Peter Stark <PeteS@ridewta.com>
Sent: Monday, April 13, 2020 12:16 PM
To: Magan Waltari <maganw@ridewta.com>
Cc: Maureen McCarthy <MaureenM@ridewta.com>
Subject: RE: [EXTERNAL] WTA-WCOG Smart Trips interlocal agreement

Here is the executed Smart Trips extension

From: Magan Waltari <maganw@ridewta.com>
Sent: Friday, April 10, 2020 9:41 AM
To: Peter Stark <PeteS@ridewta.com>
Subject: FW: [EXTERNAL] WTA-WCOG Smart Trips interlocal agreement

Please sign attached SmartTrips extension.

Magan Waltari, CPPB, CPSM

Procurement & Grants Coordinator

Disadvantaged Business Enterprise Liaison Officer

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From: Shonda Shipman <ShondaS@ridewta.com>
Sent: Friday, April 10, 2020 9:22 AM
To: Magan Waltari <maganw@ridewta.com>
Subject: Re: [EXTERNAL] WTA-WCOG Smart Trips interlocal agreement

Approved

Sent from my iPhone

On Apr 10, 2020, at 9:07 AM, Magan Waltari <maganw@ridewta.com> wrote:

Please approve.

I reviewed the contract and there is nothing limiting our extensions or the terms of the extensions. Ron and I agreed that increasing the renewal to a bigger block of time would be easier for administration. We'll make sure to draft a new agreement when this one expires.

Magan Waltari, CPPB, CPSM

Procurement & Grants Coordinator

Disadvantaged Business Enterprise Liaison Officer

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From: Erin Knudson <ErinK@ridewta.com>

Sent: Friday, April 10, 2020 8:57 AM

To: Magan Waltari <maganw@ridewta.com>

Subject: RE: [EXTERNAL] WTA-WCOG Smart Trips interlocal agreement

Approved.

Erin Knudson, CPA, CGMA

Accounting Manager

Whatcom Transportation Authority

4011 Bakerview Spur

Bellingham, WA 98226-8056

t: 360-788-9335 / f: 360-788-9535

erink@ridewta.com

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From: Magan Waltari <maganw@ridewta.com>
Sent: Friday, April 10, 2020 8:54 AM
To: Erin Knudson <ErinK@ridewta.com>
Subject: FW: [EXTERNAL] WTA-WCOG Smart Trips interlocal agreement

Please review and approve extension of Smart Trips.

Magan Waltari, CPPB, CPSM

Procurement & Grants Coordinator

Disadvantaged Business Enterprise Liaison Officer

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From: Maureen McCarthy <MaureenM@ridewta.com>
Sent: Friday, April 10, 2020 8:47 AM
To: Magan Waltari <maganw@ridewta.com>
Subject: RE: [EXTERNAL] WTA-WCOG Smart Trips interlocal agreement

Thanks, Magan. This is approved as far as this approver is concerned.

Happy (gorgeous) Friday.

From: Magan Waltari <maganw@ridewta.com>
Sent: Friday, April 10, 2020 8:38 AM
To: Maureen McCarthy <MaureenM@ridewta.com>
Subject: FW: [EXTERNAL] WTA-WCOG Smart Trips interlocal agreement

Talking with Ron at the COG and we missed the extension for Smart Trips. We also agreed to extend it for a larger block of time to save on administration. If you could review the extension and approve it, I'll get it off to the next approver.

Magan Waltari, CPPB, CPSM

Procurement & Grants Coordinator

Disadvantaged Business Enterprise Liaison Officer

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From: Ron Cubellis <ron@wcog.org>
Sent: Friday, April 10, 2020 8:26 AM
To: Magan Waltari <maganw@ridewta.com>
Subject: Re: [EXTERNAL] WTA-WCOG Smart Trips interlocal agreement

Yes, WTA has been an integral part of Smart Trips since the beginning in 2006. I didn't mean perpetual. Just 2 or 3 instead of 1.

Ron Cubellis, CPA AICP
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On Fri, Apr 10, 2020 at 8:17 AM Magan Waltari <maganw@ridewta.com> wrote:

I try not to do perpetual agreements, but do you want to draft an extension for “auto renew”? It sounds like SmartTrips is going to be one of those projects we’re always involved in.

It was the WCOG-WTA-WSDOT agreement with Hugh. I’ll check in with Tim on the MTP match.

Magan Waltari, CPPB, CPSM

Procurement & Grants Coordinator

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From: Ron Cubellis <ron@wcog.org>

Sent: Friday, April 10, 2020 8:06 AM

To: Magan Waltari <maganw@ridewta.com>

Subject: Re: [EXTERNAL] WTA-WCOG Smart Trips interlocal agreement

Good Morning,

Do you think Pete would be willing to go more than 1 year to cut down on the minor administrative burden of renewing? I know, given things right now that might be too much to ask.

And speaking of the WTA-WCOG MTP Matching Funds agreement, it expires 5/27/2020. Is that the one you're reviewing? Or are you referring to the WSDOT-WCOG-WTA agreement (currently #GCB1993) that also expires in May? Tim has been reviewing that one with Hugh over here, but I don't think they've been looking at the companion agreement whereby WTA provides the match for FTA planning funds.

And if you're saying, What is he talking about? You can find copies of all these on our website: <https://wcog.org/about/agreements/>

Thanks,

Ron

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On Fri, Apr 10, 2020 at 7:50 AM Magan Waltari <maganw@ridewta.com> wrote:

Hi Ron,

Funny you reached out. I just finished reviewing the MTP grant agreement. 😊

It feels like we just did this! We can just go ahead and extend it and I'm more than willing to get that drafted if you're OK with that. I already have the template.

Magan Waltari, CPPB, CPSM

Procurement & Grants Coordinator

Disadvantaged Business Enterprise Liaison Officer

Whatcom Transportation Authority

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From: Ron Cubellis <ron@wcog.org>

Sent: Thursday, April 9, 2020 6:25 PM

To: Magan Waltari <maganw@ridewta.com>

Subject: Re: [EXTERNAL] WTA-WCOG Smart Trips interlocal agreement

Hi Magan,

I meant to contact you back in March, but you know, the world started falling apart. The WTA-WCOG agreement for Smart Trips expired 3/31. What sort of hoops do we need to jump through to get it restarted? I believe you guys prepared the extension last time.

Ron

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On Tue, Jul 9, 2019 at 9:35 AM Magan Waltari <maganw@ridewta.com> wrote:

Hi Ron,

My complete apologies! Here it is.

Magan Waltari, CPPB, CPSM

Procurement & Grants Coordinator

Disadvantaged Business Enterprise Liaison Officer

Whatcom Transportation Authority

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From: Ron Cubellis <ron@wcog.org>

Sent: Tuesday, July 9, 2019 9:35 AM

To: Magan Waltari <maganw@ridewta.com>

Cc: Shonda Shipman <ShondaS@ridewta.com>; Maureen McCarthy <MaureenM@ridewta.com>

Subject: Re: [EXTERNAL] WTA-WCOG Smart Trips interlocal agreement

Hi Magan,

I just realized yesterday that I don't have a copy of the fully executed Smart Trips extension we signed back in March. Can you send one over?

Thanks!

Ron

Ron Cubellis, CPA AICP
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On Tue, Mar 19, 2019 at 10:46 AM Ron Cubellis <ron@wcog.org> wrote:

Magan and Shonda,

Thank you for your help. The signed extension is attached. Page 2 is a note from Bob to Pete.

Ron

Ron Cubellis, CPA AICP
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On Tue, Mar 19, 2019 at 8:48 AM Magan Waltari <maganw@ridewta.com> wrote:

Hi Ron,

Sorry I'm just now getting back to you. I was out of town last week and wanted a chance to review both the Smart Trips original contract and what we did with Easter Seals.

We have the same wording in the Smart Trips contract in the terms that the board approved that allows us to extend without their approval. "unless the Agreement is terminated or extended by the parties pursuant to the terms herein." Attached is the 2nd extension for you to sign. If you can copy Shonda when you send it back, that would be great.

I'm out of the office again starting tomorrow and not planning on taking my laptop (that may change as the day progresses), so Shonda should be able to get Pete to sign it while I'm gone.

Magan Waltari, CPPB

Procurement & Grants Coordinator

Disadvantaged Business Enterprise Liaison Officer

Whatcom Transportation Authority

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From: Ron Cubellis <ron@wcog.org>

Sent: Friday, March 15, 2019 11:43 AM

To: Magan Waltari <maganw@ridewta.com>

Subject: [EXTERNAL] WTA-WCOG Smart Trips interlocal agreement

Hello Magan,

I was reading the WTA board agenda this morning and realized I didn't contact you soon enough for this month's board meeting. The current interlocal agreement for Smart Trips expires on March 31st. I'm not sure if this one is the same as the Easterseals interlocal where Pete can extend w/o board action. In either case, we need to extend the Smart Trips agreement for another year even if it can't happen until April.

Let me know if you need anything from us to move forward, or if I should be addressing this request to someone else.

Thank you,

Ron

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<WCOG - WTA SMART TRIPS Extension 3.docx>