

**AMENDMENT No. 4**  
**to the**  
**TRANSIT SERVICE DIRECT FINANCIAL PARTNERSHIP AGREEMENT**  
**between**  
**KING COUNTY**  
**and**  
**THE CITY OF REDMOND, WASHINGTON**  
**And**  
**MICROSOFT CORPORATION**

This Amendment No. 4 to the Transit Service Direct Financial Partnership Agreement ("Amendment No. 4") is made by and between King County, a home rule charter county of the State of Washington, by and through its Department of Transportation, Metro Transit Division (hereinafter the "County" or "Metro Transit") and the City of Redmond (a Washington municipal corporation) AND Microsoft Corporation (a Washington corporation) ("Service Partner," whether one entity or multiple entities), all of which entities may be referred to hereinafter individually as "Party" or collectively as the "Parties."

WHEREAS, on May 13, 2008 the Parties entered into a Transit Service Direct Financial Partnership Agreement (the "Agreement") and added **Route 244** service; and

WHEREAS, Section 4.1 of the Agreement provides that the Agreement will expire five years after the start of the service, unless extended pursuant to the terms of the Agreement; and

WHEREAS, Section 4.1 of the Agreement further provides that if, after five years the enhanced transit service is deemed viable by the County pursuant to the performance indicators set forth in Section 2.2 of the Agreement and the additional performance benchmarks specified in Attachment A of the Agreement, and the Service Partner desires to have Metro continue to provide the enhanced transit service beyond the initial period, the Agreement may be extended by the Transit General Manager; and

WHEREAS, the transit service enhancements provided for in the Agreement were implemented on or about September 22, 2008; and

WHEREAS, The First Amendment to the Agreement, executed on September 15, 2013, extended the agreement to September 26, 2014; and

WHEREAS, The Second Amendment to the Agreement, executed in September 2014, extended the agreement to September 25, 2015; and

WHEREAS, The Third Amendment to the Agreement, executed in September 2015, extended the agreement to September 8, 2017; and

WHEREAS, the Parties now desire to extend the Agreement for an additional one-year period;  
and

WHEREAS, Section 7 of the Agreement provides that the Agreement may be amended or modified by written agreement of the Parties, and further provides that such amendments and modifications may be made for the County by Metro's General Manager when such amendments are consistent with the intent and purpose of the Agreement;

NOW, THEREFORE, in consideration of the terms, conditions and mutual covenants set forth herein, the Parties agree to amend the Agreement as follows:

1. **Extension of Term of Agreement**

As provided for in Section 4.1, the Agreement is extended until September 21, 2018.

2. **No Other Modifications.**


Except as specifically provided for in this Amendment No. 4, all other provisions of the Agreement shall remain unchanged and in full force and effect.

3. **Effective Date.**

This Amendment No. 4 shall be effective upon execution by the Parties.

IN WITNESS WHEREOF, the Parties hereto have caused their duly authorized representatives to execute this Amendment No. 4 to the Agreement as of the date set forth below their signatures.

**KING COUNTY**

By:   
Rob Gannon  
General Manager, Metro Transit Division  
Department of Transportation  
Date: 8 FEB 2018

**SERVICE PARTNER**

City of Redmond

By: \_\_\_\_\_  
Name  
Its (Title): \_\_\_\_\_  
Date: \_\_\_\_\_

**SERVICE PARTNER**

Microsoft Corporation

By: \_\_\_\_\_  
Name  
Its (Title): \_\_\_\_\_  
Date: \_\_\_\_\_

**KING COUNTY**

**SERVICE PARTNER**


City of Redmond

By: \_\_\_\_\_  
Rob Gannon  
General Manager, Metro Transit Division  
Department of Transportation  
Date: \_\_\_\_\_

By: \_\_\_\_\_  
Name  
Its (Title): \_\_\_\_\_  
Date: \_\_\_\_\_

**SERVICE PARTNER**

Microsoft Corporation

By: \_\_\_\_\_  
  
Rob Towne  
Regional Director, Real Estate & Facilities

Date: \_\_\_\_\_  
9-5-17

WHEREAS, Section 7 of the Agreement provides that the Agreement may be amended or modified by written agreement of the Parties, and further provides that such amendments and modifications may be made for the County by Metro's General Manager when such amendments are consistent with the intent and purpose of the Agreement;

NOW, THEREFORE, in consideration of the terms, conditions and mutual covenants set forth herein, the Parties agree to amend the Agreement as follows:

1. **Extension of Term of Agreement**

As provided for in Section 4.1, the Agreement is extended until September 30, 2018.

2. **No Other Modifications.**

Except as specifically provided for in this Amendment No. 4, all other provisions of the Agreement shall remain unchanged and in full force and effect.

3. **Effective Date.**

This Amendment No. 4 shall be effective upon execution by the Parties.

IN WITNESS WHEREOF, the Parties hereto have caused their duly authorized representatives to execute this Amendment No. 4 to the Agreement as of the date set forth below their signatures.

**KING COUNTY**

By: \_\_\_\_\_

General Manager, Metro Transit Division  
Department of Transportation

Date: \_\_\_\_\_

**SERVICE PARTNER**

City of Redmond

By: \_\_\_\_\_

Name

Its (Title):

FINANCE DIRECTOR

Date: \_\_\_\_\_

12/20/2017

**SERVICE PARTNER**

Microsoft Corporation

By: \_\_\_\_\_

Name

Its (Title): \_\_\_\_\_

Date: \_\_\_\_\_

# City Agreement Routing Form

The Project Administrator should complete the top section of this form, once Department Head/Designee signature has been obtained, attach the specified number of agreement originals to this form (have the contractor/supplier sign all original copies before routing) and forward the documents to the City Clerk for internal city routing. The City Clerk will route the agreement to the Risk Manager for approval of insurance and indemnification requirements, to the City Attorney for approval as to legal form and to the Mayor for signature. The City Clerk will then attest/authenticate the Mayor's signature and will forward this form and remaining agreement(s) to Project Administrator.

Project Title: Transit Now Direct Financial Partnership Agreement-Amendment 4

Type of Service: Extends the agreement to fund Metro Route 244 along with King County Metro and Microsoft Corporation through 9/30/18.

Supplier/Contractor Name: King County Metro

Contract/Agreement Amount, Original: This amendment extends the agreement to September 30, 2018. Money already approved in budget.  
Amended Amount: \_\_\_\_\_

Council Approval Date: 11/21/17 Nature of Funding: Business Tax Fund

Project Administrator: Terry Marpert MailStop: 4SCC Phone: 425-556-2428

Anticipated Agreement Start Date: 5/13/08 Estimated Completion Date: 9/30/18

Does this contract contain the purchase of technology related items/services?  YES  NO  
If Yes, route to: I.S. Manager (3SFN)

I.S. Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Will federal funds be used to pay for all or part of contract?  YES  NO  
If Yes, check for debarment at [www.sam.gov](http://www.sam.gov)  
(print results and keep a copy in project file)

Department Head/ Designee Signature: Karen Anderson Date: 12-15-2017  
Planning Director

Comments: Chuke Yardenbrande

Account Numbers/ Distribution: 118.18500.00410.54440

NIGP/Commodity Code: \_\_\_\_\_

**ROUTING PROCESS:** ( 3 copies)

To: City Clerk AM Date 12/18/17  
(for routing and tracking)

Risk Manager MEB Date 12/18/17  
(Signature or initials)

City Attorney [Signature] Date 12/19/17  
(Signature or initials) [Signature] 12/20/17

*(Note: If contract exceeds Mayor's authorized signing limits, route to City Clerk (3NFN) for council approval)*

Mayor \_\_\_\_\_ Date \_\_\_\_\_  
(Signature or initials)

City Clerk M. Date 1/3/18  
(Signature or initials)

**NOTE:** The agreement becomes fully executable once the Mayor has signed it. The Project Administrator may then forward one set of originals to the Contractor/Consultant and work may begin. The City's original will be retained by the City Clerk. Once all signatures have been obtained, forward a copy of this form to Accounts Payable, with payment instructions.

**Finance use ONLY** Supplier Id  Date Received  Agreement # 5697-4