

AMENDMENT NO. 5
CONTRACT #2018-009 – JETTY ISLAND FERRY SERVICE
BETWEEN THE CITY OF EVERETT
AND ARGOSY LP

This Amendment No. 5 is dated for reference purposes March 22, 2024. It is by and between the City of Everett, a municipal corporation under the laws of the State of Washington (“City”), and Argosy LP (“Service Provider”).

RECITALS

A. The City and Service Provider are parties to an agreement for the provision of Ferry Service to Jetty Island dated as of May 14, 2019, as amended (the “Agreement”).

B. Under the Agreement, the Scope of Work is Section 2.01 to 2.21 of the RFP. The City and the Service Provider desire to amend the Agreement for the purpose of modifying the Scope of Work in Section 2.04 of the RFP for the 2024 season and adjusting the cost for service.

AGREEMENT

The City and Service Provider agree as follows:

1. The portion of the Scope of Work contained in RFP #2018-009, Section 2.04, is modified for the 2024 season to read as follows:
 - 1) Jetty Island Passenger Service – Passenger Ferry Service to and from the Island, from July 5th to September 1st, five days per week, starting at 10:00 am to 5:45 pm on Wednesday, Thursday, and Sunday. Friday and Saturday service will be offered from 10:00 am to 6:45 pm.
 - 2) Throwback Thursday Historic Everett Cruise – Five (5) Cruises lasting 1 hour each. Cruises start at the departure dock used for Jetty Island and continue up to the mouth of the Snohomish River and back down to the Port of Everett shipyards, then returning to the Jetty Island departure dock. These cruises will be scheduled from 6:00 p.m. to 7:00 p.m. For 2024, the tour dates are July 11, 25, and August 8, 22, and 29.
 - 3) Port of Everett Working Waterfront Tour– Five (5) cruises lasting 1 hour each. Cruises start at the departure dock used for Jetty Island and head south to the Port of Everett Seaport, then return to the Jetty Island departure dock. Cruises start at the departure dock used for Jetty Island and head south to the Port of Everett Seaport, then return to the Jetty Island departure dock. These cruises will be scheduled from 6:00 p.m. to 7:00 p.m. For 2024, the tour dates are July 17, 31, and August 14, 28.

The modifications in 1) through 3) above do not apply to the years 2025 and after, and modifications for those later years will be determined on a season-by-season basis.

2. Section 3 of the Agreement is modified to read as follows:

The City shall pay the Contractor only for completed Services. The compensation in this Section is complete compensation for the Services (including, without limitation, labor, materials, vessel costs, and fuel).

Compensation under this Contract for each Contract year is determined as follows:

2019	\$109,000, which has been paid in full
2020	\$0
2021	\$99,300, which has been paid in full
2022	\$113,110.88, which has been paid in full
2023	\$102,204.46, which has been paid in full
2024	\$110,061.90
2025 and after	The previous year's compensation is adjusted based on the CPI percent change from the previous year to the current year. For example, 2025 compensation will be calculated based on CPI percent change from Dec 2023 (344.982) to December 2024.

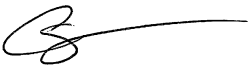
All CPI adjustments are based on the Consumer Price Index – Seattle-Tacoma-Bellevue – CPI-U, Series Id: CUURS49DSA0 - not seasonally adjusted.

The CPI adjustments for 2025 and after, shown in the table above, will only occur if requested by the Service Provider. Such request must be submitted in writing 90 days prior to the effective date of the price revision and submitted to the Procurement Professional in the City Procurement division.

3. Regardless of the date(s) on which this Amendment is signed by the parties, the parties agree that the Agreement has been continuously in effect since May 14, 2019.
4. At the sole discretion of the City, the City may consent to the Service Provider's signature on this Amendment being by email, fax, pdf, or other electronic means, in which case such Service Provider signature will be deemed an original signature for all purposes. The City will be deemed to have given such consent effective upon execution of this Amendment by the Mayor of the City. This Amendment may be signed in counterparts.
5. All provisions in the Agreement shall remain in effect except as expressly modified by this Amendment.

**CITY OF EVERETT
WASHINGTON**

Argosy LP


By: 
Cassie Franklin, Mayor

03/15/2024
Date

Signature: Kevin J. Clark
Typed/Printed Name: Kevin Clark
Title: President & CEO

03/14/2024
Date

ATTEST:


Office of the City Clerk
Date: 03/15/2024

**STANDARD
AGREEMENT
APPROVED AS TO
FORM
DAVID C. HALL
CITY ATTORNEY**












2018-009 Argosy Amendment 5_SD

Final Audit Report

2024-03-15

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 Agreement completed.

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