

Modification No. 1
to
ENSIGN COLLEGE
ED PASS AGREEMENT

This agreement is Modification No. 1 to the Ed Pass Agreement entered on August 1, 2023, by and between **Ensign College**, a body politic and corporate of the State of Utah (“**Ensign**”) and **Utah Transit Authority**, a public transit district organized under the laws of the State of Utah (“**UTA**”). The effective date of this Modification No. 1 shall be August 1, 2023.

For good and valuable consideration, Ensign and UTA agree as follows:

Purpose: The purpose of this agreement is to document a modification to that certain Ed Pass Agreement between Ensign and UTA entered as of August 1, 2022 (UTA Contract No. 22-F0294). The Parties desire to extend the Ed Pass Agreement through December 31, 2023.

Background: The term of the initial Ed Pass Agreement commenced on August 1, 2022 and is due to expire on July 31, 2023. The Ed Pass Agreement allows up to 3,300 Authorized Users (students, staff, & faculty) to use their electronic UTA issued pass as valid fare media under the terms of the Agreement (section 4). Ensign shall pay UTA the amount of \$31,250 (“**Base Price**”) under the current billing terms laid out in section 8.

The Parties now desire to extend the Ed Pass Agreement through December 31, 2023.

Summary of Adjustment: The Parties hereby extend the Ed Pass Agreement that is set to expire on July 31, 2023 for five (5) additional months. This extension will begin on August 1, 2023 and expire on December 31, 2023. Authorized Users and Base Price will hold at the current 3,300 users and the payment for the additional months will be \$31,250.

Miscellaneous: All capitalized terms used and not otherwise defined in this Modification have the meanings ascribed to them in the Agreement. This Modification shall not be deemed to amend or modify the Agreement in any manner except as specifically provided herein. This Modification may be executed in two or more counterparts through the exchange of electronic (e.g., pdf) or facsimile signatures, each of which will be an original and, together, will constitute one and the same agreement. A signed copy of this Modification delivered by email, facsimile, or other means of electronic transmission shall be deemed to have the same legal effect as delivery of an original signed copy of this Modification .

IN WITNESS WHEREOF, the parties have executed this Modification No. 1 as of the effective date shown above.

ENSIGN COLLEGE

By:  4D0F1A1E061A441...

Name: Guy Hollingsworth@ensign.edu

Title: Vice President of Student and Campus Services

UTAH TRANSIT AUTHORITY

By: _____ Date: _____

Name:

Title:

By: _____ Date: _____

Name:

Title:

Approved as to Form:

 70E33A415BA44F6... Date: 6/28/2023

Assistant Attorney General
Counsel for UTA