

CCO Form: MO03
Approved: 7/94 (MLH)
Revised: 03/17 (MWH)
Modified:

Project No. AIR 116-109A-1

**MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION
FIFTH SUPPLEMENTAL AGREEMENT TO AIRPORT AID AGREEMENT**

THIS AGREEMENT AMENDMENT is entered into by the Missouri Highways and Transportation Commission (hereinafter, "Commission") and the City of Lee's Summit (hereinafter, "Sponsor").

WITNESSETH:

WHEREAS, the parties entered into an Airport Aid Agreement executed by the Sponsor on May 23, 2011, and executed by the Commission on June 3, 2011 (hereinafter, "Original Agreement") under which the Commission granted the sum of Four Thousand Two Hundred Eighty-Six Dollars (\$4,286) to the Sponsor to assist in specified Land Acquisition for Runway 18/36 extension; and

WHEREAS, the parties entered into a First Supplemental Agreement to Airport Aid Agreement executed by the Sponsor on April 8, 2013, and executed by the Commission on April 17, 2013 (hereinafter, "First Supplemental Agreement") under which the original project time period was extended from June 30, 2012, to December 31, 2013; and

WHEREAS, the parties entered into a Second Supplemental Agreement to Airport Aid Agreement executed by the Sponsor on January 16, 2014, and executed by the Commission on March 21, 2014 (hereinafter, "Second Supplemental Agreement") under which the Commission agreed to increase the grant by Seventy-Four Thousand Three Hundred Fifty-Seven Dollars (\$74,357) to the Sponsor to assist in specified Land Acquisition for Runway 18/36 extension and to extend the project time period from December 31, 2013 to December 31, 2014, to allow for completion of the project; and

WHEREAS, the parties entered into a Third Supplemental Agreement to Airport Aid Agreement executed by the parties on October 3, 2014, (hereinafter, "Third Supplemental Agreement") under which the Commission agreed to increase the grant by Seven Thousand Six Hundred Nine Dollars (\$7,609) to the Sponsor to assist in specified Land Acquisition for Runway 18/36 extension and to extend the project time period from December 31, 2014 to December 31, 2015, to allow for completion of the project; and

WHEREAS, the parties entered into a Fourth Supplemental Agreement to Airport Aid Agreement executed by the Sponsor on November 2, 2016, and executed by the Commission on November 9, 2016 (hereinafter, "Fourth Supplemental Agreement") under which the Commission agreed to increase the grant by One Hundred Twenty-

Four Thousand Forty-Four Dollars (\$124,044) to the Sponsor to assist in specified Land Acquisition for Runway 18/36 extension and to extend the project time period from December 31, 2015 to December 31, 2017, to allow for completion of the project; and

WHEREAS, the Commission previously approved funds for this project; and

WHEREAS, the level of funding originally approved is not sufficient to cover costs associated with this project; and

WHEREAS, the Commission has sufficient funds to increase the grant amount for this project.

NOW, THEREFORE, in consideration of the mutual covenants, promises and representations in this Agreement, the parties agree as follows:

(1) ADDITIONAL GRANT: The Commission hereby grants to the Sponsor an additional sum of Eighteen Thousand Nine Hundred Forty-Two Dollars (\$18,942) for this project, which is equal to fifty percent (50%) of the additional match required for the Sponsor's State Block Grant for Project No. 11-109A-2.

(2) PROJECT TIME PERIOD: Based upon the revised project schedule, the original project time period of December 31, 2017, will be extended to December 31, 2018, to allow for completion of the work. Paragraph (2) of the Fourth Supplemental Agreement is hereby amended accordingly.

(3) ORIGINAL AGREEMENT: Except as otherwise modified, amended, or supplemented by this Supplemental Agreement, the Original Agreement, First Supplemental, Second Supplemental Agreement, Third Supplemental Agreement, and Fourth Supplemental Agreement between the parties shall remain in full force and effect and the unaltered terms of the Original Agreement shall extend and apply to this Supplemental Agreement.

[Remainder of Page is Intentionally Left Blank]

IN WITNESS WHEREOF, the parties have entered into and accepted this Agreement on the last date written below.

Executed by the Sponsor this _____ day of _____, 20____.

Executed by the Commission this _____ day of _____, 20____.

MISSOURI HIGHWAYS AND
TRANSPORTATION COMMISSION

CITY OF LEE'S SUMMIT

By _____

Title _____

Title _____

Attest:

Attest:

Secretary to the Commission

By _____

Title _____

Approved as to Form:

Approved as to Form:

Commission Counsel

Title _____

Ordinance No. _____
(if applicable)