

CCO Form: MO18

Approved: 05/94 (MLH)

Revised: 07/25 (MWH)

Modified:

Sponsor: City of Lee's Summit

Project No. 23-109A-1

Airport Name: Lee's Summit Municipal

CFDA Number: CFDA #20.106

CFDA Title: Airport Improvement Program

Federal Agency: Federal Aviation Administration, Department of Transportation

**MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION  
AMENDMENT TO AIRPORT TERMINAL PROGRAM**

**AMENDMENT # 2**

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

WITNESSETH:

WHEREAS, the parties entered into an Agreement, 2024-01-83088, executed by the Sponsor on March 29, 2024, and executed by the Commission on April 2, 2024, (hereinafter, "Original Agreement") under which the Commission granted the sum not to exceed four hundred twenty-seven thousand six hundred eighty-nine dollars (\$427,689) to the Sponsor to assist with East Terminal Development; and

WHEREAS, the Commission previously approved funds for East Terminal Development; and

WHEREAS, the level of funding originally approved is not sufficient to cover the costs associated with East Terminal Development.

WHEREAS, the Commission has sufficient funds to increase the grant amount for East Terminal Development.

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

(1) **ADDITIONAL GRANT:** The Commission grants to the Sponsor an additional sum not to exceed four million seven hundred seventy-five thousand five hundred thirty four dollars (\$4,775,534) for East Terminal Development subject to the following conditions:

(A) The Sponsor shall provide matching funds of not less than two hundred fifty-one thousand three hundred forty-four dollars (\$251,344) toward the project in addition to those previously committed by the Sponsor in the Original Agreement.

(B) The project will be carried out in accordance with the assurances (Exhibit 1) given by the Sponsor to the Commission as specified in the Original Agreement.

(C) This Amendment shall expire and the Commission shall not be obligated to pay any part of the costs of the project unless this grant amendment has been executed by the Sponsor on or before October 31, 2025, or such subsequent date as may be prescribed in writing by the Commission.

(D) Based upon the revised project schedule, the original project time period of December 31, 2027, will be extended to December 31, 2028, to allow for completion of the work. Paragraph (2) of the Original Agreement is hereby amended accordingly.

(2) ORIGINAL AGREEMENT: Except as otherwise modified, amended, or supplemented by this Amendment Agreement, the Original Agreement and all previous Amendment Agreements between the parties shall remain in full force and effect and shall extend and apply to this Amendment Agreement as if fully written in this Amendment Agreement.

*[Remainder of Page Intentionally Left Blank]*

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

Executed by Sponsor on \_\_\_\_\_(date).

Executed by Commission on \_\_\_\_\_(date).

MISSOURI HIGHWAYS AND  
TRANSPORTATION COMMISSION

CITY OF LEE'S SUMMIT

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

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

Title:\_\_\_\_\_

Title:\_\_\_\_\_

Attest:

Attest:

\_\_\_\_\_  
Secretary to the Commission

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

Title:\_\_\_\_\_

Approved as to Form:

Approved as to Form:

\_\_\_\_\_  
Commission Counsel

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

Title:\_\_\_\_\_

Ordinance No.:\_\_\_\_\_  
(if applicable)

## **CERTIFICATE OF SPONSOR'S ATTORNEY**

I, \_\_\_\_\_, acting as attorney for the Sponsor do hereby certify that in my opinion the Sponsor is empowered to enter into the foregoing grant Agreement under the laws of the State of Missouri. Further, I have examined the foregoing grant Agreement and the actions taken by said Sponsor and Sponsor's official representative have been duly authorized and that the execution thereof is in all respects due and proper and in accordance with the laws of the said state and the Airport and Airway Improvement Act of 1982, as amended. In addition, for grants involving projects to be carried out on property not owned by the Sponsor, there are no legal impediments that will prevent full performance by the Sponsor. Further, it is my opinion that the said grant constitutes a legal and binding obligation of the Sponsor in accordance with the terms thereof.

### **SPONSOR: CITY OF LEE'S SUMMIT**

\_\_\_\_\_  
Name of Sponsor's Attorney (typed)

\_\_\_\_\_  
Signature of Sponsor's Attorney

Date \_\_\_\_\_