

CCO Form: MO18
Approved: 05/94 (MLH)
Revised: 03/17 (MWH)
Modified:

Sponsor: City of Lee's Summit
Project No. 11-109A-1

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 STATE BLOCK GRANT AGREEMENT**

AMENDMENT #3

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 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 not to exceed Four Hundred Seventy-Eight Thousand One Hundred Fifty Dollars (\$478,150) to the Sponsor to assist with Design Engineering to Widen and Extend Runway 18/36; and

WHEREAS, the parties entered into an Amendment #1 to the Original Agreement executed by the parties on January 22, 2015, (hereinafter, "Amendment #1") under which the Commission extended the project time period from April 30, 2012 to December 31, 2015, to allow for completion of the work; and

WHEREAS, the parties entered into an Amendment #2 to the Original Agreement executed by the Sponsor on February 16, 2017, and executed by the Commission on March 8, 2017, (hereinafter, "Amendment #2") under which the Commission granted an additional sum not to exceed Forty-Seven Thousand Eight Hundred Five Dollars (\$47,805) to the Sponsor to assist with Design Engineering to Widen and Extend Runway 18/36 and extended the project time period from December 31, 2015 to December 31, 2016; and

WHEREAS, the Commission previously approved funds for Design Engineering to Widen and Extend Runway 18/36; and

WHEREAS, the level of funding originally approved is not sufficient to cover the costs associated with Design Engineering to Widen and Extend Runway 18/36.

WHEREAS, the Commission has sufficient funds to increase the grant amount for Design Engineering to Widen and Extend Runway 18/36.

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 Twenty-Eight Thousand Six Hundred Thirty-Five Dollars (\$28,635) for Design Engineering to Widen and Extend Runway 18/36 subject to the following conditions:

(A) The Sponsor shall provide matching funds of not less than One Thousand Five Hundred Ninety-One Dollars (\$1,591) toward the project in addition to those previously committed by the Sponsor in the Original Agreement and Amendment #2, which represents five percent (5%) of eligible project costs. The remaining One Thousand Five Hundred Ninety-One Dollars (\$1,591), which represents five percent (5%) of the additional funds needed to complete the project, will be paid with funds from a separate grant provided under the Commission's airport aid program pursuant to section 35.230.4.1 RSMo.

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

(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 January 15, 2021, or such subsequent date as may be prescribed in writing by the Commission.

(D) All other terms and conditions of the Original Agreement, Amendment #1, and Amendment #2 entered into between the parties shall remain in full force and effect.

Remainder of Page is Intentionally Left Blank.

IN WITNESS WHEREOF, the parties have entered into this Agreement on the date last 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 _____

Secretary to the Commission

By _____

Title _____

Approved as to Form:

Approved as to Form:

Commission Counsel

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.

CITY OF LEE'S SUMMIT

Name of Sponsor's Attorney (typed)

Signature of Sponsor's Attorney

Date _____