

AN ORDINANCE TO AUTHORIZE THE MAYOR TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF LAMAR, MISSOURI AND THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION PROVIDING STATE BLOCK GRANT FUNDS.

BE IT ORDAINED by the Board of Aldermen of the City of Lamar, Missouri as follows:

Section 1. The Board of Aldermen approves and accepts the Missouri Highways and Transportation Commission state block grant agreement amendment #1, attached hereto and incorporated by reference herein, to be entered into by the City of Lamar and the Missouri Highways and Transportation Commission.

Section 2. The Mayor is hereby authorized to execute an agreement on behalf of the City of Lamar with the Missouri Highways and Transportation Commission providing state block grant funds project #19-085A-1 extending the project time from July 30, 2021 to July 30, 2022.

Section 3. All ordinances or parts of ordinances therefore enacted which are in conflict herewith are hereby repealed.

Section 4. This ordinance shall be in full force and effect from and after the date of its passage and approval.

PASSED by the Board of Aldermen and **APPROVED** by the Mayor of the City of Lamar, Missouri, this 11th day of September 2020.

By _____
KENT M. HARRIS, Mayor

ATTEST:

By _____
BEV BAKER, City Clerk

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

Sponsor: City of Lamar
Project No. 19-085A-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 #1

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

WITNESSETH:

WHEREAS, the parties entered into an Agreement executed by the Sponsor on July 15, 2019, and executed by the Commission on October 15, 2019, (hereinafter, "Original Agreement") under which the Commission granted the sum not to exceed One Hundred Eight-One Thousand Eight Hundred Forty-Five Dollars (\$181,845) to the Sponsor to assist with Design and Construct T-Hangar Taxilanes-Phase I; and

WHEREAS, the Commission previously approved funds for Design and Construct T-Hangar Taxilanes-Phase I; and

WHEREAS, the level of funding originally approved is not sufficient to cover the costs associated with Design and Construct T-Hangar Taxilanes-Phase I.

WHEREAS, the Commission has sufficient funds to increase the grant amount for Design and Construct T-Hangar Taxilanes-Phase I.

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 Hundred Thirty-Nine Thousand Two Hundred Eighty-Four Dollars (\$439,284) for Design and Construct T-Hangar Taxilanes-Phase I subject to the following conditions:

(A) The amount of this grant stated above represents Four Hundred Eighteen Thousand One Hundred Fifty-Five Dollars (\$418,155) at ninety percent (90%) of eligible project costs and Twenty-One Thousand One Hundred Twenty-Nine Dollars (\$21,129) at one hundred percent (100%) of eligible project costs.

(B) The Sponsor shall provide matching funds of not less than Forty-Six Thousand Four Hundred Sixty-One Dollars (\$46,461) toward the project in addition to those previously committed by the Sponsor in the Original Agreement. The amount of matching funds represents ten percent (10%) local match for the funds being granted at ninety percent (90%) of eligible project costs.

(C) 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.

(D) 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 September 30, 2020, or such subsequent date as may be prescribed in writing by the Commission.

(E) Based upon the revised project schedule, the original project time period of July 30 2021, will be extended to July 30, 2022, to allow for completion of the work. Paragraph (2) of the Original Agreement is hereby amended accordingly.

(E) All other terms and conditions of the Original Agreement 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 LAMAR

By _____

Title _____

Title _____

By _____

Secretary to the Commission

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 LAMAR

Name of Sponsor's Attorney (typed)

Signature of Sponsor's Attorney

Date _____