

AMENDMENT TO THE AGREEMENT BETWEEN
KENTUCKY TRANSPORTATION CABINET
AND THE
LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
MT. TABOR ROAD MULTIMODAL IMPROVEMENTS
SC-628-2000001985/SYP ITEM # 07-03721.00
SUPPLEMENTAL AGREEMENT NO. 01

This Amendment made and entered into by and between the Kentucky Transportation Cabinet (KYTC) and the Lexington-Fayette Urban County Government (RECIPIENT) acting as an amendment to that Agreement entered into between the parties dated August 3, 2020,

WHEREAS, on August 3, 2020, the parties hereto entered into an agreement for the Mt. Tabor Road Multimodal Improvements Project, and

WHEREAS, the parties desire to amend said agreement;

NOW THEREFORE, in consideration of the following promises and covenants contained herein the parties hereby agree as follows:

1. The Terms and Conditions of Agreement numbered SC-628-2000001985 made and entered into by and between the Kentucky Transportation Cabinet (KYTC) and the Recipient, are hereby extended until December 31, 2024;
2. The Budget and Scope of Work of Agreement numbered SC-628-2000001985 is hereby modified as show on Attachment A;
3. All other terms and conditions of SC-628-2000001985 shall remain in effect.

IN WITNESS WHEREOF, the parties have hereto caused these presents to be executed by their officers thereunto duly authorized:

Kentucky Transportation Cabinet:

Approved as to form & legality:

Commonwealth of Kentucky

Attorney

Jim Gray, Secretary

Date: _____

Date: _____

Lexington-Fayette Urban County Government

Approved as to form & legality:

Attorney

Lynnda Horton

Mayor

Date: _____

Date: 3/22/2022

**ATTACHMENT A
 SCOPE OF WORK AND BUDGET**

Scope of Work:

Recipient DUNS Number: 020428777

Construction activities for widening and improving the vertical alignment, adding curb and gutter, upgrading the storm water collection system, adding bike lanes, and adding sidewalks along Mt. Tabor Road between Patchen Drive and Richmond Road Service Road.

Budget:

		Federal Funds (CMAQ)	Local Funds	State Match	Total
Original MOA (August 3, 2020)	Utility Phase Funding: LPA Program# 1022201U	\$80,192.00	\$20,048.00	-	\$100,240.00
	Utility Phase Funding: Cabinet Program# 1022202U	\$8,019.00	-	\$1,603.80 (toll credits)	\$8,019.00
	Construction Phase Funding: LPA Program# 1022201C	\$1,015,808.00	\$253,952.00	-	\$1,269,760.00
	Construction Phase Funding: Cabinet Program# 1022202C	\$274,000.00	-	\$54,800.00 (toll credits)	\$274,000.00
Supplemental Agreement No. 1 (Current)	Utility Phase Funding: LPA Program# 1022201U	-\$80,192.00	-\$20,048.00	-	-\$100,240.00
	Utility Phase Funding: Cabinet Program# 1022201U	-\$8,019.00	-	-\$1,603.80 (toll credits)	-\$8,019.00
	Construction Phase Funding: LPA Program# 1022201C	+\$80,192.00	+20,048.00	-	+\$100,240.00
	Construction Phase Funding: Cabinet Program# 1022202C	-\$172,419.00	-	-\$54,800.00 (toll credits) +\$25,395.25 (state funds)	-\$172,419.00
Utility Phase Total for LPA		\$0.00	\$0.00	-	\$0.00
Utility Phase Total for Cabinet		\$0.00	-	\$0.00	\$0.00
Construction Phase Total for LPA		\$1,096,000.00	\$274,000.00	-	\$1,370,000.00
Construction Phase Total for Cabinet		\$101,581.00	-	\$25,395.25	\$126,976.25

All federally-funded projects are set up in phases (design, ROW, utilities, construction). No work can begin on any phase of a project until the CABINET provides a written notice to proceed for that phase. Funding for this project will be programmed with FHWA as each phase is approved. Effective December 26, 2014, FHWA requires a project end date for each federal project phase programmed. As each phase of the project is programmed with FHWA a supplemental agreement will be sent to the project sponsor to add the funding and adjust the project end date. Any expenditure incurred by the project sponsor after the end date will not be eligible for reimbursement. If the project sponsor requires an extension, they must notify the Administering Office thirty (30) days before the project end date.

LFUCG
MT. TABOR MULTIMODAL
\$1,096,000/CMAQ
SYP ITEM NUMBER 07-03721.00
SUPPLEMENTAL # 1

ATTACHMENT B

ATTACH A RESOLUTION HERE

A resolution authorizing the Mayor or Judge/Executive to sign this agreement is necessary if funds are being added or removed from a project or the original terms and conditions are being altered.

**ATTACHMENT C
PERSON IN RESPONSIBLE CHARGE FORM**

If the Person in Responsible Charge has changed since the execution of the original MOA, please attach a new form as Attachment C.

The form can be accessed at: <https://transportation.ky.gov/Program-Management/Documents/LPA1%20-%20Attach%203%20-%20Person%20in%20Responsible%20Charge%20Form.docx>.

If a new form is unnecessary, no Attachment C will be required with this Supplemental Agreement.