

**AMENDMENT TO THE AGREEMENT BETWEEN  
KENTUCKY TRANSPORTATION CABINET  
AND THE  
LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT  
4<sup>TH</sup> STREET ENHANCEMENTS/LEGACY TRAIL PH 3  
PO2-628-628-1600005725/SYP ITEM # 7-3716**

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 the Agreement entered into between the parties dated July 12, 2016.

WHEREAS, on July 12, 2016, the parties hereto entered into an agreement for the 4<sup>th</sup> Street Enhancements 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 Scope of work and Budget of Agreement numbered PO2-628-1600005725 is hereby modified as shown on Attachment A;
2. All other terms and conditions of PO2-628-1600005725 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

\_\_\_\_\_  
Greg Thomas, Secretary

Date: \_\_\_\_\_

Date: \_\_\_\_\_

**Lexington-Fayette Urban County Government:**

Approved as to form & legality:

\_\_\_\_\_  
Attorney

\_\_\_\_\_  
Mayor

Date: \_\_\_\_\_

Date: \_\_\_\_\_

**ATTACHMENT A  
SCOPE OF WORK AND BUDGET**

**Scope of Work:**

The scope of work of this project is amended to include the construction of the Legacy Trail Phase III. These two projects were originally awarded a separate CMAQ and TE award. As the projects are adjacent to each other, Lexington-Fayette Urban County Government is being permitted to combine the construction phases of the two projects into one federal project that will be constructed at one time.

**Budget:**

The Budget of this project is amended to add CMAQ construction funds in the amount of \$911,200 which is the remaining federal funding from the award for the 4<sup>th</sup> Street Enhancements CMAQ project, and \$2,045,838.53 in federal TE funds, which is the remaining federal funding from the award for the Legacy Trail Phase III TE project.

		Federal Funds (CMAQ)	Federal Funds (TE)	Local Funds	Toll Credits	Total
<b>Original MOA Executed July 12, 2016</b>	Design Phase Funding: LFUCG Program# 9161701D	\$120,000.00	-	\$30,000.00	-	\$150,000.00
	Design Phase Funding: Cabinet Program# 9161702D	\$2,000.00	-	-	\$400.00	\$2,000.00
<b>Supplemental Agreement No. 1 (May 17, 2017)</b>	Design Phase Funding: LFUCG Program# 9161701D	+\$8,800.00	-	+\$2,200.00	-	+\$11,000.00
	Design Phase Funding: Cabinet Program# 9161702D	+10,880.00	-	-	+\$2,160.00	\$10,880.00
<b>Supplemental Agreement No. 1 (Current)</b>	Construction Phase Funding: LFUCG Program# 9161701C	+\$911,200.00	+\$2,045,838.53	+\$739,259.63	-	+\$3,696,298.16
	Construction Phase Funding: KYTC Program# 9161702C	+\$10,000.00	-	-	+\$2,000.00	+\$10,000/00
<b>Design Phase Total for LPA</b>		<b>\$128,880.00</b>		<b>\$32,200.00</b>	-	<b>\$161,000.00</b>
<b>Design Phase Total for Cabinet</b>		<b>\$12,880.00</b>		-	<b>\$2,560.00</b>	<b>\$12,880.00</b>
<b>Construction Phase Total for LPA</b>		<b>\$911,200.00</b>	<b>\$2,045,838.53</b>	<b>\$739,259.63</b>	-	<b>\$3,696,298.16</b>
<b>Construction Phase Total for Cabinet</b>		<b>\$10,000.00</b>	-	-	<b>\$2,000.00</b>	<b>\$10,000.00</b>

**ATTACHMENT B**

**ATTACH A RESOLUTION HERE**

A resolution is required if funds are being added or removed from a project or the original terms and conditions are being altered.