

**AMENDMENT TO THE AGREEMENT BETWEEN
KENTUCKY TRANSPORTATION CABINET
AND
LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
GAINESWAY TRAIL CMAQ PROJECT
PO2-628-07000013794(OLD)/PO2-628-1300001253(NEW)
\$446,400**

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 October 13, 2009.

WHEREAS, on October 13, 2009, the parties hereto entered into an agreement for the Gainesway Trail CMAQ 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 Agreement numbered PO2-628-0700013794 made and entered into by and between the Kentucky Transportation Cabinet (KYTC) and the Recipient is hereby extended until June 30, 2013 at which time that Agreement shall expire;
2. The Agreement numbered PO2-628-0700013794 made and entered into by and between the Kentucky Transportation Cabinet (KYTC) and the Recipient is hereby succeeded by this agreement numbered PO2-628-1300001253.
3. All other terms and conditions of PO2-628-0700013794 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
Transportation Cabinet

Michael W. Hancock, P.E., Secretary
Transportation Cabinet

Date: _____

Date: _____

Local Public Agency:

Approved as to form & legality:

Lexington-Fayette Urban County Government

Attorney
Lexington-Fayette Urban County
Government

Mayor

Date: _____

Date: _____

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ATTACH A RESOLUTION HERE
A sample resolution is included for your convenience.

Sample Resolution

Whereas, the SAFETEA-LU Federal Reimbursement Agreement is in the amount of
[FEDERAL FUNDS] for **[PROJECT NAME]**, and,

Whereas, the **[SPONSOR]** does hereby authorize **[MAYOR/CJE]** to sign the above
mentioned Agreement, as well as any other necessary documents relating to the project.

The vote taken on said Resolution, the result being as follows:

Motion Carried - Yes No

Signature _____ Date _____

Title _____

Witness _____

—

WE MUST HAVE A RESOLUTION FROM THE CITY/COUNTY/BOE APPROVING THIS AGREEMENT AND INDICATING THE MAYOR'S/CJE'S/SUPERINTENDENT'S AUTHORITY TO ENTER INTO THIS AGREEMENT FOR AND BY THE CITY/COUNTY/BOE. THE RESOLUTION SHOULD BE ADOPTED, SIGNED, AND SUBMITTED AS AN ATTACHMENT TO THIS AGREEMENT. WE WILL NOT ESTABLISH AN ACCOUNT WITHOUT THE RESOLUTION.

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