

AMENDMENT TO THE AGREEMENT BETWEEN
KENTUCKY TRANSPORTATION CABINET
AND THE LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
TOWN BRANCH TRAIL CROSSING (CMAQ)
PO2-628-1500004792
SYP ITEM #-07-03702.00

copy in
lieu of
original

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 June 3, 2015.

WHEREAS, on June 3, 2015, the parties hereto entered into an agreement for the Town Branch Trail Crossing; 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 PO2-628-1500004792 made and entered into by and between the Kentucky Transportation Cabinet (KYTC) and the Recipient is hereby extended until June 30, 2019 at which time that Agreement shall expire;
2. The Scope of Work and Budge of Agreement numbered PO2-628-1500004792 is hereby amended to include authorization of Right-of-Way funding as outlined in Attachment A. The total award amount for the project is still \$408,700.00.
3. All other terms and conditions of PO2-628-1500004792 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:

Attorney
Transportation Cabinet

Date: 6/4/18

Commonwealth of Kentucky

Secretary
Transportation Cabinet

Date: 6/5/18

Lexington-Fayette Urban County Government:

Approved as to form & legality:

Attorney

Date: 5/25/18

Mayor

Date: 5/25/18

MAY 31 2018

**ATTACHMENT A
SCOPE OF WORK AND BUDGET SUMMARY**

Scope of Work and Budget

The total amount of federal funds available for this project is \$408,700.00. Funds are for the design and Right-of-Way for the construction of the Town Branch Trail Mid-Block Crossing.

	Federal Funds (CMAQ)	Local Funds	Toll Credits	Total
Original MOA (June 3, 2015)	Design Phase Funding: LPA Program# 9032001D	\$43,000.00	\$10,750.00	\$53,750.00
	Design Phase Funding: Cabinet Program# 9032002D	\$2,000.00		\$2,000.00
Supplemental Agreement No. 1 (July 17, 2015)	Design Phase Funding: LPA Program# 9032001D	+\$22,200.00	+\$5,550.00	+\$27,750.00
Supplemental Agreement No. 2 (January 1, 2016)	No funding change. Supplemental Agreement was for a time extension only.			
Supplemental Agreement No. 3 (June 5, 2016)	Design Phase Funding: LPA Program# 9032001D	+\$8,080.00	+\$2,020.50	+\$10,102.50
Supplemental Agreement No. 4 (June 20, 2017)	Included a time extension to June 30, 2018.			
	Supplemental Agreement to change Scope of Work to Design and R/W activities due to budget constraints and to designate Person In Responsible Charge. LFUCG to be responsible for procuring additional funding to finish construction.			
Supplemental Agreement No. 5 (CURRENT)	Design Phase Funding: Cabinet Program# 9032002D	\$3,000.00	\$4,000.00	\$7,000.00
	ROW Phase Funding: LPA Program# 9032001R	+\$106,000.00	+\$26,500.00	+\$132,500.00
	ROW Phase Funding: Cabinet Program# 9032001R	\$10,500.00		\$10,500.00
Time extension to June 30, 2019				
Design Phase Total for LFUCG	\$73,280.00	\$18,320.00	-	\$91,600.00
Design Phase Total for Cabinet	\$5,000.00		\$4,000.00	\$9,000.00
ROW Phase Total for LFUCG	\$106,000.00	\$26,500.00	-	\$132,500.00
ROW Phase Total for Cabinet	\$10,500.00		\$7,000.00	\$17,500.00