

CCO Form: FS27
Approved: 05/02 (BDG)
Revised: 01/15 (MWH)
Modified:

Boone County
City of Columbia
Project STP-2101(506)

CFDA Number: CFDA #20.205
CFDA Title: Highway Planning and Construction
Award name/number: STP-2101(506)
Award Year: FY 2013
Federal Agency: Federal Highway Administration, Department of Transportation

**MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION
STP-URBAN PROGRAM
SUPPLEMENTAL AGREEMENT #2**

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

WITNESSETH:

WHEREAS, on January 25, 2013 the Commission and the City previously entered into a STP-Urban Funds Agreement as to public improvements designated as urban roadway improvements, for the improvements of Providence Road including roadway widening, construction of curb and gutter, removing signalized intersection at Rollins, and the installation of signals at Burnam Road and Turner Avenue (hereinafter, "Original Agreement"); and

WHEREAS, on October 8, 2015, the Commission and the City previously entered into a STP-Urban Supplemental Agreement (hereinafter, "Supplemental Agreement #1");

WHEREAS, the Commission and the City now desire to revise the Original Agreement and the previous Supplemental Agreement #1 as provided in this Supplemental Agreement #2.

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

(1) REVISION: Paragraph 12 (A) of the Original Agreement is hereby removed and replaced with the following:

(12) REIMBURSEMENT: The cost of the contemplated improvements will be borne by the United States Government and by the City as follows:

(A) Any federal funds for project activities shall only be available for reimbursement of eligible costs which have been incurred by City. Any costs incurred by City prior to authorization from FHWA and notification to proceed from the Commission are **not** reimbursable costs. All federally funded projects are required to have a project end date. Any costs incurred after the project end date are not eligible for reimbursement. The federal share for this project will be 80 percent not to exceed \$2,464,181.99. The calculated federal share for seeking federal reimbursement of participating costs for the herein improvements will be determined by dividing the total federal funds applied to the project by the total participating costs. Any costs for the herein improvements which exceed any federal reimbursement or are not eligible for federal reimbursement shall be the sole responsibility of City. The Commission shall not be responsible for any costs associated with the herein improvement unless specifically identified in this Agreement or subsequent written amendments.

(2) ORIGINAL AGREEMENT: Except as otherwise modified, amended, or supplemented by this Supplemental Agreement, the Original Agreement and all previous Supplemental Agreements between the parties shall remain in full force and effect and shall extend and apply to this Supplemental Agreement as if fully written in this Supplemental Agreement.

[Remainder of Page Left Blank]

IN WITNESS WHEREOF, the parties have entered into this Agreement on the date last written below.

Executed by the City this _____ day of _____, 20____.

Executed by the Commission this _____ day of _____, 20____.

MISSOURI HIGHWAYS AND
TRANSPORTATION COMMISSION

CITY OF COLUMBIA

Title: _____

By _____
Mike Matthes
Title: City Manager

ATTEST:

ATTEST:

Secretary to the Commission

By _____
Sheela Amin
Title: City Clerk

Approved as to Form:

Approved as to Form:

Commission Counsel

Nancy Thompson
Title: City Counselor

Ordinance No.: _____