

Bill No. 2024-05

ORDINANCE NO. 4150

AN ORDINANCE OF THE CITY OF CLINTON REGARDING AMENDMENT #1 TO A GRANT AGREEMENT BETWEEN THE CITY OF CLINTON (CITY) AND THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION (COMMISSION) TO RESEAL AND REMARK RUNWAY 18/36 AND TAXIWAY B.

WHEREAS, the parties entered into an Agreement on May 30, 2023 to Reseal and Remark Runway 18/36 and Taxiway B; and

WHEREAS, the Commission has approved additional funding to complete the project;

BE IT HEREBY ORDAINED BY THE CITY COUNCIL OF CLINTON, MISSOURI AS FOLLOWS:

1. The Mayor is authorized to execute Amendment #1 to State Block Grant Agreement for Project No. 22-022A-1 with the Missouri Highways and Transportation Commission, in the amount not to exceed One Hundred Fifty Thousand Dollars and Zero cents (\$150,000.00).
2. The City commits local matching funds not to exceed Sixteen Thousand Six Hundred Sixty-Six Dollars and Zero cents (\$16,666.00).
3. All ordinances or parts of ordinances therefore enacted which are in conflict herewith are hereby repealed.
4. This ordinance shall be in full force and effect from and after the date of its passage and approval.

Read both times and passed this 19th day of March, 2024.



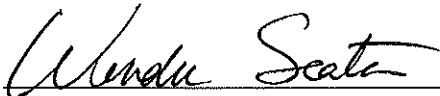
Carla Moberly, Presiding Officer

ATTEST:

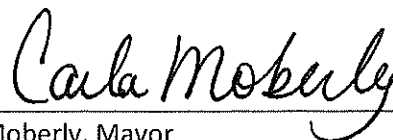
Ayes 6 - Gene Henry, Cameron Jackson, Austin Jones, Shelley Nelson,
Stacia Wilson

Nays 0

Absent 2 – Roger House (present via phone), Martha Nichols and
Debbie Smith



Wendee Seaton, City Clerk



Carla Moberly, Mayor

CCO Form: MO18
Approved: 05/94 (MLH)
Revised: 08/23 (MWH)
Modified:

Sponsor: City of Clinton
Project No. 22-022A-1

CFDA Number: CFDA #20.106
CFDA Title: Airport Improvement Program
Federal Agency: Federal Aviation Administration, Department of Transportation

**MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION
AMENDMENT TO STATE BLOCK GRANT AGREEMENT**

AMENDMENT #1

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

WITNESSETH:

WHEREAS, the parties entered into an Agreement executed by the Sponsor on May 30, 2023, and executed by the Commission on May 30, 2023, (hereinafter, "Original Agreement") under which the Commission granted the sum not to exceed Forty Four Thousand Nine Hundred Forty-Six Dollars (\$44,946) to the Sponsor to assist with Reseal And Remark Runway 18/36 And Taxiway B; and

WHEREAS, the Commission previously approved funds for Reseal And Remark Runway 18/36 And Taxiway B; and

WHEREAS, the level of funding originally approved is not sufficient to cover the costs associated with Reseal And Remark Runway 18/36 And Taxiway B.

WHEREAS, the Commission has sufficient funds to increase the grant amount for Reseal And Remark Runway 18/36 And Taxiway B.

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

(1) ADDITIONAL GRANT: The Commission grants to the Sponsor an additional sum not to exceed One Hundred Fifty Thousand Dollars (\$150,000) for Reseal And Remark Runway 18/36 And Taxiway B subject to the following conditions:

(A) The Sponsor shall provide matching funds of not less than Sixteen Thousand Six Hundred Sixty-Six Dollars (\$16,666) toward the project in addition to those previously committed by the Sponsor in the Original Agreement.

(B) The project will be carried out in accordance with the assurances

(Exhibit 1) given by the Sponsor to the Commission as specified in the Original Agreement.

(C) This Amendment shall expire and the Commission shall not be obligated to pay any part of the costs of the project unless this grant amendment has been executed by the Sponsor on or before April 30, 2024, or such subsequent date as may be prescribed in writing by the Commission.

(D) Based upon the revised project schedule, the original project time period of December 31, 2023 will be extended to December 31, 2024, to allow for completion of the work. Paragraph (2) of the Original Agreement is hereby amended accordingly.

(E) All other terms and conditions of the Original Agreement entered into between the parties shall remain in full force and effect.

[Remainder of Page Intentionally Left Blank]

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

Executed by Sponsor on 2024-04-17 | 1:40 PM CDT (date).

Executed by Commission on 2024-04-19 | 1:44 PM CDT (date).

MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION

CITY OF CLINTON

By: DocuSigned by: Eric E. Schroeter
5F8CCFE9B29E499...
Assistant Chief Engineer
Title: _____

By: DocuSigned by: Carla Moberly
65376ED3930140D...
Mayor
Title: _____

Attest:

Attest:

DocuSigned by: Brenda H. Hester
A4666CD7998249B...

By: DocuSigned by: Wendee Seaton
65376ED3930140D...

Secretary to the Commission

Title: city Clerk

Approved as to Form:

Approved as to Form:

DocuSigned by: Megan L. Waters-Hamblin
BA34EE9EF9E5407...
Commission Counsel

By: DocuSigned by: Douglas B. Harris
663E402AC90C454...
City Attorney
Title: _____

Ordinance No.: _____
(if applicable)

CERTIFICATE OF SPONSOR'S ATTORNEY

Douglas B. Harris

I, _____, acting as attorney for the Sponsor do hereby certify that in my opinion the Sponsor is empowered to enter into the foregoing grant Agreement under the laws of the State of Missouri. Further, I have examined the foregoing grant Agreement and the actions taken by said Sponsor and Sponsor's official representative have been duly authorized and that the execution thereof is in all respects due and proper and in accordance with the laws of the said state and the Airport and Airway Improvement Act of 1982, as amended. In addition, for grants involving projects to be carried out on property not owned by the Sponsor, there are no legal impediments that will prevent full performance by the Sponsor. Further, it is my opinion that the said grant constitutes a legal and binding obligation of the Sponsor in accordance with the terms thereof.

CITY OF CLINTON

Douglas B. Harris

Name of Sponsor's Attorney (typed)

Douglas B. Harris
603E402AC38C454...

Signature of Sponsor's Attorney

2024-04-17 | 12:04 PM PDT

Date _____