

RESOLUTION NO. 4041

A RESOLUTION APPROVING A CONTRACT AMENDMENT FOR TERM AND BUDGET BETWEEN THE CITY OF MILES CITY AND THE MONTANA DEPARTMENT OF COMMERCE FOR CONTRACT RELATED TO THE DEVELOPMENT OF A TRANSPORTATION PLAN FOR MILES CITY.

WHEREAS, the City of Miles City and the Montana Department of Commerce entered into a Community Development Block Grant contract #MT-CDBG-15PL-09A pertaining to the development of a transportation plan for the City of Miles City, and desire to amend the same regarding term and project budget, in the format attached hereto in Exhibit "A";

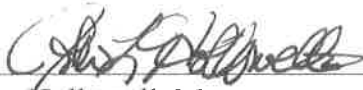
AND WHEREAS, the City Council finds that such amendment is in the best interests of the City to allow for completion of such project;

NOW THEREFORE, IT IS RESOLVED BY THE CITY COUNCIL OF THE CITY OF MILES CITY, MONTANA AS FOLLOWS:

1. The "Montana Department of Commerce Contract Amendment #MT-CDBG-15PL-09A" attached hereto as Exhibit "A", and made a part hereof, is hereby approved and adopted by the Council;


2. The Mayor of the City of Miles City is hereby empowered and authorized to execute said Agreement on behalf of the City of Miles City and to bind the City of Miles City thereto.

SAID RESOLUTION FINALLY PASSED AND ADOPTED BY A DULY CONSTITUTED QUORUM OF THE CITY COUNCIL OF THE CITY OF MILES CITY, MONTANA, THIS 14th DAY OF MARCH, 2017.



John Hollowell, Mayor

ATTEST:



Lorrie Pearce, City Clerk

**MONTANA DEPARTMENT OF COMMERCE
CONTRACT AMENDMENT # MT-CDBG-15PL-09A
CITY OF MILES CITY**

This Contract Amendment is entered into by and between the City of Miles City, Montana, (the Grantee), and the Montana Department of Commerce, located at 301 South Park, Helena, Montana (the Department).

The Grantee and the Department mutually agree to amend Contract #MT-CDBG-15PL-09 (the Contract), executed by them on January 27, 2016, as follows:

I. Section 5 of the Contract is amended to read:

EFFECTIVE DATE AND TIME OF PERFORMANCE:

- (a) This Contract shall take effect upon execution by the parties and will terminate on June 30, 2017, or upon approval of Grantee's Project Completion Report, whichever is earlier, unless terminated earlier in accordance with the terms of this Contract.
- (b) All authorized expenses to be reimbursed must be incurred by the Grantee between October 7, 2015 and June 30, 2017. All requests for reimbursement must be submitted to the Department within 60 days after the Department's approval of the Grantee's Project Completion Report.
- (c) The activities to be performed by the Grantee will be completed according to the implementation schedule set forth in Exhibit A. The Grantee may modify the implementation schedule set forth in Exhibit A only upon obtaining the prior written approval of the Department.
- (d) The Department may grant a Contract extension upon request by the Grantee if the Department determines, in its sole discretion, that the Grantee has demonstrated progress toward completion of the Project, has engaged in a good faith effort to comply with the duties, terms, and conditions of this Contract, and that the failure to comply with any of those services, duties, terms, or conditions resulted from circumstances beyond the Grantee's control. A written request for an extension must be submitted at least 30 days prior to the termination date of the Contract.

2. Section 7 of the Contract is amended to read:

BUDGET:

- (a) The total amount to be awarded to the Grantee under this Contract will not exceed \$20,100.

EXHIBIT A
 CDBG PLANNING GRANT
 PROJECT IMPLEMENTATION SCHEDULE
 CONTRACT AMENDMENT #MT-CDBG-I5PL-09A
 CITY OF MILES CITY

TASK	MONTH
PROJECT START UP	
Preparation of MDOC Contract	December 2015
PROCUREMENT OF PROFESSIONAL ASSISTANCE ¹	
Submit Request for Proposals (RFP) to DOC for approval, if required ²	
Publish RFP	January 2016
Select professional	January 2016
Execute agreement with professional	February 2016
PROJECT IMPLEMENTATION	
Prepare draft plan/report	November 2016
Submit draft plan/report and interim Request for Funds	November 2016
Public review and comment	Feb - March 2017
Finalize plan/report	May 2017
PROJECT CLOSEOUT	
Submit final deliverable	May 2017
Submit final Request for Funds and Project Completion Report	June 2017

¹ Including professional engineers, architects, and community development consultants, etc.

² Architectural and engineering services must be procured in compliance with Section 18-8-201, MCA.