

RESOLUTION NO. 4023

A RESOLUTION APPROVING AN AMENDMENT TO THE MILES CITY AREA TRANSPORTATION PLAN SUBRECIPIENT AGREEMENT EXTENDING TERM OF AGREEMENT.


WHEREAS, the City of Miles City and the Montana Department of Transportation entered into a funding agreement related to the Miles City Area Transportation Plan on April 2, 2015, which is still in the process of being developed;

AND WHEREAS, the parties desire to extend the term of such agreement to ensure that completion occurs within the contract period;

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


1. "Amendment 1 to the Miles City Area Transportation Plan Subrecipient Funding Agreement Between The Montana Department of Transportation and The City of Miles City," 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 27th DAY OF DECEMBER, 2016.



John Hollowell, Mayor

ATTEST:



Lorrie Pearce, City Clerk

AMENDMENT II TO THE
MILES CITY AREA TRANSPORTATION PLAN
SUBRECIPIENT FUNDING AGREEMENT
BETWEEN

THE MONTANA DEPARTMENT OF
TRANSPORTATION AND
THE CITY OF MILES CITY

The City of Miles City (SUBRECIPIENT) and the Montana Department of Transportation (DEPARTMENT) do hereby agree and acknowledge that the Miles City Area Transportation Plan Update Funding Agreement entered into April 1, 2015, is amended as follows:


Section 2, Time of Performance The term of this agreement is extended to twenty-four (24) months unless terminated before this date as provided in Section 10 of the initial agreement.

This change is necessary to accommodate an extended schedule and does not affect agreed upon funding or scope.

The agreement between the LOCAL AUTHORITIES and DEPARTMENT executed on April 1, 2015, and as amended herein, constitutes the entire agreement between the parties and no statements, promises, or inducements made by either party, or agents of either party, which are not contained in written agreement, shall be binding or valid.

WITNESS WHEREOF, the parties have caused this agreement to be executed.

CITY OF MILES CITY

By: 
Mayor
City of Miles City

Date: Jan. 3, 2016

STATE OF MONTANA - DEPARTMENT OF TRANSPORTATION

By: 
Transportation Planning Division

Date: 1/13, 2016

Approved for Legal Content:

By: 
Department Legal Services

Date: 12/16, 2016