

RESOLUTION NO. 4451

A RESOLUTION AUTHORIZING THE CITY OF MILES CITY TO ENTER INTO A MONTANA DEPARTMENT OF COMMERCE COAL BOARD CONTRACT AMENDMENT FOR GRANT FUNDING RELATING TO THE FRANK WILEY FIELD MILES CITY AIRPORT IMPROVEMENT PROJECT.

WHEREAS, the City of Miles City has been awarded and entered into a Montana Department of Commerce Coal Board grant to be used for the Frank Wiley Field Miles City Airport Improvement Project;

AND WHEREAS, the terms of said grant award are set forth in Montana Department of Commerce Coal Board Contract #MT-CB-CG-21-0886 and 0886A, and is to be amended to extend applicable dates related to said award;

NOW THEREFORE BE IT RESOLVED by the City Council of Miles City, Montana, as follows:

1. The “Montana Department of Commerce Coal Board Contract Amendment #MT-CB-CG-21-0886B,” attached hereto as Exhibit “A”, and made a part hereof, is hereby approved and adopted by this 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 bind the City of Miles City thereto; and
3. The Mayor of the City of Miles City is hereby empowered and authorized to execute such further documents as are necessary to carry out the terms of said Agreement and 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, AT A DULY CALLED MEETING THIS 25th DAY OF JANUARY, 2022.

by Kathryn J. Wilcox

John Hollowell, Mayor

ATTEST:

Mary Rowe

Mary Rowe, City Clerk

**MONTANA DEPARTMENT OF COMMERCE
COAL BOARD
CONTRACT AMENDMENT #MT-CB-CG-21-0886B**

This Contract Amendment is entered into by and between Miles City, Montana (the Grantee), and the Montana Coal Board (the Board).

The Grantee and the Department mutually agree to amend Contract # MT-CB-CG-21-0886 executed on June 4, 2020 and MT-CB-CG-21-0886A, executed on June 28, 2021 as follows:

- I. Section 5, EFFECTIVE DATE AND TIME OF PERFORMANCE, is amended to read as follows:

Section 5. EFFECTIVE DATE AND TIME OF PERFORMANCE

- (a) This Contract shall take effect upon execution by the parties and will terminate on September 30, 2023 or upon approval of Grantee's Project completion report by the Department, whichever is later, unless otherwise terminated in accordance with this Contract.
- (b) All authorized expenses to be reimbursed must be incurred by the Grantee between September 12, 2019 and June 30, 2023. All requests for reimbursement must be submitted to the Department within ninety (90) days after June 30, 2023.
- (c) The activities to be performed by the Grantee will be completed according to the implementation schedule set forth in Exhibit A-1. The Grantee may modify the implementation schedule set forth in Exhibit A-1 only with prior written approval of the Department.
- (d) The Department may grant an extension to this Contract 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 sixty (60) days prior to September 30, 2023.

- 2. Exhibits A and A-I have been amended. Please refer to Amended Exhibit A-2, which is attached to the Contract and specifically incorporated herein by this reference. Amended Exhibit A-2 supersedes and replace previous versions of Exhibits A and A-I in their entirety.
- 3. All other provisions of the Contract remain in full force and effect.

CITY OF MILES CITY:

DocuSigned by:

 John Hollowell, Mayor 1/25/2022

 Date

ATTEST:

DocuSigned by:

 Mary Rowe, City Clerk

APPROVED AS TO FORM:

DocuSigned by:

 Dan Rice, Attorney

MONTANA COAL BOARD:

DocuSigned by:

 Pat Lorello, Chair 2/5/2022

 Date

**EXHIBIT A-2
Implementation Schedule**

IMPLEMENTATION SCHEDULE HANGER AT MILES CITY AIRPORT PROJECT													
TASK	QUARTERS 2019				QUARTERS 2020				QUARTERS 2021				
	1 ST	2 ND	3 RD	4 TH	1 ST	2 ND	3 RD	4 TH	1 ST	2 ND	3 RD	4 TH	
<u>PROJECT START-UP</u>													
A. Sign contract with Coal Board				X									
B. Secure approval of other funding					X								
C. Submit progress reports and drawdown request. (Progress reports quarterly if no draws submitted)				X	X	X	X	X	X	X	X	X	X
<u>PROJECT CONSTRUCTION</u>													
A. Engineering Design				X	X								
B. Bid Advertisement/Selection					X								
C. Construction						X	X	X	X	X			
D. Monitor Progress					X	X	X	X	X	X			
E. Final Inspection												2023	
<u>PROJECT CLOSE-OUT</u>													
A. Coal Board administrative staff conduct on-site monitoring of the project.												2023	
B. Submit project completion report.												2023	
C. Include project in audits.												2023	

CDD CONTRACT INFORMATION SHEET

Division staff are required to complete the items in blue print.

Date of Gov. Award Letter: 4/1/2020 Date Met StartUp Conditions: NA
 Contract Number: MT-CB-CG-21-0886B Division: _____
 Contractor's Name: Miles City CDD _____
 Contract Liaison: _____
 Contract Liaison Email: _____
 Approved to Form Name: Dan Rice
 Approved to Form Email: drice@milescity-mt.org Vendor Number: _____
 Contractor (Signee) Name: John Hollowell 23484
 Contractor's Email: mayor@milescity-mt.org
 Contractor's Address: PO Box 910 Begin Date: _____
 Contractor's Address 2: Miles City, MT 59301 6/25/2019
 Attest Name: Mary Rowe
 Attest Email: cityclerk@milescity-mt.org End Date: _____
 Coal Board Chair Name: Pat Lorello 9/30/2023
 Coal Board Chair Email: pat.lorello@mt.gov

Amount: \$275,000
 Organization Number: 601886
 Program Number: 60 Original Contract FY/Biennium: _____
 Contract Type: Grant 2021
 (Standard, Sole Source, Exigency, Term Contract, Lease, MOU, PO, Grant) Funding Source: _____
 Contract Usage: as needed State
 (As Needed, Fixed, No Cost) (State, Federal, Both, Other)

Purpose of this Contract:	CB Construction Grant
Scope & duties of this contract:	Airplane Hangar

Liaison: Rachel Young Program Manager: _____
 Liaison Email: rachel.young@mt.gov Operations Manager: Becky Anseth
 Liaison Phone: 841-2867 Additional Email: _____
 Additional APO Email: _____

Signatures:	DocuSigned by:	Carbon Copies:
Division Administrator	<u>Renee Lemon</u> 1/12/2022	Liaison: <input checked="" type="checkbox"/>
Fiscal Review	<u>Sarah Jordt</u> 1/13/2022	Director (> \$25K): <input checked="" type="checkbox"/>
Legal Counsel	<u>[Signature]</u> 1/14/2022	Deputy Director (<\$25K): <input type="checkbox"/>
Deputy Director	<u>[Signature]</u> 1/14/2022	Perceptive Content <input checked="" type="checkbox"/>
OBPP	<u>[Signature]</u> 1/14/2022	

Certificate Of Completion

Envelope Id: D1B20FF466AE4E4C8774C3A12134AAF0
 Subject: Montana Department of Commerce Contract #MT-CB-CG-21-0886B for Signature
 Source Envelope:
 Document Pages: 4
 Certificate Pages: 6
 AutoNav: Enabled
 Envelopeld Stamping: Enabled
 Time Zone: (UTC-07:00) Mountain Time (US & Canada)

Status: Completed

Envelope Originator:
 Contracts Admin
 PO Box 200501
 301 S. Park Ave
 Helena, MT 596200501
 doccontracts@esign.mt.gov
 IP Address: 161.7.39.7

Record Tracking

Status: Original
 1/11/2022 4:11:32 PM

Holder: Contracts Admin
 doccontracts@esign.mt.gov

Location: DocuSign

Signer Events

Renee Lemon
 Renee.lemon@mt.gov
 Security Level: Email, Account Authentication
 (None)

Signature

DocuSigned by:

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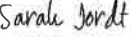
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Sarah Jordt
 sjordt@mt.gov
 Security Level: Email, Account Authentication
 (None)


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Electronic Record and Signature Disclosure:
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Jessica Osterloh
 Jessica.osterloh@mt.gov
 Security Level: Email, Account Authentication
 (None)


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 Signed using mobile

Electronic Record and Signature Disclosure:
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Adam Schafer
 aschafer@mt.gov
 Deputy Director
 Security Level: Email, Account Authentication
 (None)

DocuSigned by:

 84BF4CA01D304EC

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Signer Events

Amy Sassano
 asassano@mt.gov
 Deputy Budget Director
 Security Level: Email, Account Authentication
 (None)

Electronic Record and Signature Disclosure:

Accepted: 1/14/2022 6:38:36 PM
 ID: 69d4c5ef-e06b-4d64-9d58-77bb6f5cea2e

Dan Rice
 drice@milescity-mt.org
 Security Level: Email, Account Authentication
 (None)

Electronic Record and Signature Disclosure:

Accepted: 1/15/2022 10:54:13 AM
 ID: a23f7318-ab73-470a-82ed-d022601c5b0a

John Hollowell
 mayor@milescity-mt.org
 Security Level: Email, Account Authentication
 (None)

Electronic Record and Signature Disclosure:

Accepted: 1/25/2022 1:36:52 PM
 ID: 17962c8b-d3d6-48f0-aa17-541f46011da8

Mary Rowe
 cityclerk@milescity-mt.org
 City Clerk
 City of Miles City
 Security Level: Email, Account Authentication
 (None)

Electronic Record and Signature Disclosure:


Accepted: 6/28/2021 9:52:54 AM
 ID: 9c6b5b97-6f7c-4903-964f-ab5539a95255

Pat Lorello
 pat.lorello@mt.gov
 Security Level: Email, Account Authentication
 (None)

Electronic Record and Signature Disclosure:

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 ID: 580ba0a6-7cea-424f-8b53-14ca81d494dc

Signature

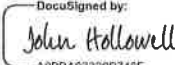
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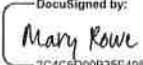
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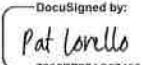
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In Person Signer Events**Signature****Timestamp****Editor Delivery Events****Status****Timestamp****Agent Delivery Events****Status****Timestamp****Intermediary Delivery Events****Status****Timestamp**

Certified Delivery Events	Status	Timestamp
Carbon Copy Events		
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Adam Schafer adam.schafer@mt.gov Deputy Director Security Level: Email, Account Authentication (None) Electronic Record and Signature Disclosure: Accepted: 2/1/2022 4:45:14 PM ID: f37d85c3-0a83-46da-affb-9b77b9e82c97	COPIED	Sent: 2/5/2022 8:08:16 AM
Cyndi Davis CDavis3@mt.gov Payroll and Benefits Accountant Security Level: Email, Account Authentication (None) Electronic Record and Signature Disclosure: Accepted: 2/3/2022 10:09:50 AM ID: 39673d9f-6983-4f2f-9542-bea222080554	COPIED	Sent: 2/5/2022 8:08:16 AM
Witness Events		
Notary Events		
Envelope Summary Events		
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Payment Events		
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Required hardware and software

Operating Systems:	Windows® 2000, Windows® XP, Windows Vista®; Mac OS® X
Browsers:	Final release versions of Internet Explorer® 6.0 or above (Windows only); Mozilla Firefox 2.0 or above (Windows and Mac); Safari™ 3.0 or above (Mac only)
PDF Reader:	Acrobat® or similar software may be required to view and print PDF files
Screen Resolution:	800 x 600 minimum
Enabled Security Settings:	Allow per session cookies

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