

Amendment to Replace Exhibit A and Change Completion Date

Amendment Number: 2

Agreement Number: 160028

Project Identification Number: 123325.00

Federal Project Number: STP/TAP/CRP-M/HIP-9108(48)

State Project Number: 82LPLM-F3-071

THIS AGREEMENT AMENDMENT is made and entered into this _____ day of _____, 20__ by and between the STATE OF TENNESSEE DEPARTMENT OF TRANSPORTATION, an agency of the State of Tennessee (hereinafter called the "Department") and the CITY OF KINGSPORT (hereinafter called the "Agency"), for the purpose of providing an understanding among the parties of their respective obligations related to the management of the project described as:

Main Street from Sullivan Street to Market Street

1. The language of Agreement # 160028 A1 dated April 6, 2021 Exhibit A is hereby deleted in its entirety and replaced with the attached Exhibit A for Amendment 2 .
2. The language of Agreement # 160028 A1 dated April 6, 2021 Section B.2 a) is hereby deleted in its entirety.
3. The following is added as B.2 a) .

B.2 a) The Agency agrees to complete the herein assigned phases of the Project on or before **April 30, 2025**. If the Agency does not complete the herein described phases of the Project within this time period, this Agreement will expire on the last day of scheduled completion as provided in this paragraph unless an extension of the time period is requested by the Agency and granted in writing by the Department prior to the expiration of the Agreement. An extension of the term of this Agreement will be effected through an amendment to the Agreement. Expiration of this Agreement will be considered termination of the Project. The cost of any work performed after the expiration date of the Agreement will not be reimbursed by the Department.

All provisions of the original contract not expressly amended hereby shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have caused this instrument to be executed by their respective authorized officials on the date first above written.

CITY OF KINGSPORT

**STATE OF TENNESSEE
DEPARTMENT OF TRANSPORTATION**

Signature:

Email: patshull@kingsporttn.gov

By

Signature:

Email: TDOT.COMMISSIONER'S.Office@tn.gov

**APPROVED AS TO
FORM AND LEGALITY**

**APPROVED AS TO
FORM AND LEGALITY**

Signature:

Email: bartrowlett@kingsporttn.gov

By

Signature:

Email: TDOT.Legal.Attorneys@tn.gov

ATTESTED BY:

By

Signature:

Email: Daniel.Pallme@tn.gov

Signature:

Email: angiemarshall@kingsporttn.gov

EXHIBIT "A" for AMENDMENT 2

Agreement #: 160028

Project Identification #: 123325.00

Federal Project #: STP/TAP/CRP-M/HIP-9108(48)

State Project #: 82LPLM-F3-071

Project Description: Main Street from Sullivan Street to Market Street: Resurfacing, repairing curb, sidewalk, additions of bulbouts, ADA enhancements, removal of rail siding, diamond grinding, and specific areas of subgrade repair and rebuild.

Change in Cost: Cost hereunder is controlled by the figures shown in the TIP and any amendments, adjustments or changes thereto.

Type of Work: Resurfacing

Phase	Funding Source	Fed %	State %	Local %	Estimated Cost
PE-NEPA	STBG-L	80	0	20	\$200,500.00
PE-DESIGN	STBG-L	80	0	20	\$611,970.00
RIGHT-OF-WAY	STBG-L	80	0	20	\$100,000.00
CONSTRUCTION	STBG-L	80	0	20	\$15,539,388.00
CONSTRUCTION	LOCAL	0	0	100	\$1,680,948.00
CONSTRUCTION	HIP-CL	100	0	0	\$611,612.00
CONSTRUCTION	TAP-S	80	0	20	\$895,000.00
CONSTRUCTION	CRP	80	0	20	\$1,356,300.00
CEI	STBG-L	80	0	20	\$660,000.00
TDOT ES	STBG-L	80	0	20	\$66,000.00

Ineligible Cost: One hundred percent (100%) of the actual cost will be paid from Agency funds if the use of said state or federal funds is ruled ineligible at any time by the Federal Highway Administration.

Legislative Authority: HIP: 23 U.S.C. Section 133 (b)(1) and (b)(4) Highway Infrastructure Program funds allocated or subject to allocation to the Agency; CRP: 23 U.S.C, Section 175, Carbon Reduction Program ; STBG: 23 U.S.C.A., Section 133, Surface Transportation Block Grant Program funds allocated or subject to allocation to the Agency; TAP: FAST Act § 1109;23 U.S.C. 133(h).

TDOT Engineering Services (TDOT ES): In order to comply with all federal and state laws, rules, and regulations, the TDOT Engineering Services line item in Exhibit A is placed there to ensure that TDOT's expenses associated with the project during construction are covered.

Amendment TIP

For federal funds included in this contract, the CFDA Number is 20.205, Highway Planning and Construction funding provided through an allocation from the US Department of Transportation.

