

Amendment Number: 1
Agreement Number: 200308
Project Identification Number: 131049.00
Federal Project Number: STP-M-9108(52)
State Project Number: 82LPLM-F3-100

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 between the parties of their respective obligations related to the management of the project described as:

Brickyard Park Bicycle-Pedestrian Bridge

1. The language of Agreement # 200308 dated February 9, 2021, termini is deleted in its entirety and replaced with the following:

Brickyard Park Bicycle-Pedestrian Bridge, Cherokee Street at CSX Railroad

2. Exhibit A for Agreement # 200308 dated February 9, 2021, is hereby deleted in its entirety and replaced with the attached Exhibit A for Amendment 1.
3. The language of Agreement # 200308 dated February 9, 2021 Section B.2a is hereby deleted in its entirety.
4. The following is added as B.2a.

a) The Agency shall complete the herein assigned phases of the Project on or before **January 31, 2028**. The Department shall have no obligation to reimburse the Agency for expenditures after the aforesaid completion date. An extension of the aforesaid completion date of this Agreement may on be effected by a written amendment to the Agreement, which has been executed and approved by the appropriate parties as indicated on the signature page of this Agreement. Otherwise, without an extension of the aforesaid completion date of this Agreement, the Department shall have no obligation to reimburse the Agency for expenditures after the aforesaid completion date.

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

EXHIBIT "A" for AMENDMENT 1

Agreement #: 200308

Project Identification #: 131049.00

Federal Project #: STP-M-9108(52)

State Project #: 82LPLM-F3-100

Project Description: Brickyard Park Bicycle-Pedestrian Bridge, Cherokee Street at CSX Railroad. This project will construct a pedestrian bridge over the CSX Railroad at Centennial Park connecting downtown Kingsport to the Brickyard Park development. Railroad tracks separate downtown Kingsport from the Brickyard Park area and Riverview neighborhood. The new pedestrian bridge will provide a much safer route of travel between downtown Kingsport and the Brickyard Park and Riverview neighborhood by eliminating the current at-grade crossing.

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

Type of Work: Bicyclesand Pedestrian Facility

Phase	Funding Source	Fed %	State %	Local %	Estimated Cost
PE-NEPA	STBG-L	80	0	20	\$82,121.00
PE-DESIGN	STBG-L	80	0	20	\$415,000.00
RIGHT-OF-WAY	STBG-L	80	0	20	\$125,000.00
CONSTRUCTION	TAP-S	75	0	25	\$3,115,000.00
CEI	TAP-S	75	0	25	\$350,000.00
TDOT ES	TAP-S	75	0	25	\$35,000.00

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: 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.

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.