

CCO FORM: FS12  
Approved: 10/97 (BDG)  
Revised: 01/15 (MWH)  
Modified:

Boone County  
City of Columbia  
Multiple Projects

CFDA Number: CFDA #20.205  
CFDA Title: Highway Planning and Construction  
Award name/number: CPP-9999(501), CPP-9999(502), CPP-9999(503) and other federal numbers to be assigned  
Award Year: FY 2006-FY 2019  
Federal Agency: Federal Highway Administration, Department of Transportation

**MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION  
NONMOTORIZED PILOT PROJECT IN COLUMBIA  
THIRD SUPPLEMENTAL AGREEMENT**

THIS SUPPLEMENTAL AGREEMENT is entered into by the Missouri Highways and Transportation Commission (hereinafter, "Commission") and the City of Columbia (hereinafter, "City").

WITNESSETH:

WHEREAS, on July 27, 2006, the Commission and the City previously entered into a Non-Motorized Pilot Project Program Agreement as to public improvements designated as CPP-9999(501), for the construction of intersection improvements, (hereinafter, "Original Agreement"); and

WHEREAS, on April 11, 2007 and May 22, 2012, the Commission and the City previously entered into a Supplemental Agreement #1 and Supplemental Agreement #2 respectively revising the Original Agreement (hereinafter, Supplemental Agreement #1 and Supplemental Agreement #2 are referred to collectively as, "Supplemental Agreements"); and

WHEREAS, the Commission and the City now desire to revise the Original Agreement and Supplemental Agreements.

NOW, THEREFORE, in consideration of the mutual covenants, promises and representations contained herein, the parties agree as follows:

(1) REVISION: Paragraph (14)(A) of the Original Agreement and Supplemental Agreements is removed and replaced with the following:

(A) Any federal funds for non-motorized transportation pilot program activities shall only be available for reimbursement of eligible costs, which have been

incurred by the City. Eligible activities include design, construction, consultant services, and services performed by the City as described in Exhibit A, with approval by the Commission. **Any costs incurred by the City prior to authorization from FHWA and notification to proceed from the Commission are not reimbursable costs.** The ration for federal reimbursement of eligible costs for the herein improvements is **100%** up to a maximum of **\$28,365,396**, covering the funding period of FY 2006 through FY 2019. The funding is further subject to any federal rescissions, lop-offs and the annual obligation limitation. Any costs for these improvements which exceed federal reimbursement shall be the sole responsibility of the City. The Commission shall not be responsible for any costs associated with these improvements unless specifically identified in the Agreement or subsequent amendments.

(2) ORIGINAL AGREEMENT: Except as otherwise modified, amended, or supplemented by this Supplemental Agreement, the Original Agreement and all previous Supplemental Agreements between the parties shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have entered into this Agreement on the date last written below.

Executed by the City this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Executed by the Commission this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

MISSOURI HIGHWAYS AND  
TRANSPORTATION COMMISSION

CITY OF COLUMBIA

\_\_\_\_\_  
Title: \_\_\_\_\_

By \_\_\_\_\_  
Mike Matthes  
Title: City Manager

ATTEST:  
  
\_\_\_\_\_  
Secretary to the Commission

ATTEST:  
  
By \_\_\_\_\_  
Sheela Amin  
Title: City Clerk

Approved as to Form:  
  
\_\_\_\_\_  
Commission Counsel

Approved as to Form:  
  
\_\_\_\_\_  
Nancy Thompson  
Title: City Counselor

Ordinance No.: \_\_\_\_\_