

BILL NO. 3151

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A SECOND AMENDMENT TO THE PUBLIC TRANSIT PLANNING GRANT AGREEMENT WITH THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION**

**WHEREAS**, the City of Branson desires an Alternatives Analysis Study to evaluate mass transit options.

**WHEREAS**, the Missouri Highway and Transportation Commission agrees to provide additional time for the completion of the original grant agreement project.

**BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF BRANSON, AS FOLLOWS:**

**Section 1:** The Mayor is authorized to execute an amendment to the Public Transit Planning Grant Agreement and all necessary assurances, on behalf of the City of Branson, a municipal corporation, with the Missouri Highway and Transportation Commission, for the Branson Alternatives Analysis Study.

**Section 2:** This ordinance shall be in full force and effect upon and after its passage and approval.

Read, this first time on this \_\_\_\_ day of \_\_\_\_\_, 2005.

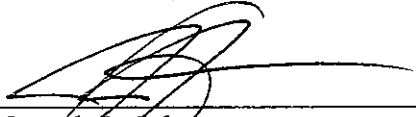
Read, this second time, passed and truly agreed to by the Board of Aldermen of City of Branson, Missouri this \_\_\_\_ day of \_\_\_\_\_, 2005.

\_\_\_\_\_  
Louis E. Schaefer, Mayor

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Lisa K. Westfall  
City Clerk

  
\_\_\_\_\_  
Joseph L. Johnson  
City Attorney

CCO Form: TC3A  
Approved: 9/96 (RMH)  
Revised: 8/01 (BDG)  
Modified: 01/03 (BDG)

Project No. MO-26-0005

**SECOND AMENDMENT TO THE MISSOURI HIGHWAYS AND  
TRANSPORTATION COMMISSION PUBLIC TRANSIT PLANNING GRANT  
AGREEMENT**

THIS AMENDMENT is entered into by the Missouri Highways and Transportation Commission (hereinafter, "Commission") and the **City of Branson** (hereinafter, "Grantee"), pursuant to the terms of a 5314 Planning Grant Agreement between these said parties executed by the Grantee on July 10, 2000, and by the Commission on August 22, 2002.

WITNESSETH:

WHEREAS, the parties previously entered into a 5314 Planning Grant Agreement (hereinafter referred to as the "Agreement"). This Agreement provided financial assistance to the Grantee for providing transportation services in the form of a grant of funds made available to the Commission under Chapter 53 of title 49 U.S.C. 5314; and

WHEREAS, the parties to the Agreement have additionally agreed to formally amend this Agreement and to be bound by the terms contained in the previous Agreement; and

WHEREAS, in this 2<sup>nd</sup> Amendment to the Agreement, the Commission agrees to provide additional time to the Grantee for the completion of the original grant agreement project for the Grantee's general public transportation services.

NOW, THEREFORE, it is agreed that the said Agreement shall be amended as follows:

(1) PROJECT TIME PERIOD: Paragraph 8 of the Agreement is amended to increase the project period to **December 31, 2006**.

(2) ALL TERMS OF THE AGREEMENT TO REMAIN EFFECTIVE: The parties agree that all other terms of the Agreement entered into by the parties on August 22, 2000, are to remain effective between the parties. The parties agree to be bound by the terms of the Agreement.

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

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

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

MISSOURI HIGHWAYS AND  
TRANSPORTATION COMMISSION

CITY OF BRANSON

\_\_\_\_\_  
Title \_\_\_\_\_

By \_\_\_\_\_  
Title \_\_\_\_\_

Attest:

Attest:

\_\_\_\_\_  
Secretary to the Commission

By \_\_\_\_\_  
Title \_\_\_\_\_

Approved as to Form:

\_\_\_\_\_  
Counsel for the Commission

j:\contract\mo\transit\tc2b