RESOLUTION NO. 030816 1 2 PASSED January 12, 2004 3 4 5 A resolution of the City of Gainesville, Florida, accepting amendment 6 number 1 to grant from Department of Transportation, Federal Aviation 7 Administration, and authorizing execution by the Mayor and Clerk of the 8 Commission on behalf of the City of Gainesville; and providing an immediate 9 effective date. 10 11 12 WHEREAS, on September 9, 2003, the City of Gainesville and the Gainesville Alachua 13 County Regional Airport Authority accepted FAA Grant Agreement number 3-12-0028-020-14 2003; and 15 WHEREAS, the FAA has drafted Amendment Number 1 to the FAA Grant Agreement 16 to extend the time for acceptance of bids for the project; and 17 WHEREAS, on January 15, 2004, the Gainesville-Alachua County Regional Airport 18 19 Authority is expected to approve Amendment Number 1 to the Grant Agreement; and WHEREAS, for the purpose of receiving Federal Grant Funds, the FAA requires that the 20 City of Gainesville and the Gainesville-Alachua County Regional Airport Authority both 21 approve the Grant Amendment and the Gainesville-Alachua County Regional Airport Authority 22 has requested that the City of Gainesville approve said Grant Amendment; 23 NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE 24 CITY OF GAINESVILLE, FLORIDA: 25 26 Section 1. The City of Gainesville shall enter into Amendment No. 1 to Grant Agreement for Project 3-12-0028-020-2003, for the purpose of obtaining Federal aid in the 27 development/operation of the Gainesville Regional Airport under Project No. 3-12-0028-020-28 2003 that is to be implemented, constructed, and operated by the Gainesville-Alachua County 29

Regional Airport Authority in accordance with Chapter 95-457, Laws of Florida, and that such Amendment to the Grant Agreement shall hereby be made a part hereof. 2 **Section 2.** The City of Gainesville does hereby ratify and adopt all statements, 3 representations, warranties, covenants, and agreements contained in the Amendment Number 1 4 to the FAA Grant Agreement, and incorporated material referred to in the said Amendment, and 5 by such acceptance, and in reliance upon the Gainesville-Alachua County Regional Airport 6 Authority's Chief Executive Officer's assurances that the Gainesville-Alachua County Regional 7 Airport Authority agrees to abide by all of the terms and conditions of Amendment Number 1 to 8 9 the Grant Agreement, does agree to all of the terms and conditions thereof. Section 3. That Thomas D. Bussing, Mayor, is hereby authorized and directed to execute 10 the said Amendment #1 to Grant Agreement for Project number 3-12-0028-020-2003, on behalf 11 12 of the City of Gainesville and Kurt M. Lannon, Clerk of the Commission, is hereby authorized and directed to impress the official seal of the City of Gainesville and to attest said execution. 13 **Section 4.** This resolution shall take effect immediately upon adoption. 14 Passed and adopted this 12 day of January, 2004. 15 16 17 18 19 MAYOR 20 21 Approved as to form and legality 22 ATTEST: 23 24 25 26 CLERK OF THE COMMISSION CITY ATTORNEY

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ORLANDO AIRPORTS DISTRICT OFFICE

5950 Hazeltine National Dr., Suite 400 Orlando, Florida 32822-5024

Phone: (407) 812-6331 Fax: (407) 812-6978

December 18, 2003

Mr. Richard Crider, A.A.E. Director of Aviation Gainesville Regional Airport 3400 N.E. 39th Avenue, Suite A Gainesville, Florida 32609

Dear Mr. Crider:

RE:

Gainesville Regional Airport; Gainesville, Florida

AIP No. 3-12-0028-020-2003

Amendment No. 1

Amend Special Condition No. 1

Enclosed are the original and two (2) copies of Amendment No. 1 to the Grant Agreement for AIP Project No. 3-12-0028-020-2003 at Gainesville Regional Airport. This Amendment amends Special Condition No. 1 to extend the period of time necessary to receive bids on the work described in the grant description.

Once the authorized official has executed the Amendment, the attorney for the City of Gainesville and the attorney for the Gainesville – Alachua County Regional Airport Authority must certify that the sponsors' acceptance complies with local and state law and constitutes a legal and binding obligation on the part of the sponsor.

If the terms of this Amendment are satisfactory, please execute not later than January 19, 2004, and return the original and one executed copy to this office. The remaining copy is for your files.

Sincerely,

W. Dean Stringer

Manager

2 Enclosures

cc: Roland Luster, FDOT/2

ASO-22B

bcc:

Janet Brumbaugh

UNITED STATES OF AMERICA FEDERAL AVIATION ADMINISTRATION

AMENDMENT NO. 1 TO GRANT AGREEMENT FOR PROJECT NO. 3-12-0028-020-2003

WHEREAS, the Federal Aviation Administration (hereinafter referred to as the "FAA") has determined it to be in the interest of the United States that the Grant Agreement between the FAA, acting for, and on behalf of the United States, and the City of Gainesville and the Gainesville – Alachua County Regional Airport Authority (hereinafter referred to as the "Sponsors"), accepted by said Sponsors on the day of be amended as hereinafter provided:
NOW THEREFORE, WITNESSETH:
That in consideration of the benefits to accrue to the parties hereto, the FAA on behalf of the United States, on the one part, and the Sponsors on the other part, do hereby mutually agree to amend Special Condition No. 1 of the grant agreement as follows:
It is understood and agreed by and between the parties hereto that this Grant Offer is made and accepted based on estimates for the rehabilitation of Runway 10/28, and the parties hereby covenant and agree that within 240 days from the date of acceptance of this Grant Offer, the Sponsor shall receive bids for the rehabilitation of Runway 10/28 contained within the grant description.
It is understood and agreed that all of the other terms and conditions of the Grant Agreement remain in full force and effect and are not changed except as hereinabove provided.
The United States shall not be obligated under any provision hereof unless this Amendment has been accepted by the Sponsors on or before January 19, 2004, or such subsequent date as may be prescribed in writing by the FAA.
IN WITNESS WHEREOF, the parties hereto have caused this Amendment to said Grant Agreement to be duly executed as of the day of, 20
UNITED STATES OF AMERICA FEDERAL AVIATION APMINISTRATION

Manager, Orlando Airports District Office

ACCEPTED (CITY):	Signature:		
	Typed Name:		
	Title:		
(SEAL)			
Attest:			
Title:			
CERTIFICATE OF CITY'S ATTORN	EY		
I,, ad	cting as Attorney for t	he City do hereby certify:	
That I have examined the foregoin proceedings taken by said Sponsor said Sponsor has been duly authoraccordance with the laws of the Statement Amendment to the Grant Agreement Sponsor in accordance with the term	relating thereto, and orized and is in all ate of Florida, and funt constitutes a legal	find the execution thereof by respects due and proper in rther that, in my opinion, said	
Dated at this _	day of	, 20	
	(Signature of	City's Attorney)	

ACCEPTED (AUTHORITY):		
,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	Signature:	
	Typed Name:	······································
	Title:	
(SEAL)		
Attest:	·	
Title:		
CERTIFICATE OF AUTHORITY		ithority do hereby certify:
That I have examined the fore proceedings taken by said Sporsaid Sponsor has been duly a accordance with the laws of the Amendment to the Grant Agree Sponsor in accordance with the t	egoing Amendment to the Grasor relating thereto, and find authorized and is in all respectate of Florida, and further ment constitutes a legal and	rant Agreement and the the execution thereof by ects due and proper in that, in my opinion, said
Dated at th	nis day of	, 20
	(Signature of Autho	erity's Attorney)



December 31, 2003

Mr. Charles L. Hauck
Sr. Assistant City Attorney - Box 46
City of Gainesville
200 E. University Avenue
Gainesville, FL 32602

Dear Mr. Hauck,

On September 9, 2003, the City of Gainesville and the Gainesville - Alachua County Regional Airport Authority accepted U.S.DOT FAA Grant #3-12-0028-020-2003 in the amount of \$5,175,412 for the rehabilitation of Runway 10-28. A special condition of the Grant Offer is that within 120 days of accepting the grant, GACRAA would receive bids for the rehabilitation project.

The FAA has granted, via Amendment No. 1, an extension of 120 days for receiving bids for the project. The special condition is amended to read 240 days from the date of the acceptance of the Grant Offer.

I respectfully request that the City Commission consider approval of Amendment No. 1 at its January 12, 2004 meeting. Amendment No. 1 will be considered by GACRAA at its next regular meeting on Thursday, January 15, 2004. This approval timeline will allow us to meet the stated FAA deadline of January 19, 2004 for executing Amendment No. 1.

On behalf of the Gainesville-Alachua County Regional Airport Authority, I am confirming that the Authority ratifies and adopts all statements, representations, warranties, covenants, and agreements contained in the amended grant offer and by acceptance agrees to abide by all terms and conditions of Amendment Number 1 to the Grant Agreement.

Respectfully submitted,

Richard S. Crider, A.A.E. Chief Executive Officer