

RESOLUTION NO. 2713

A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AMENDMENT NUMBER ONE TO THE AIRPORT DEVELOPMENT REIMBURSEMENT GRANT AGREEMENT (E9F15). (GRANT AGREEMENT EXTENSION THROUGH DECEMBER 31, 2013)

WHEREAS, the State of Arizona, Department of Transportation Multimodal Planning Division Aeronautics Group ("ADOT") and the Town of Payson entered into an Airport Development Reimbursement Grant Agreement (E9F15) to finance airport environmental planning ("the Grant Agreement"); and

WHEREAS, ADOT's obligations under the Grant Agreement were scheduled to expire upon earlier of the completion of the planning contemplated by the Grant Agreement or January 31, 2013; and

WHEREAS, the planning contemplated by the Grant Agreement was not completed by January 31, 2013 and ADOT and the Town desire to extend such date to December 31, 2013,

NOW, THEREFORE, THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, DO HEREBY RESOLVE AS FOLLOWS:

Section 1. That Amendment Number One to the Airport Development Reimbursement Grant Agreement (E9F15) between the Town of Payson and the State of Arizona, Department of Transportation Multimodal Planning Division Aeronautics Group, a copy of which is attached as Exhibit A ("the Amendment"), is approved in substantially the form attached.

Section 2. That Kenny J. Evans, Mayor of the Town of Payson, is authorized to execute the Amendment in substantially the form attached.

Section 3. That the Town of Payson, acting through its Mayor and other appropriate officers, is authorized to take all actions necessary or appropriate to carrying out the terms of this Resolution and the Amendment.

PASSED AND ADOPTED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON this ____ day of _____, 2013, by the following vote:

AYES ____ NOES ____ ABSTENTIONS ____ ABSENT ____

Kenny J. Evans, Mayor

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ATTEST:

Silvia Smith, Town Clerk

APPROVED AS TO FORM:



Timothy M. Wright, Town Attorney

**EXHIBIT A
TO
RESOLUTION 2713**

**Arizona Department of Transportation
Multimodal Planning Division
Aeronautics Group**

Airport Development Reimbursable Grant Agreement

Amendment Number One

AMENDMENT to the Airport Development Reimbursable Grant Agreement E9F15 dated May 13, 2009, between the STATE OF ARIZONA, acting by and through its DEPARTMENT OF TRANSPORTATION, through its Multimodal Planning Division (the "State") and the Town of Payson, a political subdivision of the State of Arizona ("the Sponsor").

AGREEMENT

The Airport Development Agreement dated May 13, 2009, is amended as follows:

1. Paragraph 4 of the Obligations is replaced by the following:

The State's obligation to provide funds hereunder expires upon completion of the efforts required herein or **December 31, 2013**, whichever is earlier.

2. All other provisions of the Airport Development Agreement remain applicable and unchanged except as herein modified.
3. This Airport Development Agreement Amendment is effective upon the signature of the representative of the State.

IN WITNESS WHEREOF, the parties hereto have caused this agreement to be executed by their duly authorized respective officers.

STATE:

State of Arizona
Department of Transportation
Multimodal Planning Division

SPONSOR:

Town of Payson
Payson Airport

By: _____

Title: Joseph S. Omer, Director

Date: _____

Signature: _____

Title: _____

Date: _____

WITNESSED BY:

Signature: _____

Print Name: _____

Date: _____

WITNESSED BY:

Signature: _____

Print Name: _____

Date: _____