

SUPPLEMENTAL AGREEMENT NO. 4

CITY OF LINCOLN
STATE OF NEBRASKA, DEPARTMENT OF ROADS
PROJECT NO. EACNH-STPAA-34-6(124), STATE CONTROL NO. 11878
"O" STREET (HIGHWAY US-34), 52ND STREET TO WEDGEWOOD DRIVE
RECONSTRUCT TO SIX-LANE ROADWAY

THIS SUPPLEMENTAL AGREEMENT, made and entered into by and between the City of Lincoln, hereinafter referred to as the "City," and the State of Nebraska, Department of Roads, hereinafter referred to as the "State,"

WITNESSETH:

WHEREAS, the State and City entered into an agreement executed by the City on November 17, 2000, and by the State on December 15, 2000, Supplemental Agreement No. 1 executed by the City on July 12, 2001, and by the State on July 17, 2001, Supplemental Agreement No. 2 executed by the City on December 26, 2001 and by the State on December 31, 2001, and Supplemental Agreement No. 3 executed by the City on August 28, 2002, and by the State on September 6, 2002, that provided for engineering, right-of-way, utility rehabilitation, preliminary construction, construction engineering and funding, and

WHEREAS, it now becomes necessary that the agreement be supplemented to provide additional funding for this project.

NOW THEREFORE, in consideration of these facts, the State and City agree as follows:

SECTION 1. The State will permit the City to use \$924,432 in STPC funds and \$499,188 in CMAQ funds toward eligible right-of-way, nonbetterment utility rehabilitation, construction and construction engineering costs. This funding is 80 percent Federal with 20 percent City match required.

SECTION 2. The City, upon execution of this supplemental agreement, may invoice the State for reimbursement of eligible costs as described in Section 1. The State will make every reasonable effort to reimburse 80 percent of the invoice within 30 days of receipt.

SECTION 3. Except as specifically amended by this Supplemental Agreement, all terms and conditions of the agreement executed by the City on November 17, 2000, and by the State on December 15, 2001, Supplemental Agreement No. 1 executed by the City on July 12, 2001, and by the State on July 17, 2001, Supplemental Agreement No. 2 executed by the City on December 26, 2001, and by the State on December 31, 2001, and Supplemental Agreement No. 3 executed by the City on August 28, 2002, and by the State on September 6, 2002, will remain in full force and effect.

IN WITNESS WHEREOF, the State and City have caused these presents to be executed by their proper officials thereunto duly authorized as of the dates below indicated.

EXECUTED by the City this _____ day of _____, 2003.

WITNESS:

CITY OF LINCOLN

Joan E. Ross

Coleen Seng

City Clerk

Mayor

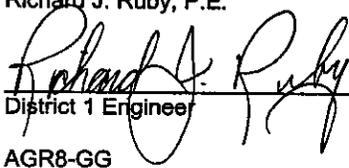
EXECUTED by the State this _____ day of _____, 2003.

STATE OF NEBRASKA
DEPARTMENT OF ROADS
Eldon D. Poppe, P.E.

Roadway Design Engineer

RECOMMENDED:

Richard J. Ruby, P.E.



District 1 Engineer

AGR8-GG