AMENDMENT NO.1 TO CONTRACT NO. 94283

Contract Start Date:	June 15, 2015	Total Contract Amount:	\$ 0.00
Original Contract Expiration Date:	June 15, 2040	Original Contract:	\$ 0.00
Current Contract Expiration Date:	Same	Previous Amendment(s) Total:	\$ 0.00
Requested Contract Expiration Date:		This Amendment:	\$ 0.00

This amendment is by and between the State of Minnesota, through its Commissioner of Department of Natural Resources ("State") and City of Duluth, 411 West First Street, Duluth, MN 55802 ("Contractor").

Recitals

- 1. The State has a contract with the Contractor identified as CFMS Contract Number 94283 ("Original Contract") to provide for the cooperative development and operations of municipal trail connections to the segment of the Willard Munger State Trail, located within the city of Duluth.
- 2. This agreement is being amended to provide for, at the request of the City of Duluth, the opportunity for the City to develop a total of one (1) additional municipal trail connection to the Willard Munger State Trail, within the State Trail right-of-way at no cost to the State.
- 3. The State and the Contractor are willing to amend the Original Contract as stated below.

In this Amendment, changes to pre-existing contract language will use strike though for deletions and underlining for insertions.

Contract Amendment

REVISION 1. "WITNESSETH", paragraph 4, is amended as follows:

WHEREAS, the State and City have determined that providing a municipal trail connections to the Willard Munger State Trail "State Trail" within the City of Duluth and identified as the 93rd Ave. and Clyde Ave. and Becks Road connections and as shown on the Plan attached hereto as **Exhibit B** and **Exhibit D** are of high priority; and

REVISION 2. Clause 1. "STATE DUTIES AND RESPONSIBILITIES" paragraph a., is amended as follows:

a. The State shall permit the City to construct Trail Connections to the Willard Munger State Trail, within the boundaries of the State Trail right-of-way as shown in **Exhibit B** and **Exhibit D**. Boundaries of right-of-way are existing 200' width, 100' on each side of the trail centerline

REVISION 3. Clause II. "CITY DUTIES AND RESPONSIBILITIES", paragraph a., is amended as follows:

a. The City shall design and construct the segment of the Trail Connections as referenced in **Exhibit B** and **Exhibit D**. The proposed Trail Connections shall meet ADA requirements

The Original Contract and any previous Amendments are incorporated into this amendment by reference.

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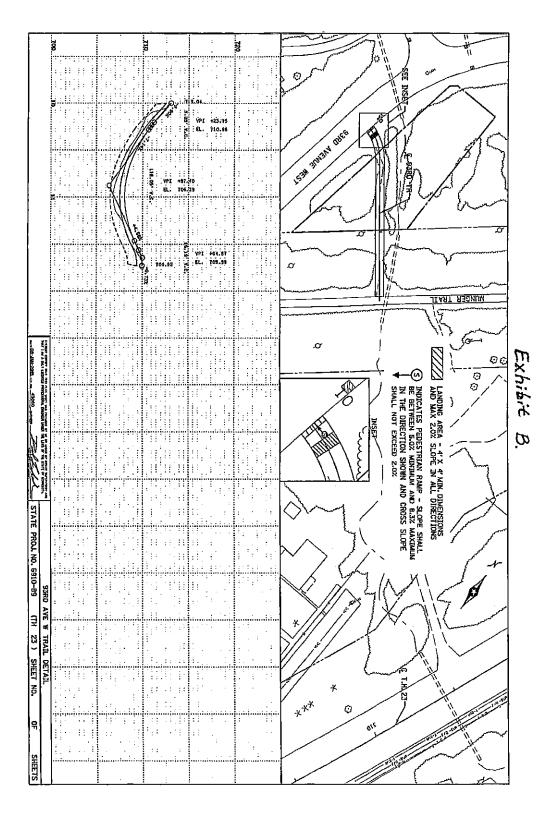
1. STATE ENCUMBRANCE VERIFICATION

Individual certifies that funds have been encumbered as required by Minn. Stat. §§16A.15 and 16C.05. Signed: Date: CFMS Contract No. 45902 2. CONTRACTOR - CITY OF DULUTH The Contractor certifies that the appropriate person(s) have executed the contract on behalf of the Contractor as required by applicable articles, bylaws, resolutions, or ordinances. By: Mayor Date: _ Attest: City Clerk Date: Countersigned: City Auditor Date: Approved as to form: City Attorney

Date:

3. STATE AGENCY

(with delegated authority) Title: Date: 4. COMMISSIONER OF ADMINISTRATION As delegated to Materials Management Division By:	Ву:	
Date: 4. COMMISSIONER OF ADMINISTRATION As delegated to Materials Management Division		(with delegated authority)
4. COMMISSIONER OF ADMINISTRATION As delegated to Materials Management Division	Title:	
As delegated to Materials Management Division	Date:	
· ·	4. COMMI	SSIONER OF ADMINISTRATION
Ву:	As deleg	gated to Materials Management Division
	By:	



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