

**AMENDMENT NUMBER 1
TO AGREEMENT NUMBER 311515**

BACKGROUND:

1. On December 31, 2021, the State of South Dakota, acting by and through its Department of Transportation, referred to in this Amendment as the "STATE," and the City of Rapid City, South Dakota, referred to in this Amendment as the "Sub-Recipient," entered into an agreement for accomplishing the Rapid City Area Metropolitan Transportation Planning Process, which agreement, referred to in this Amendment as the "AGREEMENT," was signed by representatives of each party and assigned Agreement Number 311515 by the STATE; and the parties wish to amend the AGREEMENT.

THE STATE AND THE Sub-Recipient MUTUALLY AGREE AS FOLLOWS:

1. Paragraphs A.1.f., A.1.g., and A.1.h. of the AGREEMENT are revised to read as follows:
 - A. REQUIRED AUDIT PROVISIONS FOR GRANT AWARDS**
 1. FEDERAL AWARD IDENTIFICATION:
 - f. Amount of federal funds obligated to Sub-Recipient by this Agreement: \$697,585.00
 - g. Total amount of federal funds obligated to the Sub-Recipient: \$697,585.00
 - h. Total amount of federal award committed to the Sub-Recipient: \$697,585.00
2. Paragraph A.3.c.i. is amended as follows:
 - c. SCOPE OF PROJECT
 - i. The work to be performed under this Agreement for the Rapid City Metropolitan Transportation Planning Process will be conducted in accordance with the CY 2022 Unified Planning Work Program incorporated in this agreement by reference as **Attachment D**, and the 2022 Unified Planning Work Program Amendment 2022-01, incorporated in and attached to this agreement as **Attachment F**.
3. Paragraphs A.4.a. and A.4.b of the AGREEMENT are revised to read as follows:
 4. BASIS FOR SUBAWARD AMOUNT:
 - a. The maximum limiting amount will not exceed Six Hundred Ninety-Seven Thousand Five Hundred Eighty-Five Dollars (\$697,585.00) and cannot be exceeded by the combined vouchering of the participating parties in the Rapid City Transportation Planning Process and for which this Agreement will be in effect.
 - b. The maximum distribution of Federal Highway Administration Planning Funds is Six Hundred Ninety-Seven Thousand Five Hundred Eighty-Five Dollars (\$697,585.00), for which this Agreement will regulate and be accountable for are as follows, until amended, for work in the CY 2022 Unified Planning Work Program.
4. The Sub-Recipient has designated the Mayor of Rapid City as the Sub-Recipient authorized representative and has empowered the Mayor with the authority to sign this Amendment on behalf of the Sub-Recipient. A copy of the city of Rapid City's Council minutes or resolution authorizing the execution of this Amendment by the Mayor as the Sub-Recipient's authorized representative is attached to this Amendment as **Attachment G**.

Except as amended above, all other provisions of the original AGREEMENT will remain in full force and effect.

[SIGNATURE PAGE TO FOLLOW]

City of Rapid City, South Dakota

By: [Signature]
Steve Attender, Mayor Lance Lehmann, Council President

Date: 7/6/22

State of South Dakota
Department of Transportation

By: [Signature]
Joel Jundt, Secretary

Date: 8-3-22

Attest:

[Signature]
City Finance Director

[CITY SEAL]

Recommended By:

[Signature]
Michael Behm, Planning and Engineering Director

Date: 8/3/2022

[Signature]
Mark Leiferman, Project Development Program Mgr.

Date: 8/3/22

Attest:

[Signature], Assistant City Attorney
City Attorney

Printed Name: Kinsley P. Groot

Approved as to Form:

/s/ Shane M. Pullman
Special Assistant Attorney General

Rapid City Metropolitan Planning Organization

[Signature]
By: Larry Larson, Chair Ron Ross Knecht, vice chair
Chairperson, Executive Policy Committee

Date: 6/16/2022

Attachment F

2022 Unified Planning Work Program Amendment Number 2022-01

The Rapid City Metropolitan Planning Organization is requesting an amendment to the Federal Highway Administration Section of the 2022 Unified Planning Work Program to include additional funding and work activity within the *Professional Services/Consultant Services* identified in the 2022 Unified Planning Work Program as follows:

<u>Years</u>	<u>Project Description</u>	<u>Amount</u>
<u>Professional Services/Consultant Services</u>		
2022	Highway 1416 and Radar Hill Road Corridor Study	\$200,000
Amendment Total		\$200,000
Approved 2022 Unified Planning Work Program Total		\$651,232
Amended 2022 Unified Planning Work Program Total		\$851,232

Professional Services/Consultant Services

- i. *Highway 1416 and Radar Hill Road Corridor Study*

The amounts and totals referenced above are subject to and contingent upon final audit reconciliation between the City of Rapid City and the South Dakota Department of Transportation as work tasks are completed.

All the terms and conditions of the original agreement, as amended, and not specifically modified by this addendum shall remain in effect.

Committee Approval Section:

CAC Approval Date: 6-16-2022
 TCC Approval Date: 6-16-2022
 EPC Approval Date: 6-16-2022

City of Rapid City, South Dakota

By: [Signature] 7/6/22
 Mayor Council President Date

Attest:

[Signature]
 City Finance Director
 [Seal]

APPROVED AS TO FORM:

By: Kinsley P. Swate
 Assistant City Attorney

**South Dakota Department of Transportation
 Planning & Programs Approval:**

By: [Signature] 08.02.22
 Sarah Gilkerson Date
 Metropolitan Planning Organization Coordinator

**Federal Highway Administration
 Approval Section:**

By: [Signature] 6/16/22
 Mark Hoines Date
 Planning Coordinator, South Dakota Division

Metropolitan Planning Organization

By: [Signature] 8/16/22
 Larry Larson, Chair Date
 Executive Policy Committee
 Ron Rossknecht, vice chair

**2022 Unified Planning Work Program Amendment
Amendment Number 2022-01**

	City of Box Elder	City of Rapid City	Pennington County	Meade County	SDDOT	Total
Personnel Services		\$457,232				\$457,232
Professional Services/ Consultants	\$100,000	\$189,000	\$100,000			\$389,000
Capital Resources		\$5,000				\$5,000
Total Cost	\$100,000	\$651,232	\$100,000			\$851,232
Federal Amount 81.95%	\$81,950	\$533,685	\$81,950			\$697,585
Local Match 18.05%	\$18,050	\$117,547	\$18,050			\$153,647
SDDOT Local Match 18.05%						
Total Cost	\$100,000	\$651,232	\$100,000			\$851,232