



Planning & Engineering
Project Development
700 E Broadway Ave
Pierre, SD 57501
O: 605.773.3093
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January 12, 2023

Kip Harrington
Rapid City MPO
Rapid City Community Planning and Development Services
300 6th Street
Rapid City, SD 57701-2724

Re: Rapid City MPO 2022 UPWP Agreement – Amendment 2 Cost Increase

Dear Mr. Harrington:

Enclosed is the fully executed amendment to the 2022 UPWP agreement which increased the cost for the 1416 Radar Hill Rd Corridor Study from \$200,000 to \$309,216 to meet bid amount for consultant services to conduct the study. The total amount of the 2022 UPWP agreement increased from \$651,232 to \$960,448 upon execution of amendment 2.

Enclosed is one (1) original of amendment 2 to agreement No. 311515 for the Rapid City MPO CY 2022 UPWP for your records. If you have any questions, please contact me at (605) 773-3093 or via email at sarah.gilkerson@state.sd.us.

Sincerely,

Digitally signed by Sarah M. Gilkerson
DN: C=US,
E=sarah.gilkerson@state.sd.us,
O=SDDOT, CN=Sarah M. Gilkerson
Date: 2023.01.12 16:51:56-0800

Sarah M. Gilkerson
MPO Coordinator

Attachments

MPO file – Rapid City
Steve Gramm, Project Development (cover)
Rip Ray, Internal Audits (cover)
Mark Hoines, Federal Highway Administration (cover)

**AMENDMENT NUMBER 2
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: \$787,087.00
 - g. Total amount of federal funds obligated to the Sub-Recipient: \$787,087.00
 - h. Total amount of federal award committed to the Sub-Recipient: \$787,087.00
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 2022-02, 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 Seven Hundred Eighty-Seven Thousand Eighty-Seven Dollars (\$787,087.00) 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 Seven Hundred Eighty-Seven Thousand Eighty-Seven Dollars (\$787,087.00), 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: Steve Allender
Steve Allender, Mayor

Date: 12-21-22

Attest:

Inkin Tracy Davis
City Finance Director

[CITY SEAL]

Attest:

Kinsley P. Groot, Assistant City Attorney
City Attorney

Printed Name: Kinsley P. Groot

Rapid City Metropolitan Planning Organization

By: Larry Larson
Larry Larson, Chair
Chairperson, Executive Policy Committee

Date: 12/16/22

**State of South Dakota
Department of Transportation**

By: Joel Jundt
Joel Jundt, Secretary

Date: 1-4-23

Recommended By:

Michael Behm
Michael Behm, Planning and Engineering Director

Date: 1/5/23

Mark Leiferman
Mark Leiferman, Project Development Program Mgr.

Date: 12/28/22

Approved as to Form:

/s/ Shane M. Pullman
Special Assistant Attorney General

Attachment F

2022 Unified Planning Work Program Amendment Number 2022-02

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	\$309,216
Amendment Total		\$309,216
Approved 2022 Unified Planning Work Program Total		\$651,232
Amended 2022 Unified Planning Work Program Total		\$960,448

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: No Quorum
TCC Approval Date: No Quorum
EPC Approval Date: 12/15/2022

City of Rapid City, South Dakota

By:  12-21-22
Mayor Date

Attest:


Interim City Finance Director
[Seal]

APPROVED AS TO FORM:

By: 
Assistant City Attorney

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

By:  12-28-22
Sarah Gilkerson Date
Metropolitan Planning Organization Coordinator

**Federal Highway Administration
Approval Section:**

MARK D Digitally signed by MARK D
HOINES HOINES
By: HOINES 01/03/2022
Date: 2023.01.03 09:07:47
-58300-
Mark Hoines Date
Planning Coordinator, South Dakota Division

Metropolitan Planning Organization

By:  12/16/22
Larry Larson, Chair Date
Executive Policy Committee

2022 Unified Planning Work Program Amendment
Amendment Number 2022-02

	City of Box Elder	City of Rapid City	Pennington County	Meade County	SDDOT	Total
Personnel Services		\$457,232				\$457,232
Professional Services/ Consultants	\$154,608	\$189,000	\$154,608			\$498,216
Capital Resources		\$5,000				\$5,000
Total Cost	\$154,608	\$651,232	\$154,608			\$960,448
Federal Amount 81.95%	\$126,701	\$533,685	\$126,701			\$787,087
Local Match 18.05%	\$27,907	\$117,547	\$27,907			\$173,361
SDDOT Local Match 18.05%						
Total Cost	\$154,608	\$651,232	\$154,608			\$960,448