

**AMENDMENT NUMBER 1  
TO  
AGREEMENT NUMBER 810918**

**WHEREAS**, on December 31, 2008, the State of South Dakota, acting by and through its Department of Transportation, hereinafter referred to as "STATE," and the City of Rapid City, South Dakota, hereinafter referred to as "MPO," entered into an agreement for Accomplishing the Rapid City Area Transportation Planning Process, which agreement, hereinafter referred to as "AGREEMENT," was signed by representatives of each party and assigned Agreement Number 810918 by the STATE; and

**WHEREAS**, the parties desire to make an amendment to the AGREEMENT;

**NOW, THEREFORE**, the AGREEMENT is amended as set forth below.

Paragraphs 3A and 3B of the AGREEMENT are amended to read as follows:

Paragraph 3A: The maximum limiting amount shall not exceed Nine Hundred Ninety-Eight Thousand, Seven Hundred Twenty Dollars (\$998,720), and cannot be exceeded by the combined vouchering of the participating parties in the Rapid City Transportation Planning Process and for which this Agreement shall be effective.

Paragraph 3B: The maximum distribution of FEDERAL HIGHWAY ADMINISTRATION Planning Funds is Nine Hundred Twelve Thousand, Seventy-four Dollars (\$912,074) and the maximum distribution of FEDERAL TRANSIT ADMINISTRATION Planning Funds is Eighty Six Thousand, Six Hundred Forty-Six Dollars (\$86,646) for which this AGREEMENT shall regulate and be accountable for are as follows, until amended, for work in the CY 2009 Unified Planning Work Program.

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

CITY OF RAPID CITY, SOUTH DAKOTA

STATE OF SOUTH DAKOTA  
DEPARTMENT OF TRANSPORTATION

By: \_\_\_\_\_  
Alan Hanks

By: \_\_\_\_\_  
Darin P. Bergquist

Its: Mayor

Its: Secretary

Date: \_\_\_\_\_

Date: \_\_\_\_\_

ATTEST:

RECOMMENDED:

\_\_\_\_\_  
City Finance Officer/Clerk

\_\_\_\_\_  
Joel Jundt, Director of Planning/Engineering

[SEAL]

\_\_\_\_\_  
Bruce Lindholm, Local Transportation Programs

RAPID CITY METROPOLITAN  
PLANNING ORGANIZATION

APPROVED AS TO FORM:

By: \_\_\_\_\_  
Al Dial

\_\_\_\_\_  
Assistant Attorney General

Its: Chairman, Executive Policy Committee

APPROVED AS TO FORM:

Date: \_\_\_\_\_

*Michael Schmid*  
\_\_\_\_\_  
Assistant City Attorney