

**AMENDMENT NUMBER 1  
TO  
AGREEMENT NUMBER 810807**

**WHEREAS** the South Dakota Department of Transportation, hereinafter "STATE" and City of Rapid City, hereinafter "CITY" mutually desire to amend Agreement Number 810807 entered into January 2, 2007, as set forth below; now therefore it is agreed as follows:

**ADD** the following:

16. Records and Audits

- A. CITY shall maintain an accurate cost accounting system for all costs incurred under this Agreement and costs shall be clearly identified with activities performed under this Agreement.
  
- B. Upon reasonable notice, CITY will allow STATE or FEDERAL GOVERNMENT representatives to examine all records of the CITY related to this Agreement during the CITY's normal business hours. All records shall be kept by the CITY for a period of three (3) years after the date of final payment by STATE under this Agreement.
  
- C. If CITY expends Five Hundred Thousand Dollars (\$500,000.00) or more in federal funds during any CITY fiscal year covered, in whole or in part, under this Agreement, then CITY shall be subject to the single agency audit requirements of the U. S. Office of Management and Budget (OMB) Circular A-133. If CITY expends less than \$500,000.00 in federal funds during any CITY fiscal year, the STATE may perform a more limited program or performance audit related to the completion of Agreement Objectives, the allowability of services or costs and adherence to Agreement provisions.

Except as amended above, all other provisions of Agreement Number 810807 remain in full force and effect

Dated this 4<sup>th</sup> day of January, 2006.

APPROVED AS TO FORM:

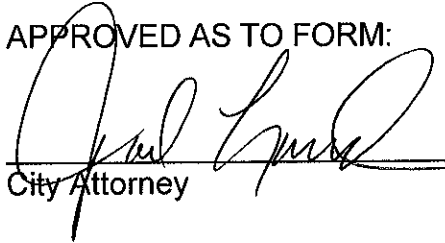
\_\_\_\_\_  
Assistant Attorney General

STATE OF SOUTH DAKOTA  
DEPARTMENT OF TRANSPORTATION

BY: \_\_\_\_\_

Bruce E. Lindholm, P. E., Project Manager  
Office of Local Transportation Programs

APPROVED AS TO FORM:

  
\_\_\_\_\_  
City Attorney

DATED: \_\_\_\_\_

CITY OF RAPID CITY, SOUTH DAKOTA

BY: \_\_\_\_\_

Mayor Jim Shaw

Attest: \_\_\_\_\_  
City Finance Officer

DATED: \_\_\_\_\_

BY:   
\_\_\_\_\_  
Chairman, Executive Policy Committee

DATED: January 18, 2006