

ADDENDUM #2 TO MEMORANDUM OF JOINT POWERS AGREEMENT
BETWEEN THE CITY OF RAPID CITY AND
THE OFFICE OF HISTORY, STATE OF SOUTH DAKOTA

This Addendum is entered into by and between the City of Rapid City, (hereafter “City”) a South Dakota municipal corporation, and the Office of History, Department of Tourism, State of South Dakota (“Office”).

WHEREAS, the City and Office entered into a Memorandum of Joint Powers Agreement on February 19, 2007; and

WHEREAS, the Memorandum of Joint Powers Agreement was for a term of five years and provided that the agreement may be extended by the parties for additional five year terms;

WHEREAS, the City and the Office are currently working together to draft a new agreement which differs in some ways from the previous Memorandum of Joint Powers Agreement but which is not yet in its final form; and

WHEREAS, in August 2013, the City and the Office approved an Addendum to the Memorandum of Joint Powers Agreement to allow additional time to work out the details of the new Memorandum of Joint Powers Agreement; and

WHEREAS, the parties have determined it is in their mutual best interest to extend the term of the Memorandum of Joint Powers Agreement to December 31, 2014.

NOW THEREFORE in consideration of the mutual promises and covenants contained herein, the parties agree as follows:

1. The parties agree to extend the term of the Memorandum of Joint Powers Agreement, attached as Exhibit A, to December 31, 2014.
2. During this time the terms and conditions found in the Memorandum of Joint Powers Agreement remain in full force and effect.
3. This Addendum along with the Memorandum of Joint Powers Agreement constitutes the entire agreement of the parties
4. This Agreement may be executed in counterparts; each such counterpart shall be deemed an original and when taken together with other signed counterparts, shall constitute one Agreement.

[The remainder of this page is left intentionally blank.]

Dated this _____ day of December, 2013.

CITY OF RAPID CITY

By: _____
Sam Kooiker, Mayor

ATTEST:

Pauline Sumption, Finance Officer

(SEAL)

Dated this _____ day of _____, 2013.

State Historic Preservation Officer