

PW123008-01

AMENDMENT NO. 1 TO
AGREEMENT NO. 713573
BETWEEN THE
SOUTH DAKOTA DEPARTMENT OF TRANSPORTATION
AND
CITY OF RAPID CITY

WHEREAS, on December 6, 2007, 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 "CITY," entered into a Funding Agreement for Letting and Construction of Project P 1650(00), PCN 005Q located on Eglin Street from East North Street to the DOT Complex Entrance, hereinafter referred to as "AGREEMENT," which Agreement, was signed by representatives of each party and assigned agreement number 713573 by the STATE;

WHEREAS, STATE and CITY wish to amend the original AGREEMENT to defer the letting and construction of the project to FY2010 and increase the project costs from Nine Hundred Fifty Thousand Dollars (\$950,000) to One Million, Three Hundred Thousand Dollars (\$1,300,000);

NOW, THEREFORE, STATE and CITY agree as follows:

WHEREAS #2 on Page 1 shall be amended to read as follows:

WHEREAS, both parties to this **AGREEMENT** desire that project P 1650(00), PCN 005Q – Eglin Street from East North Street to the DOT Complex Entrance, be let for construction in FY2010 and shall be hereinafter referred to as "**PROJECT**";

AND WHEREAS #4 on Page 1 shall be amended to read as follows:

AND WHEREAS PROJECT costs include preliminary engineering, right-of-way, construction, and construction engineering with a total not to exceed One Million, Three Hundred Thousand Dollars (\$1,300,000).

CITY and STATE agree that, except as amended, all other provisions of the original **AGREEMENT** shall remain in full force and effect.

This Amendment is binding upon the signatories hereto not as individuals, but solely in their capacities as officials of their respective organizations and acknowledges proper action of STATE and CITY to enter into same.

City of Rapid City

State of South Dakota
Department of Transportation

By: _____

By: _____

Its: Mayor

Its: Secretary

Date: _____

Date: _____

Attest:


Local Transportation Programs

City Auditor/Clerk

Bruce Lindholm, Program Manager

[Corporate Seal]

Approved as to Form:



Assistant Attorney General

Eglin Street Extension

