



# Department of Transportation

## Rapid City Region Office

2300 Eglin Street

P.O. Box 1970

Rapid City, SD 57709-1970

Phone: (605) 394-2244

FAX: (605) 394-1904

October 9, 2012

Terry Wolterstorff, P.E.  
Public Works Director  
City Of Rapid City  
300 Sixth Street  
Rapid City, SD 57701

Re: City of Rapid City amendment #1 for Agreement 613517  
6<sup>th</sup> Street Pedestrian Crossing

Dear Mr. Wolterstorff,

As a result of changes in the design of the 6<sup>th</sup> street pedestrian crossing, the amendment signed by the Mayor on September 4, 2012, has not been signed by the SDDOT. Therefore, a new amendment is needed.

Enclosed are three (3) originals of the above mentioned amendment between City of Rapid City and South Dakota Department of Transportation to agreement 613517.

Please provide the Mayor's signature. We will also need a copy of the City's minutes or resolution to include with the amendment indicating the Mayor was authorized to sign the amendment. Once you have acquired the signed amendments from the Mayor, please return them to me along with the City's minutes or resolution.

If you have any questions please contact me at 605-394-1631.

Thank You,

A handwritten signature in black ink that reads "Thomas P. Horan". The signature is written in a cursive style.

---

Thomas P. Horan, P.E.  
Operations Engineer

Enclosures

AMENDMENT NUMBER 1 TO AGREEMENT NUMBER 613517

**BACKGROUND:**

- A. On October 19, 2009, the State of South Dakota, acting by and through its Department of Transportation, referred to in this Amendment as "STATE," and the City of Rapid City, South Dakota, referred to in this Amendment as "CITY," entered into a letting and financial agreement, which agreement, referred to in this Amendment as the "AGREEMENT," was signed by representatives of each party and assigned agreement number 613517 by STATE; and,
- B. STATE and CITY wish to amend the AGREEMENT.

**STATE AND CITY MUTUALLY AGREE AS FOLLOWS:**

- 1. Section 1. PROJECT is replaced with the following:

- 1. PROJECT

STATE and CITY concur in the proposal to relocate the 6 ½ Street pedestrian crossing on Omaha Street (SD Hwy 44) to the intersection of 6<sup>th</sup> Street. The pedestrian crossing relocation project, referred to in this Agreement as the "CITY PROJECT," consists of relocation of the existing pedestrian crossing and signal system to the intersection of Omaha Street and 6<sup>th</sup> Street. The new pedestrian crossing will be configured such that Omaha Street will have two pedestrian crossings, one on each of the east and west sides of 6<sup>th</sup> Street. Exhibit A, attached to and incorporated into this Agreement, depicts the approximate locations of the new pedestrian crossings. The CITY PROJECT will include relocation of traffic signals from 6 ½ Street to 6<sup>th</sup> Street, installation of new pedestrian curb ramps, signing, pavement markings, and traffic signals at 6<sup>th</sup> Street, and removal of curb ramps and pavement markings at 6 ½ Street.

It is anticipated that the relocation of the pedestrian crossing will have only a minor effect on the current level of service (LOS) for Omaha Street (SD Hwy 44) considering present average daily traffic (ADT).

- 2. Except as specifically modified by the Amendment, all terms and conditions of the original AGREEMENT will remain in full force and effect.
- 3. CITY has designated its Mayor as CITY'S authorized representative and has empowered the Mayor with the authority to sign the AGREEMENT on behalf of CITY. A copy of CITY'S Commission minutes or resolution authorizing the execution of this Amendment by the Mayor as the authorized representative for CITY is attached to this Amendment as Exhibit B

The Amendment is binding upon the signatories 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 the same.

City of Rapid City, South Dakota  By: _____  Its: Mayor  Date: _____  Attest:  _____ City Auditor/Clerk  (CITY SEAL)	State of South Dakota Department of Transportation  By: _____  Its: Region Engineer  Date: _____  Approved as to Form:  _____ Special Assistant Attorney General
---	--