

AMENDMENT NUMBER 1 TO AGREEMENT NUMBER 311373

BACKGROUND:

1. On December 6, 2018, the State of South Dakota, acting by and through its Department of Transportation, referred to in this Amendment as the "STATE," and the City of Rapid City, South Dakota, referred to in this Amendment as the "MPO," entered into an agreement for accomplishing the Rapid City Area Metropolitan Transportation Planning Process, which agreement, referred to in this Amendment as the "AGREEMENT," was signed by representatives of each party and assigned Agreement Number 311373 by the STATE.
2. The parties wish to amend the AGREEMENT.

THE STATE AND THE MPO MUTUALLY AGREE AS FOLLOWS:

1. Paragraphs A.1.f., A.1.g., and A.1.h. of the AGREEMENT are revised to read as follows:

A. REQUIRED AUDIT PROVISIONS FOR GRANT AWARDS

1. FEDERAL AWARD IDENTIFICATION:

- f. Amount of federal funds obligated to Sub-Recipient by this Agreement: \$1,176,173.00
- g. Total amount of federal funds obligated to the Sub-Recipient: \$1,176,173.00
- h. Total amount of federal award committed to the Sub-Recipient: \$1,176,173.00

2. Paragraph A.3.c.i. is amended as follows:

c. SCOPE OF PROJECT

- i. The work to be performed under this Agreement for the Rapid City Metropolitan Transportation Planning Process will be conducted in accordance with the CY 2019 Unified Planning Work Program incorporated in this agreement by reference as **Attachment D** and the 2019 Unified Planning Work Program Amendment 2019-02, incorporated in and attached to this agreement as **Attachment F**.

3. Paragraphs A.4.a., A.4.b., A.4.c, A.4.f., and A.4.g of the AGREEMENT are revised to read as follows:

4. BASIS FOR SUBAWARD AMOUNT:

- a. The maximum limiting amount will not exceed One Million One Hundred Seventy-six Thousand One Hundred Seventy-three Dollars (\$1,176,173.00) and cannot be exceeded by the combined vouchering of the participating parties in the Rapid City Transportation Planning Process and for which this Agreement will be in effect.
- b. The maximum distribution of Federal Highway Administration Planning Funds is One Million One Hundred Seventy-six Thousand One Hundred Seventy-three Dollars (\$1,176,173.00), for which this Agreement will regulate and be accountable for are as follows, until amended, for work in the CY 2019 Unified Planning Work Program and the 2019 Unified Planning Work Program Amendment 2019-02.
- c. The State will provide compensation to the Sub-Recipient on a cost reimbursement basis for the federal participating share for eligible costs incurred for work activities in the approved CY 2019 Unified Planning Work Program and the 2019 Unified Planning Work Program Amendment 2019-02. Compensation for Federal Highway Administration Planning Funds will be on a cost reimbursement basis by payment of 81.95 percent of the total eligible costs incurred for work activities in the approved CY 2019 Unified Planning Work Program and the 2019 Unified Planning Work Program Amendment 2019-02, and for Federal Transit Administration Planning Funds will be on a cost reimbursement basis of 80 percent of the total eligible costs incurred for work activities in the approved CY 2019 Unified Planning Work Program and the 2019 Unified Planning Work Program Amendment 2019-02. Eligible costs are defined in 2 CFR Part 200, Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments.
- f. The Sub-Recipient will charge specific work items as contained in the approved CY 2019 Unified Planning Work Program and 2019 Unified Planning Work Program Amendment 2019-02. The Sub-Recipient will provide the State with the Sub-Recipient's annual progress report.
- g. All travel by the Sub-Recipient which will use funds in accordance with this Agreement will be on the basis of the company policy and also subject to preauthorization by the State. Estimates of travel by the Sub-Recipient's staff which will use funds in accordance with this Agreement for CY

Attachment F

2019 Unified Planning Work Program Amendment Number 2019-02

The Rapid City Metropolitan Planning Organization is requesting an amendment to the Federal Highway Administration Section of the 2019 Unified Planning Work Program to include additional funding and work activity within the *Professional Services/Consultant Services* identified in the 2019 Unified Planning Work Program as follows:

<u>Years</u>	<u>Project Description</u>	<u>Amount</u>
<u>Professional Services/Consultant Services</u>		
2019	Meade County Corridor Study	\$200,000
2019	East Rapid City Corridor Study	\$66,000
2019	Coordinated Public Transit-Human Services Transportation Plan	\$43,000
2019	SD44/Omaha Street and 6 th Street Pedestrian Crossing Study	\$30,000
Amendment Total		\$339,000
Approved 2019 Unified Planning Work Program Total		\$2,246,232
Amended 2019 Unified Planning Work Program Total		\$2,585,232

Professional Services/Consultant Services

- a. *Meade County Corridor Study*
- c. *East Rapid City Corridor Study*
- f. *Coordinated Public Transit-Human Services Transportation Plan*
- h. *SD44/Omaha Street and 6th Street Pedestrian Crossing Study*

The amounts and totals referenced above are subject to and conditioned upon final audit reconciliation between the City of Rapid City and the South Dakota Department of Transportation as work tasks are completed.

All the terms and conditions of the original agreement, as amended, and not specifically modified by this addendum shall remain in effect.

Committee Approval Section:

CAC Approval Date: _____
TCC Approval Date: _____
EPC Approval Date: _____

City of Rapid City, South Dakota

By: _____
Mayor Date

Attest: _____
City Finance Officer

[Seal]

APPROVED AS TO FORM:

By: _____
Assistant City Attorney

South Dakota Department of Transportation

Planning & Programs Approval:

By: _____
Bradley Remmich Date
Metropolitan Planning Organization Coordinator

Federal Highway Administration

Approval Section:

By: _____
Mark Hoines Date
Planning Coordinator, South Dakota Division

Metropolitan Planning Organization

By: _____
Lloyd LaCroix, Chair Date
Executive Policy Committee

**2019 Unified Planning Work Program Amendment
Amendment Number 2019-02**

	City of Box Elder	City of Rapid City	Pennington County	Meade County	SDDOT	Total
Personnel Services		\$457,232				\$457,232
Professional Services/ Consultants		\$653,000		\$200,000	\$1,150,000	\$2,003,000
Capital Resources		\$125,000				\$125,000
Total Cost		\$1,235,232		\$200,000	\$1,150,000	\$2,585,232
Federal Amount 81.95%		\$1,012,273		\$163,900	\$942,425	\$2,118,598
Local Match 18.05%		\$222,959		\$36,100		\$259,059
SDDOT Local Match 18.05%					\$207,575	\$207,575
Total Cost		\$1,235,232		\$200,000	\$1,150,000	\$2,585,232