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December 2010

**IOWA DEPARTMENT OF TRANSPORTATION**

**Addendum to  
Agreement No. 2015-16-260**

PATRICK F. GILL  
WOODBURY COUNTY

County Woodbury  
Project No. 2010 IMN-029-6(170)139-0E-97  
Iowa DOT  
Addendum No. 2015-16-260A  
Staff Action No. 00S-2019-0006

This Addendum, is entered into by and between the Iowa Department of Transportation, hereinafter designated the "DOT", and Woodbury County, Iowa, a Local Public Agency, hereafter designated the "LPA" in accordance with Iowa Code Chapters 28E, 306, 306A and 313.4 and 761 Iowa Administrative Code Chapter 150 as applicable;

The DOT and the LPA previously entered into the following agreement(s) for the above referenced project: Agreement No. 2015-16-260 for development of an Interchange Justification Report (IJR) was executed by the DOT and LPA on November 25, 2015 and August 11, 2015 respectively; and

The LPA previously agreed to take the lead and the DOT agreed to participate in the cost at 33.3% of the total cost with a maximum reimbursement of \$200,000.00. The consultant now estimates that the final cost to complete the IJR and NEPA document will be \$648,409.

The LPA requests that the DOT increase the maximum DOT participation to 33.3% of the new cost estimate to complete this work of \$648,409.

This Addendum reflects the current concept of this project which is subject to modification by mutual agreement between the LPA and the DOT; and

Now, therefore, it is agreed as follows:

1. DOT participation is hereby amended from a maximum DOT cost of \$200,000 to a new maximum cost of 33.3 % of \$648,409 = \$215,920.20

**General Provisions**

2. The LPA will comply with all provisions of the equal employment opportunity requirements prohibiting discrimination and requiring affirmative action to assure equal employment opportunity as required by Iowa Code Chapter 216. No person will, on the grounds of age, race, creed, color, sex, sexual orientation, gender identity, national origin, religion, pregnancy, or disability, be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any program or activity for which State funds are used.
3. It is the intent of both (all) parties that no third party beneficiaries be created by this Addendum.
4. If any section, provision, or part of this Addendum shall be found to be invalid or unconstitutional, such finding shall not affect the validity of the Addendum as a whole or any section, provision, or part thereof not found to be invalid or unconstitutional, except to the extent that the original intent of the Addendum cannot be fulfilled.


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5. This Addendum may be executed in (two) counterparts, each of which so executed will be deemed to be an original.
6. This Addendum, as well as the unaffected provisions of any previous agreement(s), addendum(s), and/or amendment(s); represents the entire Agreement between the LPA and DOT regarding this project. All previously executed agreements will remain in effect except as amended herein. Any subsequent change or modification to the terms of this Agreement will be in the form of a duly executed amendment to this document.

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**IN WITNESS WHEREOF**, each of the parties hereto has executed Addendum No. 2015-16-260A as of the date shown opposite its signature below.


**BOARD OF SUPERVISORS OF WOODBURY COUNTY:**

By:  Date August 14, 2018  
Chairperson

ATTEST:

By:   
County Auditor

**IOWA DEPARTMENT OF TRANSPORTATION:**

By:  Date 8/20, 2018  
Tony Lazarowicz  
District Engineer  
District 3