DESIGN PROFESSIONAL SERVICES AMENDMENT NO. 1

CONTRACT NO. 1498 PROJECT NO. 81000717 GREEN INFRASTRUCTURE DEMONSTRATION-PHASE II WATER SERVICES DEPARTMENT

This amendment is between KANSAS CITY, MISSOURI, a constitutionally chartered municipal corporation (City), and Patti Banks Associates LLC dba Vireo (Design Professional). The parties amend the Agreement entered into on August 1, 2018, as follows:

WHEREAS, City has previously entered into a contract dated August 1, 2018 in the amount of \$350,000.00 and

WHEREAS, the City desires to execute Amendment No. 1, in the amount of \$120,000.00, to amend the total contract amount to \$470,000.00; and

NOW, THEREFORE, in consideration of the payments and mutual agreements contained in this 1 Amendment, City and Design Professional agree as follows:

Sec. 1. Sections Amended. The Contract is amended as follows:

- A. Delete Section 4, Subparagraph A, 1, 3, and 4 and replace with the following Section 4, Subparagraph A, 1, 3 and 4:
 - a. Delete Sec. 4, Subparagraph A and replace with the following Sec. 4, Subparagraph A: The maximum amount that City shall pay Design Professional under this Agreement is <u>\$470,000.00</u>, as follows:
 - b. Delete Sec. 4, Subparagraph 1 and replace with the following Sec. 4, Subparagraph 1: \$239,307.00 for the services preformed by Design Professional under this Agreement.
 - c. Delete Sec. 4, Subparagraph 3 and replace with the following Sec. 4, Subparagraph 3: Actual reasonable expenses incurred by Design Professional directly related to Design Professional's performance under this Agreement, to include only the following, in an amount not to exceed \$159,660. The following are the reimbursable expenses that City has approved; Subcontractor direct costs paid by Design Professional, outside reproduction of final deliverables, local transportation in the project area, and public outreach materials. Subcontractors office personnel labor costs shall be included in the unit prices for field investigation work.

- d. Delete Sec. 4, Subparagraph 4 and replace with the following Sec. 4, Subparagraph 4: Design Professionals' maximum amount shown in Sec. 4, Compensation and Reimbursables, includes a total allowance amount of \$\frac{\frac{571,033.00}}{1,033.00}\$ for Optional Services not yet authorized by the City that may be required throughout the course of work. This allowance amount will not be utilized by Design Professional unless specifically authorized in writing by the City to preform Optional Services. Optional Services will not be performed, nor is the Design Professional approved to utilize any allowance monies unless the City provides written authorization to Design Professional that includes the scope of work for each optional task to the performed and a maximum billing limit for compensation that has been mutually agreed upon.
- B. Add Attachment C1-Engineering Fee Summary and Schedule of Position Classifications to Attachment C-Engineering Fee Summary and Schedule of Position Classification, attached herein.
- C. Delete Attachment A, Section II-Project Milestones, Paragraph A, parts 1-4, and replace with the following:
 - 1. Task Series 100 Project management shall be completed by 3/30/2021.
 - 2. Task Series 600 Construction Office and Field Support services shall be completed by 12/31/2020 for the Avenues of Life and VA Medical Center Projects, as anticipated to complete construction activities.
 - 3. Task Series 700 Resident Project Representative Services shall be completed by 12/31/2020 for the Avenues of Life and VA Medical Center Project.
 - 4. Task Series 800 Project Closeout shall be completed by 2/28/2021.
- Sec. 2. Sections not Amended. All other sections of the Agreement shall remain in full force and effect.
- **Sec. 3. Authorization.** If the amount of the original Agreement plus the amount of any amendments to the original Agreement total over \$400,000.00, then this amendment requires City Council authorization. Notwithstanding the foregoing, City Council authorization is not required if (1) the total amount of the original Agreement plus the amount of any amendments to the original Agreement are within ten percent (10%) of the maximum amount authorized by the City Council or (2) a previous ordinance or Resolution authorized amendments without further City Council approval.
- **Sec. 4. Effectiveness; Date**. This amendment will become effective when the City's Director of Finance has signed it. The date this amendment is signed by the City's Director of Finance will be deemed the date of this amendment.

Each party is signing this amendment on the date stated opposite that party's signature.

	DESIGN PROFESSIONAL I hereby certify that I have authority to execute this document on behalf of Design Professional
Date:	By:
	Title:
	KANSAS CITY, MISSOURI
Date:	By:
	Name: Terry Leeds
	Title: Director, Water Services Department
Approved as to form:	
Assistant City Attorney	
to which the foregoing expenditure is to b	therwise unencumbered, to the credit of the appropriation be charged, and a cash balance, otherwise unencumbered, from which payment is to be made, each sufficient to meet
Director of Finance (Date)	

Attachment C1

Proposed Fee Detail - Green Infrastructure Demonstration Project Construction Phase Services - Amendment No. 1 July 14, 2020

				٧	ireo						
		Principal I		Proj. Mgr.	Associate III	Associate II / Financial Manager	Assoc. I	Sub-Total	Direct Expense	T&B	Tota l
Multiplier	Labor Category										
	Direct Labor Rate				\$ 30.35	\$ 29.01	\$ 21.39				
3.04	Pay Rate	\$ 138.8	4 \$	122.76	\$ 92.26	\$ 88.19	\$ 65.03				
100	Project Management and Administration	Milestone:	3/30	/2021							
101	Project Management Services (2 hr./mo. x 18 mo.)							\$0.00		\$0.00	\$0.00
102	Monthly Invoicing and Project Status Reports (same)							\$0.00		\$0.00	\$0.00
103	Subconsultant Agreements and Administration							\$0.00		\$0.00	\$0.00
104	Document Management (4 hrs./month x 14 months)							\$0.00		\$0.00	\$0.00
	Subtotal Hours		0	0				0			
200	Subtotal Cost	\$0.		\$0.00	\$0,00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0,00
600 601	Construction Office & Field Support Services	Milestone:	12/3	1/2020				\$0.00		\$7,381,12	\$7,381,12
603	Contractor Site Owner/OperatorCommunication Interp. of Contract Documents				120			\$0.00 \$11,071,68		\$7,381.12	\$11,071,68
605	Site Visits (East High School)			40	120			\$4,910.57	\$25.00	\$0.00	\$4,935.57
605	Site Visits (VA/AofL)			68				\$8,347,97	\$552.00	\$3,650,04	\$12,550.01
606	Shop Drawings and Data Submittals			16	260		32	\$28.033.69		\$3,575.04	\$31,608.73
607	Monthly Progress Meetings			16			32	\$4,045.05		\$1,191.68	\$5,236.73
608	Assist Eval. of Claims and Chg. Order Requests						16	\$1,040.41		\$1,787.52	\$2,827.93
609	Substantial Completion Inspection (2 Vireo/2 T&B)			20	12			\$3,562.45		\$893,76	\$4,456.21
610	Final Completion Inspection (2 Vireo/2 T&B)			16	12			\$3,071.40		\$893,76	\$3,965.16
611	Utility Relocation and Coordination (T&B leads)							\$0.00		\$0.00	\$0.00
612	Review Contractor's Schedules							\$0.00		\$0.00	\$0.00
613	MBTA Survey(s)							\$0.00		\$0.00	\$0.00
	Subtotal Hours Subtotal Cost	\$0.	0	176 21.606.52	404 \$37,274,66	\$0.00		660 \$64.083.22	\$577.00	\$19,372,92	\$84,033,14
700	Resident Project Representative Services	Milestone:			\$37,274.00	\$0.00	\$5,202.03	\$04,003.22	\$377.00	\$19,372.92	\$64,033.14
701	Schedules (RPR and ARPR) (24 x 1 hrs. ea.)							\$0.00		\$0.00	\$0.00
702	Meeting and Conferences (24 x 2 hrs. ea.) (RPR + ARPR)							\$0.00		\$0.00	\$0.00
703	Liaison (includes 10 hours 311 call support)							\$0.00		\$0.00	\$0.00
704	Review of Defective Work, Inspections and Testing							\$0.00		\$0.00	\$0.00
705	Records							\$0.00		\$0.00	\$0.00
706	Reports and Document Review							\$0.00		\$0.00	\$0.00
1	Payment Requisitions (monthly with overlap, 24 total, RPR +										
707	ARPR review and approve)							\$0.00		\$0.00	\$0.00
708	Substantial Completion Inspection and Documentation							\$0.00		\$0.00	\$0.00
709	Final Completion Inspection and Documentation		0	0	(() 0	\$0.00		\$0.00	\$0.00
	Subtotal Hours Subtotal Cost	\$0.		\$0.00	\$0.00			\$0.00	\$0.00	\$0.00	\$0.00
800	Project Closeout	Milestone:	_		\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	Ψ0.00
801	Construction Record Drawings	iniquotorio.						\$0.00		\$0.00	\$0.00
802	Furnish Contractor's Completion Documents	I						\$0.00		\$0.00	\$0.00
803	Project Closeout Documentation							\$0,00		\$0.00	\$0.00
1	Subtotal Hours		0	0	C			0			
	Subtotal Cost	\$0.		\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
900	Additional Design and Support	Phase Cor	nplet	t <mark>e</mark>							
	Subtotal Hours Subtotal Cost	\$0.	0	\$0.00	\$0.00	\$0.00		\$0.00	\$967.00	\$0.00	\$967.00
	Optional Services	\$0.	UU	\$0.00	\$0.00	\$0.00	50.00	\$0.00	\$907.00	\$0.00	\$907.0U
	Contingency										\$35,000,00
	Subtotal Hours		0	0		() 0	n			\$00,000.00
			00	\$0,00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$35,000.00
	Subtotal Cost	\$ 0.									
			0	176	404	(80	660			
	Subtotal Cost TOTAL HOURS		0							\$19,373	\$120,000
	Subtotal Cost			176 \$21,607	\$37,275			\$64,083	\$1,544	\$19,373	\$120,000 \$350,000

Attachment C1

Proposed Fee Detail - Green Infrastructure Demonstration Project Construction Phase Services

July 14, 2020

- Amendment No. 1

Talia	aferro & Browne										
		Eng VIII	ENG VI	Eng V	Eng III	Admin	Tech VI	Principal	Sub-Total	Direct Expense	Total
	Labor Category										
Multiplier	Direct Labor Rate		\$ 41.00 \$ 124.64		\$ 32.00	\$ 21.00 \$ 63.84	\$ 27.25	\$ 63.00 \$ 191.52			
3.04	Pay Rate	\$ 148.96	\$ 124.64	\$ 110.96	\$ 97.28	\$ 63.84	\$ 82.84	\$ 191.52			
100	Project Administration and Administration										
101	Project Management Services (2 hr./mo. x 18 mo.)								\$0.00		\$0.0
102	Monthly Invoicing and Project Status Reports (same)								\$0.00		\$0.0
103	Subconsultant Agreements and Administration								\$0.00		\$0.0
104	Document Management (4 hrs./month x 14 months) Subtotal Hours	 	0	0	0	0	0	0	\$0.00		\$0.0
	Subtotal Floor							\$0,00	\$0.00	\$0.00	\$0.0
600	Construction Office & Field Support Services	7.1.1	7-1	****	****	7.111	7-1	7.1	7-1	7.1.1	7.1.
601	Contractor Site Owner/OperatorCommunication	8		8			64		\$7,381.12		\$7,381.1
602	Pre-bid Conference (2 x 2 hours) and Bid Addenda (3)								\$0.00		\$0.0
603 604	Interp. of Contract Documents 2 Preconstruction Conferences (4 hrs. x 2 people [Vireo/TB])								\$0.00 \$0.00		\$0.0 \$0.0
605.0	Site Visits (VA/AofL)	24							\$3,575.04	\$75.00	\$3.650.0
606	Shop Drawings and Data Submittals	24							\$3,575.04	Ψ/ 5.50	\$3,575.0
607	Monthly Progress Meetings	8							\$1,191.68		\$1,191.6
608	Assist Eval. of Claims and Chg. Order Requests	12							\$1,787.52		\$1,787.5
609	Substantial Completion Inspection (2 Vireo/2 T&B)	6							\$893.76		\$893.7
610 611	Final Completion Inspection (2 Vireo/2 T&B)	6							\$893.76 \$0.00		\$893.7
612	Utility Relocation and Coordination (T&B leads) Review Contractor's Schedules								\$0.00		\$0.00 \$0.00
012	Subtotal Hours	88	0	8	0	0	64	0	160		\$0.0
	Subtotal Cost				\$0.00	\$0.00	\$5,301.76	\$0.00	\$19,297.92	\$75.00	\$19,372.93
700	Resident Project Representative Services										
701	Schedules (RPR and ARPR) (24 x 1 hrs. ea.)								\$0.00		\$0.0
702 703	Meeting and Conferences (24 x 2 hrs. ea.) (RPR + ARPR) Liaison (includes 10 hours 311 call support)								\$0.00 \$0.00		\$0.0 \$0.0
704	Review of Defective Work, Inspections and Testing								\$0.00		\$0.0
705	Records								\$0.00		\$0.0
706	Reports and Document Review								\$0.00		\$0.0
	Payment Requisitions (monthly with overlap, 24 total, RPR +										
707	ARPR review and approve)								\$0.00		\$0.0
708 709	Substantial Completion Inspection and Documentation Final Completion Inspection and Documentation								\$0.00 \$0.00		\$0.0 \$0.0
709	Subtotal Hours	 	0	0	0	0	0	0	20.00		\$0.0
	Subtotal Cost	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.0
800	Project Closeout										
801	Construction Record Drawings								\$0.00		\$0.0
802	Furnish Contractor's Completion Documents								\$0.00		\$0.0
803	Project Closeout Documentation Subtotal Hours	 	0	0	0	0	0	0	\$0.00		\$0.0
	Subtotal Hours Subtotal Cost	\$0.00						\$0.00	\$0.00	\$0.00	\$0.0
900	Additional Design and Support	70.00	40,00	40,00	40,00	V-100	*****	\$0.00	40100	*****	***
	Subtotal Hours	0							0		
	Subtotal Cost Optional Services	\$0,00	\$0,00	\$0.00	\$0.00	\$0.00	\$0.00	\$0,00	\$0.00	\$0.00	\$0.0
	Contingency								\$0.00		\$0.0
	Subtotal Hours	 	0	0	0	0	0	0	0.00		φ0.0
I		\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.0
1	Subtotal Cost										
	TOTAL HOURS	88	0	8	0	0	64	0	160		
			0	8	0	0	64	0 \$0		\$75	\$19,37
	TOTAL HOURS	88	0	8	0	0	64			\$75	\$19,373 \$135,184

ATTACHMENT C1

ENGINEER FEE SUMMARY AND SCHEDULE OF POSITION CLASSIFICATIONS Vireo

Classification	Salary/Hr.*
Principal	\$44.00 - \$65.00
Associate IV	\$31.00 - \$45.00
Associate III	\$24.00 - \$34.00
Associate II	\$20.00 - \$30.00
Associate I	\$18.00 - \$25.00
Technician I	\$15.00 - \$20.00
* The upper end of each range includes a 4%	
escalation to account for future raise cycle	