CITY OF WEST DES MOINES
CITY COUNCIL MEETING COMMUNICATION

DATE: June 11, 2018

ITEM:

Motion - Approving Amendment No. 1 to the Agreement for Professional Consulting Services
SE Waco Place / 98th Street & University Avenue Traffic Signal

FINANCIAL IMPACT:

The original Professional Services Agreement included a maximum fee of $29,000.00 for Basic Services of the Consultant and $15,000.00 for Resident Consultant Services. Amendment No. 1 increases the Resident Consultant Services of the Consultant by $24,800.00. The new maximum not-to-exceed fee thus becomes $68,800.00. All costs for these services will be billed at standard hourly rates plus expenses and can be paid from budgeted account no. 500.000.000.5250.495 with 75% of the shared expenses (Division 1) incurred being reimbursed by the City of Waukee and 25% of the shared expenses (Division 1) incurred being reimbursed by the developer of the southeast quadrant of the 98th Street & University Avenue intersection within the City of West Des Moines corporate limits. All Division 2 expenses incurred for pavement rehabilitation solely within the City of Waukee corporate limits will be reimbursed by the City of Waukee.

BACKGROUND:

Snyder & Associates, Inc. is working under an existing agreement dated March 6, 2017 for Professional Services for the SE Waco Place / 98th Street & University Avenue Traffic Signal project. Amendment No. 1 includes additional Resident Consultant Services due to the Contractor exceeding the final completion date by 63 calendar days. The City has assessed liquidated damages in the amount of $31,500.00 from the Contractor, which will be used to offset the additional services required of Snyder & Associates.

This agenda item was distributed to the Public Services Subcommittee by e-mail only since there was no meeting.

OUTSTANDING ISSUES:

None.

RECOMMENDATION:

City Council Adopt:

- Motion Approving Amendment No. 1 to the Agreement for Professional Consulting Services.

Lead Staff Member: Brian J. Hemesath, P.E., City Engineer BJH

STAFF REVIEWS

Department Director	Brian J. Hemesath, P.E., City Engineer
Appropriations/Finance	Tim Stiles, Finance Director
Legal	Richard Scieszinski, City Attorney JBW
Agenda Acceptance	

PUBLICATION(S) (if applicable)

Published In	
Dates(s) Published	

SUBCOMMITTEE REVIEW (if applicable)

Committee			
Date Reviewed			
Recommendation	Yes	No	Split

AMENDMENT NO. 1
TO THE AGREEMENT FOR PROFESSIONAL CONSULTING SERVICES

This AMENDMENT is made and entered into this 11th day of June, 2018, by and between the CITY OF WEST DES MOINES, a municipal corporation, hereinafter referred to as "City", and Snyder & Associates, Inc. 2727 SW Snyder Boulevard, Ankeny, IA 50023, (Fed. I.D. # 42-1379015), a professional corporation incorporated and licensed under the laws of the State of Iowa, party of the second part, hereinafter referred to as "Consultant", hereby amends the original Agreement dated March 6, 2017 as follows:

1. SCOPE OF SERVICES

   The Scope of Services as described in the original Agreement for the 98th & University Traffic Signal (Project No. 0510-033-2017) Attachment 1 are amended as follows:

   The contractor exceeded the construction timeframe that was allowed in the contractor documents. The Consultant will continue to provide construction administration and observation services as described in the section titled "Resident Construction Services of the Consultant" in Attachment 1 of the original agreement. These services will be provided through construction closeout, anticipated to be approximately July 1, 2018.

2. SCHEDULE

   The Project Schedule of the professional services as described in the original Agreement, Attachment 2 is amended as follows: The original agreement called for construction completion by October of 2017. The contractor exceeded the completion deadline by 63 calendar days. The Consultant will continue to provide Resident Construction Services through construction closeout, anticipated to be approximately July 1, 2018.

3. COMPENSATION

   In consideration of the additional professional services provided, the City agrees to pay the Consultant the additional fees to increase the original sum NOT-TO-EXCEED, including any authorized reimbursable expenses, pursuant to the Schedule of Fees set forth in the original Agreement, Attachment 3.

	Original Fee	Additional Fee	Total Fee
I. Basic Services of the Consultant	$29,000.00	$0.00	$29,000.00
II. Resident Consultant Services	$15,000.00	$24,800.00	$39,800.00
Total Services	**$44,000.00**	**$24,800.00**	**$68,800.00**

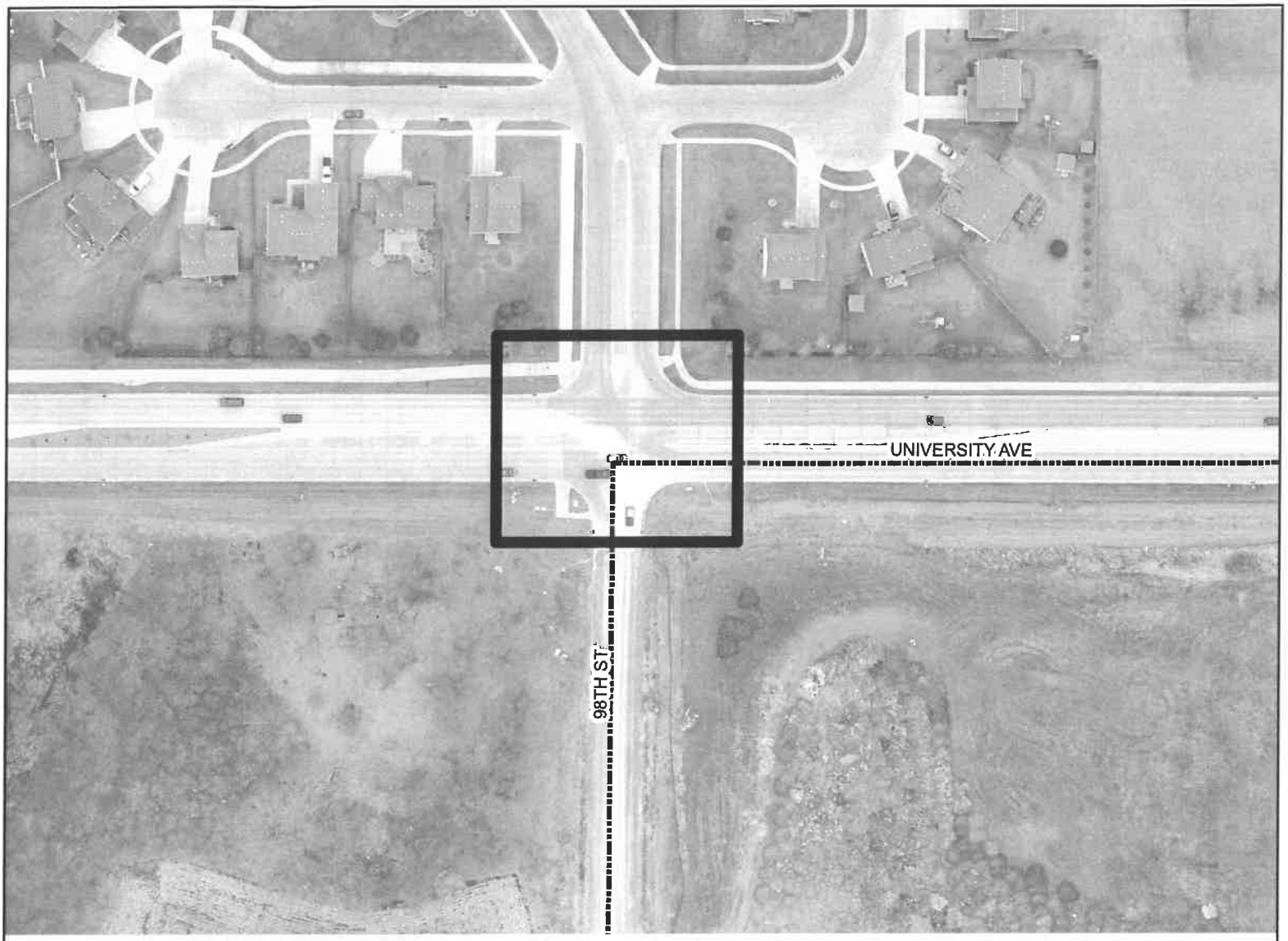
This AMENDMENT is subject to all provisions of the original Agreement. This AMENDMENT together with the Agreement represents the entire and integrated AGREEMENT between the City and Consultant, as executed on the date written above.

SNYDER & ASSOCIATES, INC.

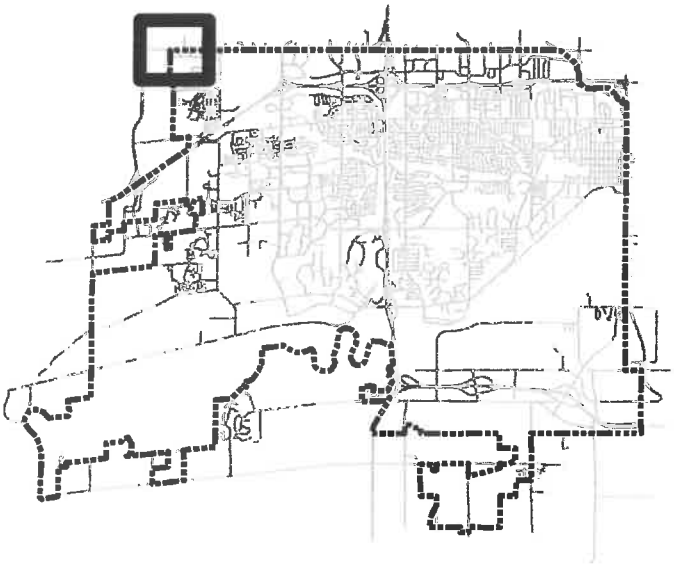
BY: _____
David N. Moeller, P.E., President

CITY OF WEST DES MOINES

BY: _____
Ryan T. Jacobson, City Clerk



VICINITY MAP



LEGEND

PROJECT LOCATION

N
W E
S

THE CITY OF WEST DES MOINES

PROJECT:	**98th & University Traffic Signal**		
LOCATION:	**98th Street & University Avenue**		
DRAWN BY: JDR	DATE: 2/21/2017	PROJECT: 0510-033-2017	SHT. 1 of 1