

AMENDMENT NUMBER 1 TO THE AGREEMENT BETWEEN CITY OF WEST ST. PAUL AND KIMLEY-HORN AND ASSOCIATES, INC.

This is Amendment number 1 dated May 2, 2022 to the agreement between The City of West St. Paul ("Client") and Kimley-Horn and Associates, Inc. ("Consultant") dated April 12, 2021 ("the Agreement") concerning Thompson Avenue Trail and Sidewalk Project, City Project 21-6 (the "Project").

The Consultant has entered into the Agreement with Client for the furnishing of professional services, and the parties now desire to amend the Agreement.

The Agreement is amended to include services to be performed by Consultant for additional compensation as set forth in Exhibit A in accordance with the terms of the Agreement, which are incorporated by reference.

Consultant shall perform the Additional Services as detailed in the Agreement and Exhibit A. For these Additional Services, the City shall pay additional compensation as shown in Exhibit A with a not to exceed cost of \$34,335. Compensation shall be made in accordance with the Agreement.

IN WITNESS WHEREOF, the parties to this Amendment have hereunto set their hands and seals as of the date first above written.

CLIENT:

CITY OF WEST ST. PAUL


By: _____

Title: _____

Date: _____

CONSULTANT:

KIMLEY-HORN AND ASSOCIATES, INC.

By:  _____
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Title: Vice President

Date: 5/2/2022

Exhibit A to Amendment Number 1,
dated May 2, 2022.

Kimley-Horn will complete the following additional services for the Thompson Trail and Sidewalk Project:

Task 2: Public and Agency Involvement

Task 2.1 Open House

We will prepare for and conduct up to one (1) additional open house meeting for the trail and sidewalk improvements along Thompson Avenue. This open house is assumed to be conducted concurrent with an additional open house for the Oakdale Avenue Trail and Sidewalk Project and CSAH 63/CR 6 Roundabout Project. We will prepare up to two (2) poster boards for the open house and update the overall project layout used at previous open house meetings. Up to three (3) Kimley-Horn staff members will attend the open house meeting.

We incorporated the trail and sidewalk improvements into an overall project visualization using InfraWorks software for use at the open house meetings and for upload to the City and County project websites. The visualization included generating an existing conditions basemap model for Thompson Avenue and incorporating the proposed trail and sidewalk design information into the project visualization.

We prepared and distributed additional mailings for the most recent open house to include the trail and sidewalk project area.

Task 3: Data Collection

Task 3.3 Wetland Delineation

We will perform an in-office delineation of the existing stormwater conveyance ditch along the north side of Thompson Avenue in the northwest corner of Carrie Street and Thompson Avenue. The original contract only assumed delineation of the wetland on the old golf course site. We will also prepare applications and permit the impacts to the wetland at the old golf course and wetland in the northwest corner of Carrie Street and Thompson Avenue. Wetland permitting was not included in the original contract scope of work.

Task 4: 60%, 95%, and Final Design

Task 4.2 95% and Final Construction Plans

We will design trail improvements along the old YMCA property and incorporate the improvements into the overall plan set for the project. This portion of trail was assumed to be designed and constructed with the Hy-Vee redevelopment but is now required to be added to the City trail and sidewalk project.

Task 5: Right-of-Way Acquisition

Task 5.2 Property Research, Easement Descriptions, and Sketches

The original contract assumed preparation of up to twenty-two (22) permanent easement descriptions and did not include any temporary easement descriptions. The acquisition of temporary easements was assumed to be attained through the sketches. The City attorney provided direction to prepare temporary easement descriptions for all acquisition and the total amount of permanent easement descriptions required changed with the final scope of right-of-way acquisition.

We will prepare legal descriptions for twenty-eight (28) permanent easements and thirty-seven (37) temporary easements. The legal descriptions will be provided in a word document, separated per each separate acquisition parcel.

For the Additional Services set forth above, Client shall pay Consultant the following additional compensation:

Task 2 – Public and Agency Involvement	\$ 4,335
Task 3 – Data Collection	\$ 2,515
Task 4 – 60%, 95%, and Final Design	\$ 3,035
Task 5 – Right-of-Way Acquisition	<u>\$ 24,450</u>
Total Estimated Fees	\$ 34,335

A detailed breakdown of hours and fees is provided on Attachment 1 to Exhibit A. Kimley-Horn will not exceed the total amount shown above without authorization from the Client. Labor fee will be billed according to our current rate schedule, which is subject to annual adjustment. Our total estimated not-to-exceed cost for the scope of services included as a part of this Amendment is, therefore, \$34,335 including all labor and reimbursable expenses.

Attachment 1 to Exhibit A		Project Manager	Task/Design Lead	Graduate Engineer/Planner or Construction Observer (2023)	CAD/Graphics Designer	Admin	Sub-Consultant (Topo Survey and Staking)	Sub-Consultant (Right-of-way Acquisition)	Sub-Consultant (Geotech and Materials Testing)	Total Hours	Estimated Fees	Reimbursable Expenses
TASK 2 PUBLIC AND AGENCY INVOLVEMENT												
2.1	Open House	3	6	8	10	1				28	\$3,735	
	Subtotal	3	6	8	10	1	0	0	0	28	\$3,735	\$600
TASK 3 DATA COLLECTION												
3.3	Wetland Delineation	1	4	14						19	\$2,415	
	Subtotal	1	4	14	0	0	0	0	0	19	\$2,415	\$100
TASK 4 60%, 95% AND FINAL DESIGN												
4.2	95% and Final Construction Plans	1	4	12	6		0	0	0	23	\$2,935	
	Subtotal	1	4	12	6	0	0	0	0	23	\$2,935	\$100
TASK 5 RIGHT-OF-WAY ACQUISITION												
5.2	Property Research, Easement Descriptions and Sketches	2	12	8			211			233	\$24,250	
	Subtotal	2	12	8	0	0	211	0	0	233	\$24,250	\$200
ESTIMATED FEE SCHEDULE SUMMARY												
TOTAL PROJECT HOURS AND COST		7	26	42	16	1	211	0	0	303	\$33,335	\$1,000
Staff Billing Rates (Per Hour)		\$180-\$195	\$120-\$185	\$85-\$125	\$80-\$140	\$65-\$90	\$80-\$185	\$80-\$185	\$80-\$185			
TOTAL ESTIMATED PROJECT COST (FEES AND EXPENSES)												\$34,335