

**CITY OF SANTA FE
AMENDMENT No. 2 TO PROFESSIONAL SERVICES AGREEMENT
ITEM#17-0825**

AMENDMENT No. 2 (the "Amendment") to the CITY OF SANTA FE PROFESSIONAL SERVICES AGREEMENT, dated July 26, 2017 (the "Agreement"), between the City of Santa Fe (the "City") and Wilson and Company (the "Contractor"). The date of this Amendment shall be the date when it is executed by the City and the Contractor whichever occurs last.

RECITALS

A. Under the terms of the Agreement, Contractor has agreed to provide engineering services to the City of Santa Fe with regard to the Guadalupe Street Reconstruction Project from Agua Fria North to Paseo de Peralta.

B. Pursuant to Article 19 of the Agreement, as amended, and for good and valuable consideration, the receipt and sufficiency of which are acknowledged by the parties, the City and the Contractor agree as follows:

1. SCOPE OF SERVICES

Article 1 of the AGREEMENT is amended to include additional tasks under Phase II design services, adding right-of-way mapping and right-of-way real estate services, in conjunction with EXHIBIT "A-2" attached hereto and incorporated herein.

2. COMPENSATION.

Article 3, paragraph A of the Agreement is amended to increase the amount of compensation by a total of three hundred three thousand, one hundred ninety-six dollars and thirty-one cents (\$303,196.31), plus applicable gross receipts taxes, so that Article 3,

paragraph A reads in its entirety as follows:

The City shall pay to the Contractor in full payment for services rendered a sum not to exceed seven hundred thousand, two hundred twenty-one dollars and ninety-nine cents (\$700,221.99), plus applicable gross receipts tax in full payment for Phase I [LOCATION STUDY]. Phase II [Preliminary & Final Design], Phase III [Bidding Services]. Compensation for PHASE IV [CONSTRUCTION SERVICES] may be negotiated and added by amendment to this agreement if required. The Unit Rate Schedule, attached as EXHIBIT "B-2" shall be used by the Contractor in the assembly of cost proposals for individual project assignments or tasks for the additional engineering services.

3. AGREEMENT IN FULL FORCE.

Except as specifically provided in this Amendment, the Agreement remains and shall remain in full force and effect, in accordance with its terms.

IN WITNESS WHEREOF, the parties have executed this Amendment No. 2 to the City of Santa Fe Professional Services Agreement as of the dates set forth below.

CITY OF SANTA FE:


ALAN WEBBER, MAYOR

Date: 11/14/2019

CONTRACTOR:

Wilson & Company

Mario Juarez-Infante, Vice President

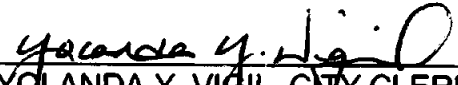
Date: 11.18.19

NM Taxation & Revenue

CRS # 02-357658-00-8

Registration#19-00123166

ATTEST:


YOLANDA Y. VIGIL, CITY CLERK
Ccmrg 10/30/19

APPROVED AS TO FORM:

 8/26/19
ERIN K. MCSHERRY, CITY ATTORNEY

APPROVED:


MARY MCCOY, FINANCE DIRECTOR

3309980.572960 Project ST18330AS
Business Unit/Line Item

**WILSON
& COMPANY**

4401 Masthead Street NE Suite 150
Albuquerque, NM 87109
505-348-4000 phone
505-348-4055 fax

Arizona
California
Colorado
Kansas
Louisiana
Missouri
Nebraska
New Mexico
Texas
Utah

August 20, 2019

Sarah Anderson, P.E.
Engineer Supervisor – Roadway and Drainage
City of Santa Fe
500 Market Street, Suite 200
Santa Fe, New Mexico 87501

Re: **Amendment No. 2: Guadalupe Street Reconstruction from Agua Fria North to Paseo de Peralta
Right-of-Way Mapping and Real-estate Acquisition Services
City of Santa Fe CIP # 801B
RFP# 17/38/P**

Mrs. Anderson,

We have prepared Amendment 2 to incorporate several additional tasks, which are required to secure NMDOT/FHWA concurrence for project letting and construction. The additional tasks incorporated in the Contract Agreement by way of Amendment No. 2 include (1) Guadalupe Street Right-of-way Mapping, and (2) Right-of-way Real Estate Services. A detailed scope of services is provided in the following sections. The labor man-hour estimate provided herewith is not anticipated to change unless the scope is revised or the NMGRS is updated.

Task	Description
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1.	Right-of-Way Mapping
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The original scope was to prepare 10 TCP exhibits for the project with no Right-of-Way (ROW) mapping. Based on design we have 19 Takes/CMEs and 22 Temporary Construction Permits, TCPs, (total of 41 affected ROW parcels). This fee is based on the 19 Takes/CMEs and 12 TCPs since the current agreement has 10 TCPs under contract. Included in the fee is Appraisal Staking; however, Monumentation Mapping is not included in the scope as this work falls under *Engineering & Construction Services* during construction. The ROW Maps allow the property to be acquired and the Monumentation Maps are the final product that allows the Takes/CMEs to be monumented to meet the Minimum Standards for Surveying in New Mexico.

a.	ROW Mapping
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1. Verify existing right of way (which is established) with NMDOT Lands Verification Unit.
2. Field Survey for 19 Takes/CMEs and 12 (22 total) TCPs. Define the full boundary of the 19 Takes/CMEs and sidelines for 12 (22 total) TCPs.
3. Prepare TCP list to be part of submittal with ROW Mapping.
4. Prepare ROW Maps which include cover sheet, parcel block sheets and map sheets.
5. Submit to NMDOT Lands Verification Unit for review. We have assumed two reviews.

b.	Title Reports
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1. Meet with NMDOT and Title Company for kick off meeting on preparation of 22 Ownership Reports and 19 Full Title Reports (perform 33 year search).
2. Utilize title reports and ownership reports to complete parcel block sheets and use survey documents to plot out the properties and show easements.

3. During the process of acquisition we will have to update the ownership reports and title reports 2 times to be in compliance with Federal Standards (6 months).
4. Updating the Ownership reports and Title Reports twice was not part of the original scope.
- c. Appraisal Staking
 1. Stake TCPs and Takes in field for Appraisal purposes.

2. Right-of-way Real Estate Services

Now that the existing ROW determination is complete, we have identified 41 ROW parcels consisting of 19 partial takes and 22 TCPs. According to information provided by Client, it is anticipated that the Project's ROW needs include a total of 41 ROW parcels consisting of 19 partial takes and 22 TCPs. According to preliminary information from Client and Santa Fe County Assessor data, the 41 affected ROW parcels are owned by a total of 32 separate owners/entities (4 individual owners and 28 corporate entities). Pursuant to Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 as amended (49 CFR Part 24) ("the Uniform Act"), federal funding requires that the project adhere to the NMDOT Right-of-Way Handbook with regard to acquisitions. Tierra Right-of-Way, a third party consultant, has been retained to provide real estate services and a copy of their services is attached hereto as Exhibit "B".

Schedule

See attached schedule.

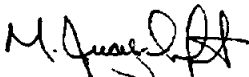
Compensation

A summary of cost are provided herewith, and a man-hour summary is provided here as Exhibit 'A'.

• Right-of-Way Mapping Services	\$78,578.88
• Right-of-Way Title Reports & Mileage	\$25,683.82
• Right-of-Way Appraisal Staking	\$5,914.41
• <u>Real-estate Acquisition Services (10% markup for 3rd Party, Tierra Right-of-way)</u>	<u>\$193,019.20</u>
	Sub-total \$303,196.31
	7.875% GRT \$23,876.71
	Total \$327,073.02

Total Lump Sum fee is **\$327,073.02** including NMGR. Exhibit 'A' provides a man-hour breakdown. If you have any questions, please feel free to call me at mobile no. 505.715.2541. We look forward to working with you on this very important project.

Sincerely,



Mario Juarez-Infante, PE
Vice President

Attachments: 1. Exhibit 'A.1 - A.2' Man-hour Summary
2. Exhibit 'B' Tierra Right-of-Way 3rd Party Services

Exhibit B-2

CITY OF SANTA FE, NEW MEXICO PUBLIC WORKS DEPARTMENT

ENGINEERING COST SUMMARY

PART 1 - GENERAL

1. NAME OF PROJECT: Guadalupe Street Reconstruction Project	2. CIP#: 801B
3. NAME OF CONTRACTOR: Wilson & Company, Inc. Engineers and Architects	4. DATE OF PROPOSAL: August 20, 2019
5. ADDRESS OF CONTRACTOR: 4401 Masthead Street NE, Suite 150 Albuquerque, NM 87109	6. TYPE OF SERVICE TO BE FURNISHED: Title Research, Right-of-Way Maps (TCPs and CMEs), & Appraisal Staking A. WORK ELEMENT: Phase II Preliminary and Final Design Amendment

PART 2 - COST SUMMARY

BASIC SERVICES

7. DIRECT LABOR (specify categories)	ESTIMATED HOURS	HOURLY RATE	ESTIMATED COST	TOTALS
QA/QC Manager, P6		69.68	\$0.00	
Project Manager, P5		55.48	\$0.00	
Task Engineer, P4		43.87	\$0.00	
Engineering Intern, P3		36.77	\$0.00	
Construction Observer, FC5		37.84	\$0.00	
GIS/CADD, OD5	340	31.61	\$10,747.40	
Administrative Assistant, AD3		22.90	\$0.00	
S. Department Manager, FS 6	116	57.42	\$6,660.72	
Chief Surveyor, FS5	160	34.84	\$5,574.40	
Instrument man, FS3	160	21.94	\$3,510.40	
DIRECT LABOR TOTAL:				\$26,492.92
8. OVERHEAD (specify cost pool)	RATE	X BASE	ESTIMATED COST	
	1.6289	\$26,492.92	\$48,452.90	
OVERHEAD TOTAL:				\$48,452.90
9. FEE OR PROFIT (show rate and b @10% x	\$74,945.82 (base)			\$7,494.58

SUPPLEMENTAL SERVICES

10. SUBCONTRACTS (identity & purpose)			COST	
SUBCONTRACTOR TOTAL:				\$0.00
11. SPECIAL EQUIPMENT	RATE	ESTIMATED HOURS	ESTIMATED COST	
			\$0.00	
			\$0.00	
EQUIPMENT TOTAL:				\$0.00
12. TRAVEL			ESTIMATED COST	
Transportation: Estimate 3630 miles and \$0.95/mile			\$3,448.50	
TRAVEL TOTAL				\$3,448.50
13. OTHER REIMBURSEABLE COST			ESTIMATED COST	
Ownership & Title Reports: 3rd party expense, research			\$24,288.21	
OTHER REIMBURSABLE TOTAL:				\$24,288.21
SUBTOTAL ITEMS 7 - 13:				\$110,177.11
14. GROSS RECEIPTS	@7.875%			\$8,676.45
15. TOTAL PRICE				\$118,853.56

16. SIGNATURE OF PREPARER 	OWNER'S REVIEW BY Sarah Anderson	ENGINEERING PROJECT MANAGEMENT DIVISION
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Exhibit B-2

CITY OF SANTA FE, NEW MEXICO PUBLIC WORKS DEPARTMENT

ENGINEERING COST SUMMARY

PART 1 - GENERAL

1. NAME OF PROJECT: Guadalupe Street Reconstruction Project		2. CIP#: 801B	
3. NAME OF CONTRACTOR: Wilson & Company, Inc. Engineers and Architects		4. DATE OF PROPOSAL: August 20, 2019	
5. ADDRESS OF CONTRACTOR: 4401 Masthead Street NE, Suite 150 Albuquerque, NM 87109		6. TYPE OF SERVICE TO BE FURNISHED: Professional ROW Acquisition Services A. WORK ELEMENT: Phase II Preliminary and Final Design Amendment	

PART 2 - COST SUMMARY

BASIC SERVICES

7. DIRECT LABOR (specify categories)	ESTIMATED HOURS	HOURLY RATE	ESTIMATED COST	TOTALS
QA/QC Manager, P6		69.68	\$0.00	
Project Manager, P5		55.48	\$0.00	
Task Engineer, P4		43.87	\$0.00	
Engineering Intern, P3		36.77	\$0.00	
Construction Observer, FC5		37.84	\$0.00	
GIS/CADD, OD6		31.61	\$0.00	
Administrative Assistant, AD3		22.90	\$0.00	
S. Department Manager, FS 6		57.42	\$0.00	
Chief Surveyor, FS5		34.84	\$0.00	
Instrument man, FS3		21.94	\$0.00	
DIRECT LABOR TOTAL:				\$0.00
8. OVERHEAD (specify cost pool)	RATE	X BASE	ESTIMATED COST	
	1.8289	\$0.00	\$0.00	
OVERHEAD TOTAL:				\$0.00
9. FEE OR PROFIT (show rate and b @10% x \$0.00 (base))				\$0.00

SUPPLEMENTAL SERVICES

10. SUBCONTRACTS (identity & purpose)		COST	
Tierra Right-of-Way Services (real-estate services for acquisition)		\$193,019.20	
SUBCONTRACTOR TOTAL:		\$193,019.20	
11. SPECIAL EQUIPMENT	RATE	ESTIMATED HOURS	ESTIMATED COST
			\$0.00
			\$0.00
EQUIPMENT TOTAL:			\$0.00
12. TRAVEL			ESTIMATED COST
TRAVEL TOTAL:			\$0.00
13. OTHER REIMBURSEABLE COST			ESTIMATED COST
OTHER REIMBURSABLE TOTAL:			\$0.00
SUBTOTAL ITEMS 7 - 13:			\$193,019.20
14. GROSS RECEIPTS @7.875%			\$15,200.26
15. TOTAL PRICE			\$208,219.46
16. SIGNATURE OF PREPARER	OWNER'S REVIEW BY Sarah Anderson	ENGINEERING PROJECT MANAGEMENT DIVISION	

Guadalupe Street Reconstruction
from
Agua Fria Street to Paseo De Peralta

ID	Task Name	Task Mode	Duration	Start	Finish	Predecessors	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter
1	Notice to Proceed	870 days?		Mon 9/18/17	Fri 1/15/21		Sep Oct Nov Dec Jan Feb Mar Apr May Jun Jul Aug Sep Oct Nov Dec Jan Feb Mar Apr May Jun Jul Aug Sep Oct Nov Dec Jan											
2	Survey	30 days		Mon 9/18/17	Fri 10/27/17													
3	Eval of alternatives	35 days		Mon 10/30/17	Fri 12/15/17	2												
4	Phase A/B Report	90 days		Mon 12/18/17	Fri 4/20/18	3												
5	Environmental	90 days		Mon 10/9/17	Fri 2/9/18													
6	30% Plans	30 days		Mon 12/18/17	Fri 1/26/18	2,3												
7	Drainage Report	45 days		Mon 10/30/17	Fri 12/29/17	2												
8	60% Plans	354 days		Mon 4/23/18	Thu 8/29/19	4,6												
9	NM/DOY Cooperative Agreement Amendment No. 1 & Consultant Amendment	105 days		Mon 5/6/19	Fri 9/27/19													
10	ROW Mapping & Acquisition	300 days		Mon 9/30/19	Fri 11/20/20	8,9												
11	90% Plans	45 days		Thu 9/19/19	Wed 11/20/18													
12	NMDOT Certifications	20 days		Mon 11/23/20	Fri 12/18/20	10,11												
13	PS&E	10 days		Mon 12/21/20	Fri 1/1/21	12												
14	Address Comments Signed, Sealed, PS&E	10 days		Mon 1/4/21	Fri 1/15/21	13												
15	Coop Agreement Terr				Fri 10/16/20													

Project: schedule 081419	Task Split Milestone Summary	Project Summary Inactive Task Inactive Milestone Inactive Summary	Manual Task Duration-only Manual Summary Rollup Manual Summary	Start-only Finish-only External Tasks External Milestone	Deadline Progress Manual Progress
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