



**City of Valdez
Contract Amendment #5**

THIS AMENDMENT between the CITY OF VALDEZ, ALASKA, (“City”) and BURKHART CROFT ARCHITECTS, LLC, (“Contractor”), is to the following AGREEMENT dated the 7th day of November, 2017:

Project: Valdez Swimming Pool Renovation

Project No: 17-350-1419

Contract No.: 1328

Cost Code: 350-0310-55000.1419

Contractor’s project manager under this agreement is Dave Dreher.

City’s project manager is Scott Benda.

ARTICLE 1. Justification

The above referenced AGREEMENT requires modification due to the following requirements or conditions: Provide additional construction administration services and one additional site visit.

ARTICLE 2. Scope of Work - Period of Performance

Scope of work and/or Period of Performance to the above referenced AGREEMENT shall be modified as specified in the attached proposal for additional services dated November 15, 2018, which is hereby incorporated by this reference.

ARTICLE 3. Compensation

Original amount of the AGREEMENT: \$30,792.00

Amount Changed by previously authorized Amendments: \$56,315

AGREEMENT Amount prior to this Amendment: \$87,107.00

Amount of this Amendment: \$24,181.00

New total AGREEMENT amount including this Amendment: \$111,288.00

ARTICLE 4. Extent of Agreement:

The above referenced AGREEMENT, including this and all previously authorized Amendments and appendices, represents the entire and integrated AGREEMENT between the City and the Contractor.

Nothing contained herein may be deemed to create any contractual relationship between the City and any Subconsultants or material suppliers; nor may anything contained herein be deemed to give any third party a claim or right of action against the City or the Contractor which does not otherwise exist without regard to this AGREEMENT.

All terms, conditions, and provisions of the above referenced AGREEMENT, to include all previously authorized Amendments, remain in full force and effect, except as specifically modified herein by this Amendment.

IN WITNESS WHEREOF, the parties to this presence have executed this AMENDMENT in two (2) counterparts, each of which shall be deemed an original, on the date first mentioned above.

BURKHART CROFT ARCHITECTS, LLC

**CITY OF VALDEZ, ALASKA
APPROVED:**


Name of Company Rep Authorized to Sign


City Manager

BY: Dave Dreher

Date: 5/1/19

TITLE: Member/Principal

DATE: 4/19/19

ATTEST:

Sheri L. Pierce, MMC, City Clerk

FEDERAL ID #: 86-1108928

Date: 5/1/19


Signature of Company Secretary or Attest

RECOMMENDED:

Nathan Duval, Capital Facilities Director

Date: 4/19/19

Date: 4-26-19



April 5, 2019

City of Valdez
Capital Facilities
212 Chenega
Valdez, Alaska 99686

Attn: Scott Benda - Project Manager

Re: **Fee Proposal - Additional Services**
Valdez High School - High School Pool Upgrade
BCA Project No. 1703

Scott,

I do want to thank you and the City of Valdez again for including Burkhart Croft Architects (BCA) for the High School Pool Renovation Project. As you are aware from our previous conversations, this project has suffered various scope changes and an increase in the design teams' efforts during the construction phase. I do feel we have successfully found our path forward however. We are certainly looking forward to a successful project the community can utilize and take pride in.

Scope

This proposal will add additional scope to the construction phase of the project for the increased responsibilities BCA and our design team has undertaken with regards to the projects increase in scope and additional RFI's and responses to contractor questions. We have also included costs associated with two additional site visits for RSA.

Architecturally we are already under contract for a single inspection, but it was slated with two participates from BCA. Given the scope of work, what we intend to do is perform two separate inspections, with a single member from BCA. These would align with RSA's efforts. We are attaching RSA's proposal for their increase in their construction phase related services for your reference.

Reimbursable Expenses – Reimbursable expenses have been included in our previous proposals. The current total available is \$2,346. In order to align this to the remaining site inspections, and the additional inspections proposed, we are proposing an increase in the amount of \$1,500.

For all services described above, we propose a contract modification to the original contract value as follows. Aligning to our original agreement, all CA Services will be billed on a time & materials basis:

| | |
|---|-----------------|
| Construction Administration Services (T&M): | \$22,681 |
| Additional Site Visit Reimbursables (T&M): | <u>\$ 1,500</u> |
| TOTAL: | \$24,181 |

We appreciate this opportunity to be of service to the City of Valdez. Please let us know if there are any questions or concerns. Please don't hesitate to call if you have any further questions.

Regards,



Dave Dreher, AIA
Burkhart Croft Architects, LLC



City of Valdez - High School Pool Renovation - Additional Services
Bidding Assistance & Construction Administration Phase

April 5, 2019
 BCA Project No. 1703

| PHASE / TASK | | | ARCH | MECH | ELEC | TOTAL |
|---|-------------|-------------|----------|---------|---------|----------|
| ADDITIONAL BIDDING ASSISTANCE | <u>Hrs.</u> | <u>Rate</u> | \$5,040 | \$0 | \$0 | \$5,040 |
| Responding to Bidder questions & Addenda prep | 36 | \$140 | | | | |
| Architectural Sub-Total: | 36 | | | | | |
| 10% Consultant Mark-Up: | | | | \$0 | \$0 | \$0 |
| Sub-Total: | | | \$5,040 | \$0 | \$0 | \$5,040 |
| ADDITIONAL CONSTRUCTION ADMINISTRATION - T&M | <u>Hrs.</u> | <u>Rate</u> | \$9,360 | \$4,134 | \$3,394 | \$16,888 |
| Submittal & RFI Review | 78 | \$120 | | | | |
| Architectural Sub-Total: | 78 | | | | | |
| 10% Consultant Mark-Up: | | | | \$413 | \$339 | \$753 |
| Sub-Total: | | | \$9,360 | \$4,547 | \$3,733 | \$17,641 |
| SUB-TOTAL FEE: | | | \$14,400 | \$4,547 | \$3,733 | \$22,681 |
| ADDITIONAL CA SERVICES: | | | | | | \$22,681 |
| PROPOSED INCREASE IN REIMBURSABLE EXPENSES: | | | | | | \$1,500 |
| PROPOSAL TOTAL: | | | | | | \$24,181 |

April 1, 2019

Burkhart Croft Architects
880 N Street, Suite 302
Anchorage, AK 99501

ATTENTION: Dave Dreher

Dear Dave,

**REFERENCE: Valdez Swimming Pool
Additional Construction Administration Services Fee Proposal**

As requested, we are providing a fee proposal for additional construction administration (CA) services on the above referenced project. The additional CA services are associated with the following:

- We have included fee estimate for additional CA services for review of partial submittals, additional RFIs and for CA services associated with the pool water slide portion of the project that was added during bid process.
- We have included time for an additional mechanical and electrical site inspection. Our original fee only included one mechanical and one electrical site inspection, we understand the owner has requested an additional inspection for mechanical and electrical due to project schedule. One inspection will occur midway through the project and one will occur at substantial.

Exclusions:

- Travel delays are not included in our fee for site visits outside of Anchorage. Travel delays will be billed up to 8 hours per day of actual time including reimbursable expenses incurred.

RSA proposes the following fee estimate for additional construction administration services to be completed on a time and expenses basis:

| <u>Task</u> | <u>Mechanical</u> | <u>Electrical</u> |
|------------------------------|--------------------------|--------------------------|
| Additional In-Office C/A | \$ 1,745 | \$ 1,705 |
| Additional Site Inspection | \$ 2,389 | \$ 1,689 |
| | \$ 4,134 | \$ 3,394 |
| TOTAL ADDITIONAL FEE: | \$ 7,528 | |

Please review and advise if this proposal is acceptable by issuing us a contract amendment for increased fee limit for time and expenses CA services. If there are any questions on the additional services proposed, please let me know.

Sincerely,



Brian Pekar, P.E.
Associate Principal Engineer

bpp/hhm
19-0143/L7240