

**AMENDMENT NO. 3 TO
PROFESSIONAL SERVICES AGREEMENT WITH
MILLER ENGINEERING CONSULTANTS
TO PROVIDE CIVIL ENGINEERING SERVICES FOR
COUNTY ROAD 55-A**

THIS AMENDMENT is made and entered into as of this 6th day of August, 2014 by and between **Santa Fe County**, a political subdivision of the State of New Mexico (hereinafter "Owner"), and **Miller Engineering Consultants, Inc.**, who business address is 3500 Comanche NE, Building F, Albuquerque, New Mexico 87107 (hereinafter "Contractor").

WHEREAS, Owner and Contractor entered into Agreement No. 2014-0105-PW/MS dated October 11, 2013 to provide for Contractor's provision of civil engineering services for County Road 55-A (General Goodwin Road);

WHEREAS, the Agreement was amended on December 17, 2013 in order for Contractor to update the Drainage Study, complete a design for boring and casing to address drainage issues on County Road 55-A, and increase the Contractor's compensation by \$20,609.45;

WHEREAS, the Agreement was amended on April 23, 2014 to provide for the Contractor's application of Hec-Ras Modeling to determine the hydraulics of the water flow for existing and proposed conditions of the drainage structure to determine floodplain limits in the project area; for the Contractor to evaluate three (3) engineering designs to address drainage issues, develop construction cost estimates and a decision matrix; incorporate the study and evaluation into the final drainage report for the project; and increase the Contractor's compensation by \$10,190.70 for the additional engineering services;

WHEREAS, Article 14 of Agreement No. 2014-0105-PW/MS allows the Agreement to be amended by an instrument in writing executed by the parties;

WHEREAS, the parties wish to amend the Agreement by this Amendment No. 3 to: (a) provide for the Contractor's completion of a topo survey and update of the base plan and profile drawings to reflect new base topo survey, and (b) prepare design and construction documents to address the various drainage problems depicted on Exhibits A, and A-1 through 8, attached hereto and incorporated herein, along the south side of NM 14, and increase the Contractor's compensation by \$15,082.92.

NOW THEREFORE IT IS AGREED AS FOLLOWS:

1. Article 1. "SCOPE OF WORK" of the Agreement is amended by inserting the following as subparagraphs "s" and "t":

- s. Complete topographic survey and update all base plan and profile drawings to reflect new base topo survey along NM 14 that was prepared by Morris Surveying.

- t. Prepare a design and construction drawings for drainage improvements along the south side of NM 14 to maintain drainage within the NMDOT right-of-way. The Contractor's construction drawings shall include an update ditch plan and profile, typical sections, grading plan, structure sections at all driveway entrances and provide quantity take-off, summary of quantities and an Engineer's Opinion of Probable Construction Costs.

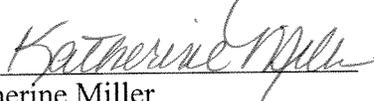
2. Article 2. "COMPENSATION, INVOICING, AND SET OFF" of the Agreement is amended by inserting a subparagraph (c) to read as follows:

- (c) By Amendment No.3 to increase the Contractor's services and compensation by Fifteen Thousand Eighty Two Dollars and Ninety Two Cents (\$15,082.92), the total amount payable to the Contractor under this Agreement shall not exceed **Seventy Four Thousand Two Hundred Fifty Four Dollars and Sixty One Cents (\$74,254.61)**, exclusive of New Mexico gross receipts tax. Any gross receipts tax levied on the amounts payable under this Agreement shall be paid by the County to the Contractor.

3. All other provisions of Agreement No. 2014-0105-PW/MS not specifically amended by Amendment No. 1, 2 and this Amendment No. 3 shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have executed this Amendment as of the date first written above.

SANTA FE COUNTY


Katherine Miller
Santa Fe County Manager

Date 8.6.14

Approved as to form


Gregory S. Shaffer
Santa Fe County Attorney

Date 7/10/14

Finance Department approval


Teresa C. Martinez
Finance Director

Date 7/21/14

CONTRACTOR MILLER ENGINEERING CONSULTANTS, INC.

[Handwritten Signature], P.A.E.S.
(signature and title)

Date 7/24/14

Yellow Line - Existing Path of Runoff

Red Line - New Path of Runoff

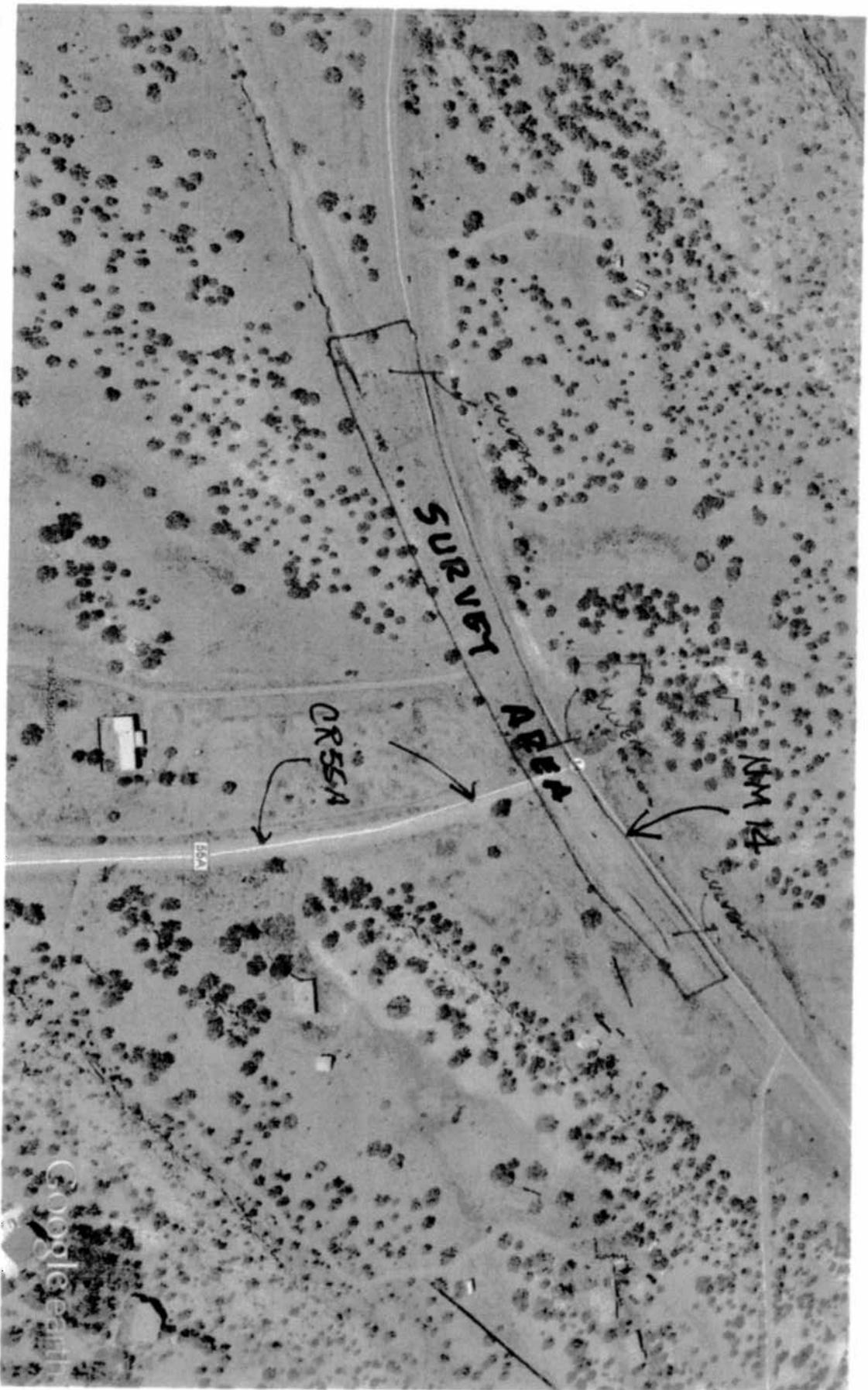


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EXHIBIT

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B



Google earth

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tabbles'
EXHIBIT
A-1

CRSSA + NM 14



10/11/11

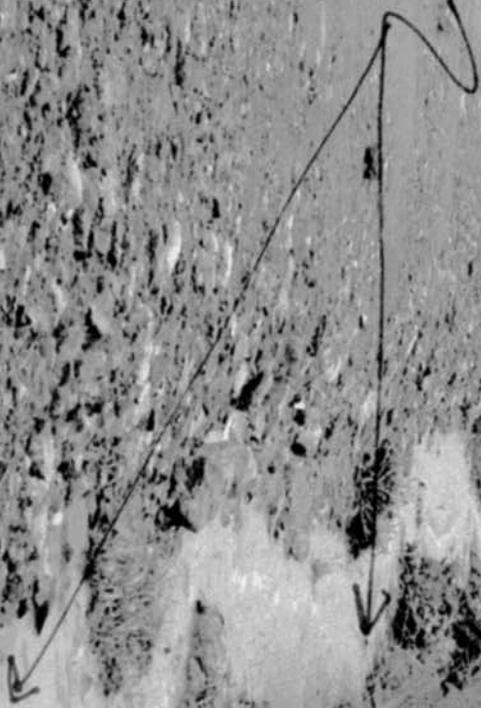


GENERAL
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10/11/11

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WEST SIDE OF
CR 55A.
FLOWS COMING OFF
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tabbies
EXHIBIT
A-2

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NM 14

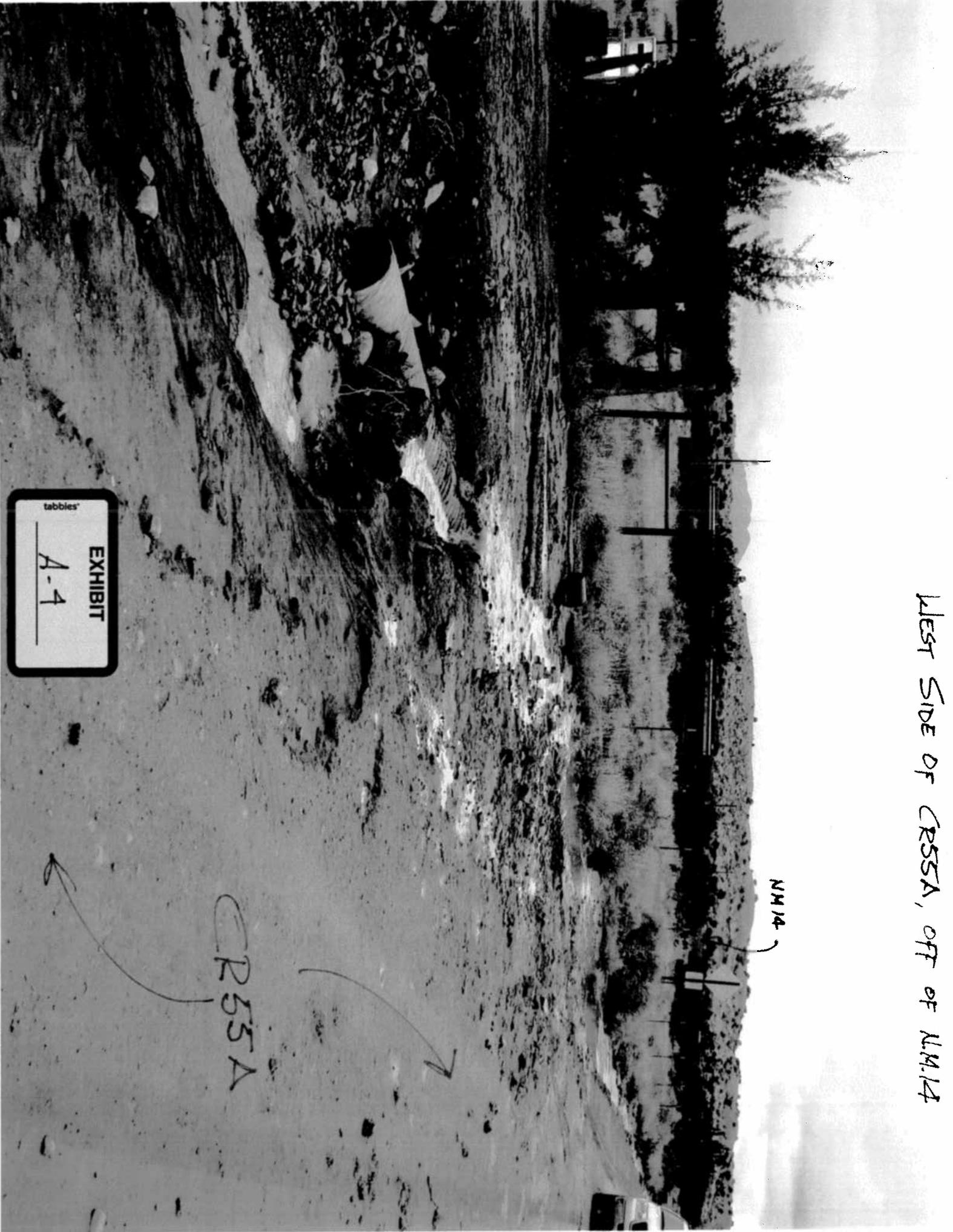
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tabbles'
EXHIBIT
A-3

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WEST SIDE OF CR55A, OFF OF NM14



NM14

CR55A

EXHIBIT

A-4

tabbles

SHOULD TO THE ACCESS TO THE TALK

SHOULD

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DRAWING COMING FROM DRAWING NM 14 (South Sid.) Towards CR 55A



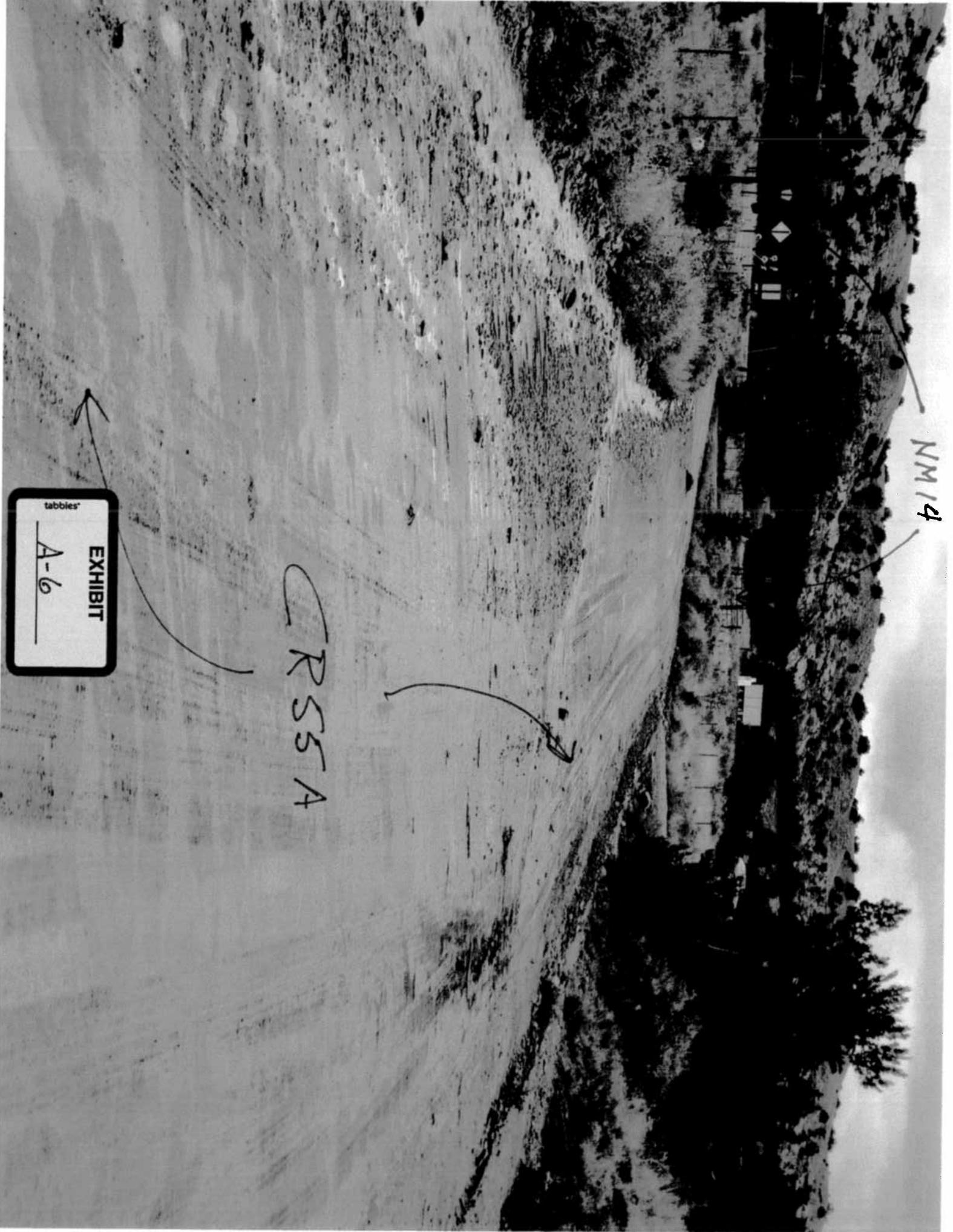
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EXHIBIT
A-5

NOTE: Series: 1950-1959, 1960-1969, 1970-1979, 1980-1989, 1990-1999, 2000-2009, 2010-2019, 2020-2029, 2030-2039, 2040-2049, 2050-2059, 2060-2069, 2070-2079, 2080-2089, 2090-2099, 2100-2109, 2110-2119, 2120-2129, 2130-2139, 2140-2149, 2150-2159, 2160-2169, 2170-2179, 2180-2189, 2190-2199, 2200-2209, 2210-2219, 2220-2229, 2230-2239, 2240-2249, 2250-2259, 2260-2269, 2270-2279, 2280-2289, 2290-2299, 2300-2309, 2310-2319, 2320-2329, 2330-2339, 2340-2349, 2350-2359, 2360-2369, 2370-2379, 2380-2389, 2390-2399, 2400-2409, 2410-2419, 2420-2429, 2430-2439, 2440-2449, 2450-2459, 2460-2469, 2470-2479, 2480-2489, 2490-2499, 2500-2509, 2510-2519, 2520-2529, 2530-2539, 2540-2549, 2550-2559, 2560-2569, 2570-2579, 2580-2589, 2590-2599, 2600-2609, 2610-2619, 2620-2629, 2630-2639, 2640-2649, 2650-2659, 2660-2669, 2670-2679, 2680-2689, 2690-2699, 2700-2709, 2710-2719, 2720-2729, 2730-2739, 2740-2749, 2750-2759, 2760-2769, 2770-2779, 2780-2789, 2790-2799, 2800-2809, 2810-2819, 2820-2829, 2830-2839, 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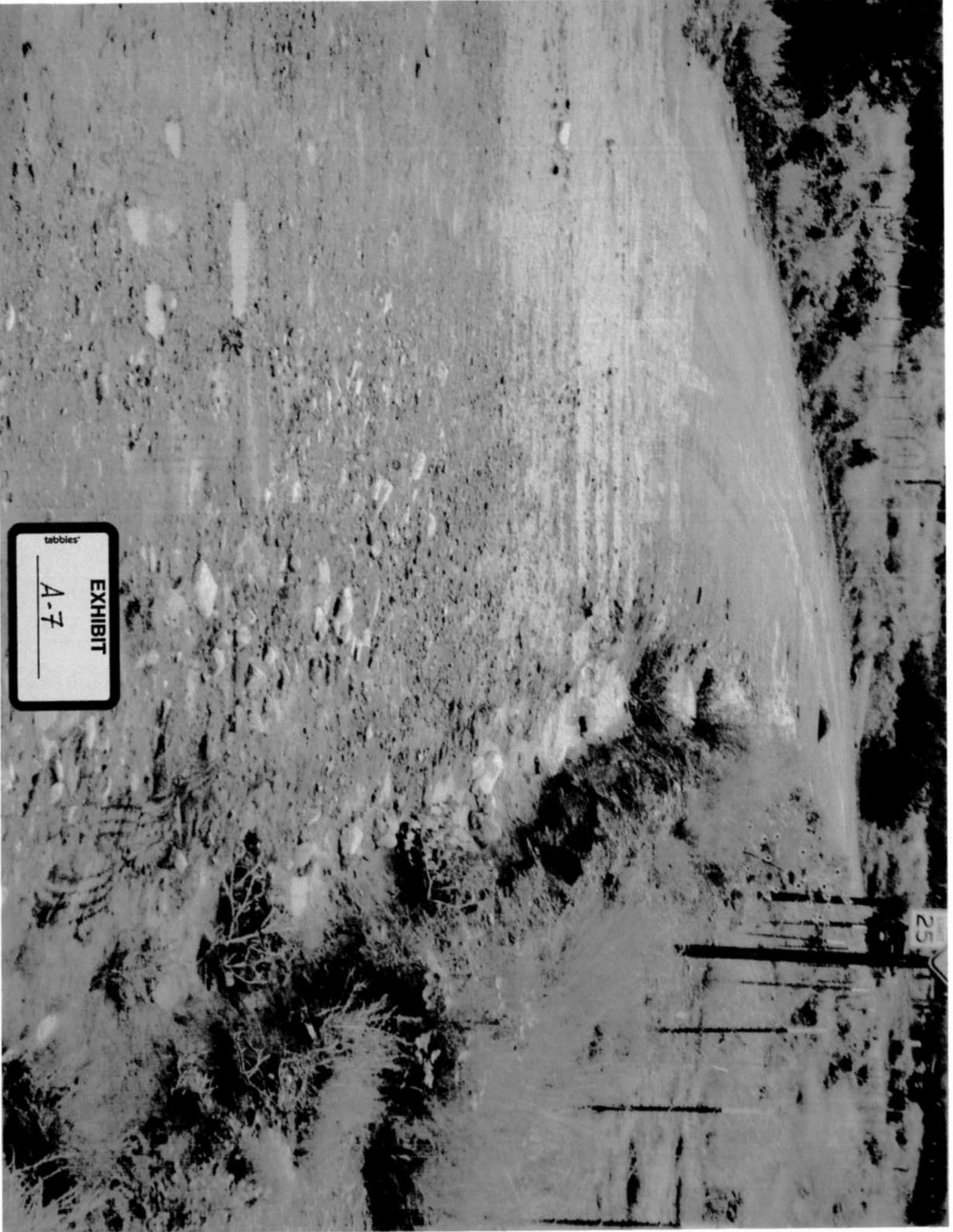
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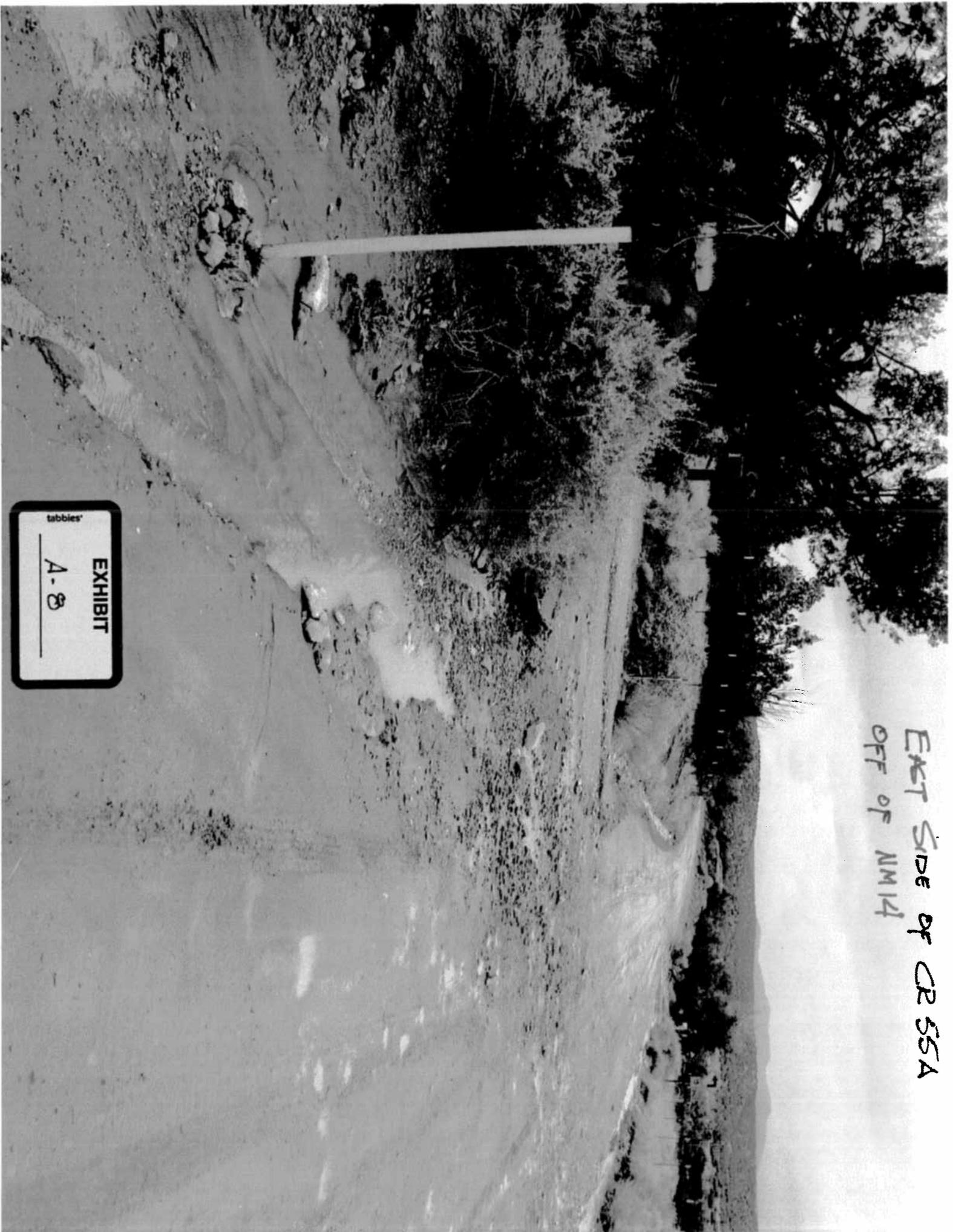


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EAST SIDE OF CR 55A
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