

AMENDMENT TO OWNER-ENGINEER AGREEMENT
Amendment No. 2
Contract No. 29-0131-CSD/JC, as amended

- a. Effective Date of Owner-Engineer Agreement: 18 December 2009
- b. Owner: Santa Fe County
- c. Engineer: Loris and Associates, Inc., a Colorado corporation
- d. Project: The Santa Fe Rail Trail

WHEREAS, pursuant to Contract No. 29-0131-CSD/JC dated December 18, 2009, as amended by Amendment No. 1 dated April 13, 2011, the Contractor prepared a final design plan for the Santa Fe County's portion of the Santa Fe Rail Trail, a 12.5 mile recreational trail running south from Rabbit Road in Santa Fe to Lamy, New Mexico;

WHEREAS, the design plan for the Santa Fe Rail Trail provides for the construction of the Santa Fe Rail Trail in six separate segments of construction;

WHEREAS, Segment 1 from Rabbit Road to the Spur Trail has been completed by a contractor procured by the County;

WHEREAS, the County is prepared to proceed with the construction of Segments 2, 3 and 4 of the Santa Fe Rail Trail and the County requires the Contractor to provide additional bidding and construction phase services for the construction of Segments Nos. 2, 3 and 4;

WHEREAS, by this Amendment No. 2 the parties agree to amend Contract No. 29-0131-CSD/JC, as amended by Amendment No. 1, to provide for the Contractor's continuation of bidding and construction phase services for Segment Nos. 2, 3 and 4 as follows:

a. The Scope of Services currently authorized to be performed by Engineer in accordance with Contract No. 29-0131-CSD/JR and Amendment No. 1, is modified as follows:

1. Contractor's services for Segments 2 and 3:

- a) Attend pre-bid meeting;
- b) Bid consultation;
- c) Assist Owner with issuing addenda;
- d) Attend pre-bid conference;
- e) Review contractor's submittals;
- f) Review contractor's pay applications;
- g) Process pay applications in the B2GNow and LCPtracker systems;

- h) Conduct four (4) site visits during construction;
- i) Consultation during construction; and
- j) Provide as-built drawings based on red-line drawings prepared by the Owner.

2. For the bidding and construction phase services set forth above, Owner shall pay Engineer the following additional compensation: Twenty Two Thousand Sixty Dollars and No Cents (**\$22,060.00**) as detailed in the attached fee schedule marked Exhibit K.

3. Contractor's services for Segment 4:

- a) Assemble bid documents from previous design;
- b) Attend pre-bid meeting;
- c) Bid consultation;
- d) Assist Owner with issuing addenda;
- e) Attend pre-bid conference;
- f) Review contractor's submittals;
- g) Review contractor's pay applications;
- h) Conduct three (3) site visits;
- i) Consultation during construction; and
- j) Provide as-built drawings based on red-line drawings prepared by the Owner.

4. For the bidding and construction phase services set forth above, Owner shall pay Engineer the following additional compensation: Eighteen Thousand Four Hundred Ten Dollars and No Cents (\$18,410.00) as detailed in the attached fee schedule marked Exhibit L.

5. Agreement Summary (Reference only)

a. Original Agreement amount:	\$ 176,526.00
b. Net change for prior amendments:	\$ 21,240.00
c. This Amendment No. 2 amount:	<u>\$ 40,470.00</u>
d. Adjusted Contract Sum:	\$ 238,236.00

The foregoing Agreement Summary is for reference only and does not alter the terms of the Agreement, as amended, including those set forth in Exhibits C and J.

Owner and Engineer hereby agree to modify Contract No. 29-0131-CSD/JC as set forth in this Amendment. All provisions of the Agreement not modified by Amendment No. 1 and this Amendment No. 2 shall remain in full force and effect.

SFRT Seg 4 ~SOW & Fee~ADS #2~20013-03-13.xlsx
 3. Construction Administration

TASK #	TASK NAME	TASK DETAIL	Task ID	Princ	Assoc Princ	PE Civil	EIT Civil	PE Struct	EIT Struct	Draft	Adm	LORIS Subtot	LORIS Expense	LORIS Total		
		These Bid & Construction serviced are assumed. Actual services will be determined when the scope of construction has been determined.	Rate:	\$160	\$140	\$110	\$85	\$130	\$85	\$85	\$60					
5.1	Bid															
a.	Bid Assistance															
	Assemble Bid Documents		26-TRA		8					6		\$ 1,630	\$ 550	\$ 2,180		
	Pre-Bid Meeting	Travel and attend meeting	26-TRA		8							\$ 1,120	\$ 550	\$ 1,670		
	Bid Consultation		26-TRA		4		2					\$ 730		\$ 730		
	Issue Addenda	Assist SF County in issuing addenda if needed	26-TRA		4		2					\$ 730		\$ 730		
5.2	Pre-Construction															
a.	Pre-Construction Meeting															
	Attend Meeting	Travel and attend meeting	26-TRA		8							\$ 1,120	\$ 550	\$ 1,670		
5.3	Construction															
a.	Submittal Review															
	Misc Submittals		26-TRA		4		8					\$ 1,240		\$ 1,240		
	B2Gnow and LCPTracker Recording	Not In Contract	26-TRA									\$ -		\$ -		
b.	Construction Observation															
	Site Visits	3 assumed	26-TRA		24							\$ 3,260	\$ 1,650	\$ 5,010		
	Consultation	Questions, review proposed contractor changes, etc.	26-TRA		16		12					\$ 3,260		\$ 3,260		
	Materials Testing	NIC	1-PMG									\$ -		\$ -		
5.4	Post-Construction															
a.	As-Built Drawings															
	Drawings	Assume Santa Fe County provides redlines	26-TRA		4					16		\$ 1,920		\$ 1,920		
			Total Hours			0	80	0	24	0	22	0	126			
			Total Amount			\$ -	\$ 11,200	\$ -	\$ 2,040	\$ -	\$ -	\$ 1,670	\$ -	\$ 15,110	\$ 3,300	\$ 18,410

EXHIBIT

OWNER:

Katherine Miller
By: Katherine Miller

Title: Santa Fe County Manager

Date Signed: 5.16.13

ENGINEER:

Oliver Lopez
By: Oliver Lopez

Title: President

Date Signed: 5/15/13
Loris And Associates, Inc.

Approved as to form:

Stephen C. Ross Date: 5-8-13
Stephen C. Ross
Santa Fe County Attorney

Finance Department

Teresa C. Martinez Date: 5-16-13
Teresa C. Martinez
Director