

AMENDMENT NO. 3 TO C22759

Contract Start Date:	02/09/2016	Original Total Amount:	\$1,633,674.00
Original Completion Date:	01/31/2017	As Previously Amended:	\$2,500,297.00
Amended Completion Date:	12/31/2021	Current Amendment:	\$75,000.00
Resolution:	20-0496R	New Total Contract Amount:	\$2,575,297.00

This amendment, effective as of the date of attestation by the City Clerk (the "Effective Date"), by and between the City of Duluth, hereinafter referred to as "City", and LHB, Inc. located at 21 West Superior Street, Suite 500, Duluth, MN 55802 hereinafter referred to as "Consultant", for the purpose of rendering services to the City.

WHEREAS, on February 9, 2016, City and Consultant entered into an agreement bearing City of Duluth Contract No. C22759 for final design for the reconstruction of Superior Street from 6th Avenue West to 4th Avenue East, which Contract has been previously amended two times and which contract and amendment(s) are hereinafter referred to as the "Contract"; and

WHEREAS, both parties desire to amend the Contract.

NOW THEREFORE, in consideration of the mutual covenants and conditions hereinafter set forth, the parties hereto hereby agree as follows:

In this Amendment changes in the language of the Contract which delete language will be shown as stricken and language added to the contract language will be underlined.

Revision 1. Wherever in the contract reference is made to total contract amount, the Contract is changed as follows: ~~\$1,633,674.00~~ ~~\$2,352,817.00~~ ~~\$2,500,297.00~~ \$2,575,297.00

Revision 2. The Special Provisions described in Section VI of the Contract is hereby amended as follows:

The following exhibits are attached to and made part of this agreement:

- 1) Exhibit A, Engineer's Hourly Rates
- 2) Exhibit B, Engineer's Proposal dated January 8, 2016
- 3) Exhibit C, Engineer's Proposal dated February 13, 2018, titled Final Design Phase
- 4) Exhibit D, Engineer's Proposal dated February 13, 2018, titled Lake Ave – 2nd Ave East (Re-Design)
- 5) Exhibit E, Engineer's Proposal dated June 11, 2020, titled Superior Street Reconstruction Construction Support

In the event of a conflict between the agreement and any Exhibit, the terms of the Agreement will be controlling.

Revision 3. Wherever in the contract reference to Exhibit B is made, reference shall include Exhibit C, ~~and Exhibit D,~~ and Exhibit E.

Revision 4. The Completion Time described in Section II, Paragraph G.18) is hereby amended as follows:

The construction administration and inspection phase shall be completed by ~~December 31, 2020~~ December 31, 2021.

In all other respects the contract, together with all of its terms, covenants and conditions, is hereby confirmed in its entirety.

[Remainder of page intentionally left blank. Signature page to follow.]



21 West Superior Street, Suite 500
Duluth, Minnesota 55802
218 727-8446
Fax 218 727-8456
www.LHBcorp.com

EXHIBIT E

June 11, 2020

Duncan C. Schwensohn, PE
Senior Engineer
City of Duluth
411 West First Street, Room 211

**SUPERIOR STREET RECONSTRUCTION
CONSTRUCTION SUPPORT
CITY PROJECT 1507TR
CITY CONTRACT NO. 22759**

The City is requesting additional construction support for the construction of Superior Street. The additional scope of services will consist of responding to Contractor requests for information, clarification, and field assistance on an on-call basis and to be determined by the City Engineer.

The additional scope of services also offsets budget expended to provide construction surveying that was authorized for 2018, 2019 and 2020 and tracked separately from LHB's construction support task by survey division. Construction surveying was not part of LHB's original construction support budget. The total expended budget to date for construction survey services was \$162,409.87.

LHB proposes establishing a supplement to the current construction support task in the amount of \$75,000 to support construction through 2020 and final project closeout. LHB proposes to complete the work on an hourly basis.

We appreciate the opportunity to continue providing services for this project. Upon review if you have any questions concerning our proposal or would like to meet to review please do not hesitate to call.

LHB

Brad Scott, P.E.
Project Manager

Attachments: Fee Estimate Worksheet

c: LHB File # 150714

Q:\15Proj\150714\100 Financial\101 Proposals\Cost\Supplement No. 4 - Construction Support\150714PR20200611 Supplement #4.docx

Duluth, MN

Minneapolis, MN



Project Name **Superior Street Reconstruction**
 Client **City of Duluth**
 Preparer **LHB**

LHB Project Number **150714**
 City Project No. **1507**
 Date **6/11/2020**

Work Plan Task	Description	Project Principal	Project Manager	Project Engineer	Project Engineer	Project Engineer	Civil Designer	Landscape Architect	Lead Technician	Civil Technician	Admin Asst.	Total Labor Costs (\$)
		\$ 165	\$ 165	\$ 135	\$ 145	\$ 155	\$ 100	\$ 125	\$ 100	\$ 75	\$ 75	
1	Construction Support	20	100	0	0	150	20	50	150	75	41	\$ 75,000
TOTALS		20	100	0	0	150	20	50	150	75	41	\$ 75,000
OTHER DIRECT COSTS (ODC)								SUMMARY				
Description		Cost								Labor Cost		\$ 75,000
Travel (mileage at \$0.575/mile)										Other Direct Costs		\$ -
Mail / Delivery										Total Est Cost		\$ 75,000
Supplies/ Printing at Cost												
Survey Equipment												
Total ODC		\$ -								Total Est Costs		\$ 75,000