

AMENDMENT NO. 1 TO L 30299

Contract Start Date:	12/09/2019	Original Total Amount:	\$52,200.00
Original Completion Date:	10/31/2020	As Previously Amended:	\$52,200.00
Amendment Completion Date:	06/30/2021	Current Amendment:	\$12,000.00
Resolution:	20-0808R	New Total Contract Amount:	\$64,200.00

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 TKDA located at 11 E. Superior St., Ste. 420, Duluth, MN 55802, hereinafter referred to as “Consultant”, for the purpose of rendering services to the City.

WHEREAS, on December 9, 2019, City and Consultant entered into an agreement bearing City of Duluth Contract No. L 30299 for engineering services for improvements at the West Duluth Sports Complex, which Contract has not been previously amended, and is 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. The Construction Survey and Layout Phase described in Section II.F of the Contract is hereby included in the contract with a completion date of October 30, 2020.

Revision 2. The Completion Time described in Section II.G.18 of the Contract is hereby amended as follows:

The construction administration and inspection phase shall be completed by ~~October 31, 2020~~ June 30, 2021.

Revision 3. The Total Not to Exceed described in Section V.C. of the Contract is hereby amended as follows:

All payments under this Contract are not to exceed ~~fifty Two Thousand, Two Hundred and no/100ths Dollars (\$52,200.00)~~ sixty-four thousand, two hundred and 00/10 dollars (\$64,200.00).

Revision 4. Wherever in the agreement reference is made to Exhibit B, it shall also mean reference to Exhibit C, Engineer’s proposal dated October 9, 2020, which is attached and hereby incorporated into the agreement.

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

IN WITNESS WHEREOF, the parties have hereunto set their hands as of the date of attestation shown below:

CITY OF DULUTH

TKDA

By:

By:

Mayor

Company Representative

Attest:

Its:

City Clerk

Title of Representative

Date Attested: _____

Date: _____

Countersigned:

City Auditor

Approved as to form:

City Attorney



11 East Superior Street, Suite 420
 Duluth, MN 55802
 218.724.8578
 tkda.com

October 9, 2020

Via Email: rhurd@DuluthMN.gov

Mr. Rob Hurd
 City of Duluth—Facilities Management
 1532 W. Michigan Street
 Duluth, Minnesota 55806

Re: Request for Amendment 1 to Agreement L30299
 Additional Engineering Services- Construction Staking
 Wheeler Sports Complex Improvements
 TKDA Project No. 17692.000

Dear Mr. Hurd:

Per our recent discussion, we propose to provide Additional Engineering Services for the Wheeler Sports Improvements Project. The City requested TKDA to provide construction staking for the Contractor throughout construction of the Project.

We are requesting modification to our compensation as summarized below. Our Amendment 1 Fee Estimate is attached for your review.

Original Agreement Amount L30299	\$52,200
Phase F--Construction Staking and Layout Phase	\$12,000
Total Revised Agreement Amount	\$64,200

Compensation to TKDA for Additional Services as described herein shall be on an Hourly Time and Materials basis as summarized on the attached Staking Hours Report in an amount not to exceed \$12,000 for an amended Project total of \$64,200.

We thank you for the opportunity to submit this request. If this is agreeable, please provide an Amendment for execution. If you have any questions or need clarification on our proposed contract amendment, please contact Jon Loye at jon.loye@tkda.com or 218.391.5877.

Sincerely,

Jon Loye, PE
 Project Manager

Douglas W. Fischer, PE
 Vice President, Municipal Services

JLL:DWF:slv:jks

ATTACHMENT: Staking Hours Report

Labor Detail

Thursday, October 8, 2020
4:07:17 PM

TKDA, Inc.

Job-to-Date through 10/31/2020

	Regular Hours	Total Ovt Hrs	Total Hours	Regular Billing	Tot. Ovt Billing	Total Billing
Project Number: 0017692.000 Wheeler Complex design and construction						
Phase Number: 00002 Survey & base drawing						
Division: MU Municipal						
* 1552	Kamp, Jon	13.50	.50	14.00	1,176.97	1,176.97
Total for 00002		13.50	.50	14.00	1,176.97	1,176.97
Phase Number: 00003 Plans and specs						
Division: MU Municipal						
* 1552	Kamp, Jon					
Total for 00003						
Phase Number: 00005 Construction Admin						
Division: MU Municipal						
1552	Kamp, Jon	110.75		110.75	9,588.74	9,588.74
Total for 00005		110.75		110.75	9,588.74	9,588.74
Total for 0017692.000		124.25	.50	124.75	10,765.71	10,765.71