

#1 AMENDMENT TO AGREEMENT

Contract No. 22637

City of Duluth

TKDA

This 1st AMENDMENT TO AGREEMENT, effective as of the date of attestation thereto by the City Clerk, between the City of Duluth, a municipal corporation created and existing under the laws of the State of Minnesota, hereinafter referred to as "City", and TKDA, an Inc under the laws of the State of Minnesota, hereinafter referred to as "Consultant".

WHEREAS, on September 22, 2015, City and Consultant entered into an agreement bearing City of Duluth 22637 for the Project 1487: 59<sup>th</sup> Ave W Utility Improvement Project, are hereinafter collectively referred to as the "Agreement"; and

WHEREAS, the parties thereto are desirous of amending the Agreement as hereinafter set forth.

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

1. That Section D. is hereby amended by increasing the expenses not to exceed limit for additional design services. Sections F. & G. of the Agreement is hereby amended by including these sections for Construction Survey and Layout Phase, and Construction Inspection Phase.

Standard Payment

The Engineer shall complete all amended services described in the original agreement under sections D. F. and G. for the amount including direct expenses not to exceed the amount shown hereunder

D. Final Design Phase (Additional designs)	\$	4,340.00
F. Construction Survey and Layout Phase	\$	5,898.00
G. Construction Inspection Phase	\$	55,929.00
<b>Total Additional Services</b>	<b>\$</b>	<b>66,167.00</b>
Original Agreement Amount	\$	25,900.00
<b>Revised Project Total</b>	<b>\$</b>	<b>92,067.00</b>

2. In all other respects the Agreement, 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 effective date thereof.

**CITY OF DULUTH**

**TKDA**

By: \_\_\_\_\_  
Mayor

By: \_\_\_\_\_

Attest:

Its: \_\_\_\_\_  
Title of Representative

Date: \_\_\_\_\_

By: \_\_\_\_\_  
City Clerk  
Date: \_\_\_\_\_

Countersigned:

\_\_\_\_\_  
City Auditor

Approved as to form:

\_\_\_\_\_  
City Attorney