

**AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT
FOR
CIVIL ENGINEERING DESIGN SERVICES
FOR
BYNUM AVENUE (W. GERALD TO SW MILITARY) PROJECT
(PROJECT NUMBER: 23-03868)**

This Amendment to the Professional Services Agreement for Civil Engineering and Design Services for the Bynum Avenue (W. Gerald to SW Military) Project, is entered into by and between the City of San Antonio ("City"), a home rule municipal corporation, acting by and through its City Manager, and IDCUS, Inc. ("Consultant"), acting by and through its duly authorized corporate representative, as set out below. The City and Consultant are referred to collectively herein as the "Parties".

WHEREAS, the voter approved 2017 Bond Program approved reconstruction of Bynum Avenue from W. Gerald to SW Military with curb, sidewalks, driveway approaches, drainage, and other improvements as appropriate and within available funding. It was determined that additional funds were needed to complete the project and the alternate design known as Phase 2, and this project was approved as part of the voter approved 2022 Bond Program; and

WHEREAS, in October 2017, through Ordinance 2017-10-05-0742, the City and Consultant entered into the Professional Services Agreement for the Bynum Avenue (W. Gerald to SW Military) Project in an amount not to exceed \$962,696.04 ("Original Agreement"), which amount has been increased to \$1,059,897.00 pursuant to Change Order Amendments 1-4 executed with administrative authority; and

WHEREAS, the Parties desire additional civil engineering and design services for Phase Two of the Bynum Avenue (W. Gerald to SW Military) Project as described in the 2022 Bond Program in the amount of \$99,698.50; and

WHEREAS, the Contract Price is hereby revised to a not to exceed amount of \$1,159,595.54; and

WHEREAS, the Parties desire to extend the term of the Agreement to March 31, 2024;

NOW THEREFORE, in consideration of the terms, covenants, agreements and demises herein contained each to the other given, the sufficiency and receipt of which are hereby acknowledged, the Original Agreement is amended as follows:

1. **Contract Price.** The not to exceed amount of the Contract Price is hereby increased in the amount of \$99,698.50 for a revised not to exceed Contract Price of ONE MILLION ONE HUNDRED AND FIFTY NINE THOUSAND, FIVE HUNDRED NINETY FIVE AND 54/100 U.S. DOLLARS (\$1,159,595.54).
2. **Scope of Services:** Article IV and Exhibit A of the Original Agreement are amended to include an additional Scope of Work that will added to and incorporated into the Original Agreement as Exhibit A-1. The additional Scope of Work is attached to this Amendment

at **Exhibit 1**.

3. **Term of agreement.** Article V and Exhibit A of the Original Agreement is amended to extend the term of the agreement to March 31, 2024.
4. Except as amended hereby, all other provisions of the Agreement and corresponding Amendments are hereby retained in their entirety and remain unchanged.

Signatures to follow

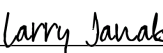
EXECUTED and **AGREED** to this _____ day of _____, 2022.

CITY OF SAN ANTONIO

IDCUS, INC.

(Signature)

Erik Walsh, City Manager

DocuSigned by:

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(Signature)

Larry F. Janak, President and CEO

Approved as to Form:

Assistant City Attorney

Exhibit 1



October 6, 2022

Mr. Eric Salazar, P.E.
Project Manager
Public Works Department
P.O. Box 839966
San Antonio, TX 78283-3966

Re: Bynum Ave Phase 2 (W. Gerald Ave to McLaughlin Ave) Construction Phase Services

Dear Mr. Salazar,

IDCUS would like to submit the following fee proposal for the Bynum Phase 2 Included are the fee proposal breakdown:

<u>COSA Construction Phase Services</u>	<u>Fee</u>
Base Services	
1) Construction Phase	
IDCUS	\$37,960.00
2) Project Closeout	
IDCUS	\$4,160.00
Base Services Subtotal	\$42,120.00
Additional Services and Allowances	
1) Time Impact Analysis	
IDCUS	\$11,200.00
2) Utility Services (SAWS)	\$46,378.50
Additional Services and Allowances Subtotal	\$57,578.50
TOTAL COSA Construction Phase Services	\$99,698.50

Attached is the fee schedule breakdown for the aforementioned services.

Sincerely,
IDCUS

Rolando Escamilla, PE
Senior Project Manager

**City of San Antonio
Transportation & Capital Improvements**

FEE SUMMARY AND TIMELINE FOR PROFESSIONAL SERVICES

Project:	Bynum Ave. Reconstruction - PH 2
Prime Consultant:	IDCUS Inc.
Subconsultant:	N/A
Proposal Date:	9/26/2022
Prepared By:	Chuck Shine, PE and Rolando Escamilla, PE

Scope of Work: Constructruction Phase Services, Utility Design (Water, Sewer) for Bynum Ave. from W. Gerald Ave. to Mayfield (Phase 2)		
ACTIVITY	TIMELINE (Months)	FEE
Base Design Fee		
Construction Phase	11	\$37,960.00
1. IDCUS Inc.		\$37,960.00
2. YPR		\$0.00
Project Closeout		\$4,160.00
1. IDCUS Inc.		\$4,160.00
2. YPR		
BASE FEE TOTAL	11	\$42,120.00
Additional Services and Allowances	Firm	Fee
1. Tiime Impact Analysis	IDCUS Inc.	\$11,200.00
2. Utility Services (SAWS)		\$46,378.50
ADDITIONAL SERVICES TOTAL		\$57,578.50
GRAND TOTAL		\$99,698.50

City of San Antonio - Transportation Capital Improvement (TCI)

PROJECT WORK PLAN AND FEE PROPOSAL BREAKDOWN

Project:	Bynum Engineering - Phase 2
Prime Consultant:	IDCUS Inc.
Proposal Date:	9/26/2022

	Principal	Senior Project Manager	Senior Project Engineer	EIT III	Admin/ Clerical				
Bynum Ave. Reconstruction	\$295.00	\$225.00	\$180.00	\$110.00	\$60.00				
TASK CODE AND DESCRIPTION	HOURS	HOURS	HOURS	HOURS		HOURS	Sheets	HR/SHT	FEE
Bid Phase	0	0	0	0	0	0	0		\$0.00
12. Bid Phase									
12.010. Submit 100% Plans With All Joint-Bid Utilities						0			\$0.00
TOTAL BID PHASE FEE WITH HOUR BREAKDOWN	0	0	0	0	0	0	0		\$0.00

Construction Phase Services - Phase 2	0	0	107	158	22	287	0		\$37,960.00
13 Construction Phase (Assume 11 Months)									
13.010. Bi-Weekly Construction Update MTGs/Prepare MTG Minutes (assume 2hrs per mtg)			44	44	11	99	0	N/A	\$13,420.00
13.020. Monthly Construction Observation Reports			4	15	11	30	0	N/A	\$3,030.00
13.030. Review Monthly Estimates			5	5		10	0	N/A	\$1,450.00
13.040. Prepare Shop Drawing List and Review/Approve submittal			16	24		40	0	N/A	\$5,520.00
13.040. Prepare Change Order (Assume 6 CO's)			16	32		48	0	N/A	\$6,400.00
13.060. Review RFIs / Responses (assume 10 RFIs)			16	32		48	0	N/A	\$6,400.00
13.070. Final Inspection & provide Punchlist Report			4	4		8	0	N/A	\$1,160.00
13.080. TDLR Inspection			2	2	HOURS	4	0	N/A	\$580.00
TOTAL CONSTRUCTION PHASE FEE WITH HOUR BREAKDOWN	0	0	107	158	22	287	0		\$37,960.00
Project Closeout	0	0	6	28	0	34	0		\$4,160.00
15 Project Closeout									
13.080. Attend 1-year warranty inspection			4	4		8	0	N/A	\$1,160.00
13.090. Quarterly Updates of Record Drawings (4 MTGs)			2	24		26	0	N/A	\$3,000.00
TOTAL PROJECT CLOSEOUT FEE WITH HOUR BREAKDOWN	0	0	6	28	0	34	0		\$4,160.00
TOTAL BASE FEE WITH HOUR BREAKDOWN	0	0	119	214	22	355	0	0	\$42,120.00
Grand Total Basic Fee									\$42,120.00

Constuction Cost	\$42,120.00
Base Design Fee Costs (% of Construction)	100.0%

Additional Services									
14.01. Perform Time Impact Analysis of Contractors Schedule Delay Claim (TIA) - (assume 2)		40		20		60			\$11,200.00
15.020. SAWS Utility Adjustments									
Construction Coordination with SAWS (4 MTGs)									
Sub-Total (SAWS UT Adjustments)									\$11,200.00
Total Additional Services									\$11,200.00
Grand Total Fee									\$53,320.00

End of Exhibit 1