



HR GREEN, INC.
PROFESSIONAL SERVICES AGREEMENT AMENDMENT NO. 1

THIS AMENDMENT, made this 30th day of October, 2023 by and between, City of Baxter, MN the CLIENT, and HR GREEN, INC. (hereafter "COMPANY"), for professional services concerning:

WHISKEY CREEK STORMWATER PROJECT, PHASE 2

hereby amends the original Professional Services Agreement dated 2/15/2022 as follows.

The CLIENT and COMPANY agree to amend the Scope of Services of the original Professional Services Agreement and previous amendments as follows:

Phase 2 – Design and Construction Scope:

1. Private Property Flood Mitigation - Additional work to fill and establish vegetation on Bernard and Linda Roberts property to mitigate flooding impacts. Work includes preparation of a temporary construction easement and design.
2. Easement Preparation – HR Green prepared temporary construction easements and coordinated with Good Samaritan on permanent easements requested by the City.
3. Construction Administration for Spring construction – HR Green will provide part-time construction observation services for the portion of the project that is to occur in the spring. HR Green staff will be onsite for one (1) day per construction week for four (4) weeks of construction. HR Green will also provide time to close out the construction contract with the contractor and provide close out documentation. HR Green will plan to attend two (2) Utility Commission and two (2) City Council Meetings during that time.
4. Change Orders – HR Green updated plans for change order 3 and expect to prepare a fourth change order in the spring. This includes coordination with contractor on price and producing documentation for approval. Included in this is the attendance of one staff member at two (2) City meetings for each change order.
5. Soil and material testing – HR Green will subcontract Braun Intertec to perform soil and material testing services for the stormwater wetland components. Additional time will be included for spring concrete testing.

Add Phase 3 - Plantings and Turf Establishment Scope:

1. Landscaping Plans & Specifications – HR Green will develop a set of landscape construction drawings for the final site planting (post MnDOT improvements) and a set of construction drawings for a limited planting plan (current design and budget). HR Green will develop technical specifications as well as preliminary and final opinion of probable costs. To help with maintenance expectations, HR Green will prepare a 3-year maintenance plan with outlined tasks. At this time, it is assumed the City or others will conduct maintenance and annual inspections.
2. Landscaping Advertisement/Bidding/Award - HR Green will assist the City of Baxter to solicit bids from three (3) contractors for this project. This will include development of a project manual, responding to contractor questions, one (1) addendum, compiling contractor bids, contractor recommendation letter, and preparing contractor contract documents. This task includes the attendance of one staff member at two (2) City meetings for the contractor recommendation.
3. Landscaping Construction Administration – HR Green will provide construction observation



services for the landscaping portion of the project. HR Green staff will be onsite for 1 day per construction week for three (3) weeks of construction. This task includes the preparation of one (1) change order. It is assumed SWCD staff will be on-site for daily construction observation. HR Green will include time to respond to contractor questions, review contractor pay applications and attend one (1) Utility Commission & one (1) City Council meeting.

COMPANY Project Number: 200292.02

The CLIENT and COMPANY agree to amend other provisions of the original Professional Services Agreement and previous amendments as follows:

N/A

In consideration for these services, the CLIENT AGREES to adjust the payment for services performed by COMPANY on the following basis:

Per time and materials basis with a not-to-exceed fee to be increased by Thirty-Eight Thousand dollars (\$88,570.00)

Line Item	Cost
<i>1. Private Property Flood Prevention</i>	\$3,300
<i>2. Easement Preparation</i>	\$5,300
<i>3. Spring Construction Administration</i>	\$11,500
<i>4. Change Orders</i>	\$30,360
<i>5. Soil and materials testing</i>	\$6,010
<i>6. Landscaping Plans & Specs</i>	\$13,000
<i>7. Landscaping Advertisement/Bidding/Award</i>	\$9,900
<i>8. Landscaping Construction Administration</i>	\$9,200
<i>TOTAL</i>	\$88,570

The total authorized compensation after this Amendment, including the original Professional Services Agreement and all previous Amendments, is Four Hundred Thirty-One Thousand Nine Hundred Sixty-Nine Dollars (\$ 431,969.00).

THIS AMENDMENT is subject to all provisions of the original Professional Services Agreement.

THIS AMENDMENT, together with the original Professional Services Agreement and all previous amendments represents the entire and integrated AGREEMENT between the CLIENT and COMPANY.

THIS AMENDMENT executed the day and year written above.



CITY OF BAXTER, MN

HR GREEN, INC.

A blue ink signature of Teresa Stadelman, written in a cursive style.

By: Darrel Olson, Mayor

By: Teresa Stadelman, PE, Vice President

Date:

Date: 10/30/2023

By: Kelly Steele, Assistant City
Administrator/City Clerk

Date:

By: Utilities Commission Chair

Date: