

City of St. Helens
AMENDMENT OF PERSONAL SERVICES AGREEMENT

This Amendment is made on October 10, 2022, between City of St. Helens, an Oregon municipal corporation ("St. Helens"), and **Mayer/Reed, Inc.** ("Contractor").

RECITALS

A. WHEREAS, on or about March 4, 2021, St. Helens and Contractor entered into an agreement ("Agreement") in which Contractor agreed to provide services ("Services") related to 1) prepare full plans, specifications, estimates, permitting, and bid assistance for the Riverwalk Project Phase I and the Columbia View Park Amphitheater, 2) prepare plans, specifications, and estimates for Riverwalk Project Phase II at 30 percent design, and 3) bid assistance and construction management services for Riverwalk Project Phase I and Columbia View Park Amphitheater; and

B. WHEREAS, Section 2 and Section 4 of the Agreement provides that additional Work Orders may be added to complete the Scope of Work; and

C. WHEREAS, St. Helens and Contractor mutually desire to add Buy America Evaluation. The Scope of Work and terms of compensation for the Buy America Evaluation is included as **Attachment A**.

AGREEMENT

NOW, THEREFORE, the parties mutually agree as follows:

1. The Agreement signed on or about March 4, 2021 shall be amended to include Additional Signage and Graphics, unless terminated according to the terms of the Agreement.


2. All other terms and conditions of the Agreement shall remain in full force and effect other than as specifically amended herein.


ST. HELENS:

CONTRACTOR:

CITY OF ST. HELENS, an Oregon
municipal corporation

MAYER/REED, INC

By: 
Name: John Walsh
Its: City Administrator

By: 
Name: Jeramie Shane
Its: Vice President

October 6, 2022

St. Helens Riverwalk

Ms. Jennifer Dimsho and Mr. John Walsh
City of St. Helens
265 Strand Street
St. Helens, Oregon
97051

Re: St. Helens Riverwalk – Buy America Evaluation

Dear Jennifer and John:

Thank you for the opportunity to continue working with the City of St. Helens on the Riverwalk project.

We understand that the Infrastructure Investment and Jobs Act (IIJA) of 2021 includes the Build America, Buy America Act (BA Act), which took effect in summer of 2022. The BA Act requires any project receiving federal assistance use iron, steel, manufactured products, and construction materials produced in the United States. The St. Helens Riverwalk is now subject to the BA Act through the Land & Water Conservation grant that is funding a portion of the project, although this requirement was not in place when the project applied for the funds.

Mayer/Reed is submitting a scope and fee for additional services to perform the following:

- Research availability and cost of Riverwalk products and materials subject to BA and recommend to the city if the Riverwalk project should pursue a waiver or compliance with BA requirements.
- Recommend what, if any, Riverwalk components the city should purchase prior to January 2023 as owner furnished/contractor installed (OFCI) items under the Adjustment Period General Applicability Waiver.

Please see the attached scope of work and fee proposal, which include a detailed list of tasks along with assumptions and exclusions. The estimated fee for the Buy America Evaluation is \$30,602 including project expenses. Design fees shall be billed on a time and materials not to exceed basis.

Please let us know if this proposal meets your approval. If you have any questions, please don't hesitate to contact me.

Sincerely,

Mayer/Reed, Inc.



Jeramie Shane
Principal and Landscape Architect

St. Helens Riverwalk Buy America Evaluation - Scope of Work

Task 1: Develop Costing Assumptions

- 1.1 Classify project items per BA requirements¹ as 1) iron and steel, 2) manufactured product, 3) construction materials, or 4) exempt. Include PSC and NAICS code for each item, see preliminary list below.
- 1.2 Revise cost assumptions to address BA compliance. This may take the form of redlined specifications or additional narrative assumptions. Research and identify domestic sources for manufactured products.

Task 1 Deliverables:

- Redlined specifications or cost assumptions narrative.

Task 2: Develop Cost Estimate

- 2.1 Develop direct construction cost estimate for BA compliant Riverwalk. Document market research and industry outreach to find unit pricing for domestically sourced products. Develop cost comparison for typical vs. Buy America compliance, based on Riverwalk 60% design estimate.
- 2.2 Develop soft cost estimate for BA compliance. Document market research & industry outreach to find unit pricing for domestically sourced products. Develop soft cost comparison for typical vs. Buy American compliance.
- 2.3 Prepare design team recommendations regarding 1) pursuit of waiver(s) or compliance with BA requirements and 2) purchase of Riverwalk components prior to January 2023 as OFCI.

Task 2 Deliverables:

- Recommendations Memo, 1-page summary
- Direct Construction Cost Estimate Comparison
- Soft Cost Estimate Comparison

Assumptions & Exclusions:

- This study is based on a previously completed takeoffs and cost estimate (i.e. 60% design estimate).
- Based on Riverwalk design only; excludes Park Improvements, see 60% design site plan with boundary line (attached). Excludes all work by architecture consultant.
- City to lead waiver application process and communication with the project grant liaison.
- Cost comparison data to be publicly available and can be provided in lieu of proprietary pricing information. No contractor bids are required to satisfy documentation.
- Scope developed based on latest available direction from the Office of Management and Budget, Made in America Office, and the Department of the Interior.
- There will be up to two virtual meetings between the project team and City staff to review work products and recommendations.

¹ As defined in the Memorandum M-22-11 for heads of executive departments and agencies from Shalanda D. Young, Director of the Office of Management and Budget, "Initial Implementation Guidance on Application of Buy America Preference in Federal Financial Assistance Programs for Infrastructure", April 18, 2022.

Task 1 Develop Costing Assumptions

- 1.1 Classify project items per BA requirements
- 1.2 Provide revised assumptions to address BA compliance

Subtotal Fees

Total Task 1 Fees

Task 2 Develop Cost Estimate

- 2.1 Develop direct construction cost estimate for BA compliant Riverwalk
- 2.2 Develop soft cost estimate for BA compliance
- 2.3 Prepare design team recommendations memo

Subtotal Fees

Total Task 2 Fees

Expenses

Total Fee

Billing Rate

Mayer/Reed

Role	Staff Name
Chair	Dr. [Name]
Members	[List of Names]

Principal in Charge
Jeramie Shane

Project Manager
Shannon Simms

Design Lead

Visual Communications
Kathy Fry

Design Lead

FIRM TOTAL

\$ 22,591

\$ 8,011

\$ 30,602

\$ -

\$ 30,602

16.0 12.0 4.0

1.0 4.0 12.0 1.0 4.0

1.0 20.0 24.0 1.0 8.0

\$ 215	\$ 2.800	\$ 2.760	\$ 215	\$ 1.240
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2.0

2.0

4.0

0.0 8.0 0.0 0.0 0.0

\$	-	\$ 1,120	\$	-	\$	-	\$	-
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\$ 7,230

\$ 1,120

\$ 8,350

\$ 8,350

St. Helens Riverwalk - Buy America Evaluation - Fee Proposal

BA = Buy America

Task 1 Develop Costing Assumptions

- 1.1 Classify project items per BA requirements
- 1.2 Provide revised assumptions to address BA compliance

Subtotal Hours

Subtotal Fees

Total Task 1 Fees**Task 2 Develop Cost Estimate**

- 2.1 Develop direct construction cost estimate for BA compliant Riverwalk
- 2.2 Develop soft cost estimate for BA compliance
- 2.3 Prepare design team recommendations memo

Subtotal Hours

Subtotal Fees

Total Task 2 Fees

Subtotal

Expenses

Total Fee

Otak					
PIC/Sr. PM Civil Timmins (PIC)	CM Doc Specialist III Flett (PM)	Civil Engineer VIII Green (Civil)	Civil Engineer IX Businan (Civil)	Civil Engineer IX Clark (Structural)	FIRM TOTAL
\$256	\$132	\$177	\$198	\$198	
	10.0	18.0	5.0	5.0	
	8.0	6.0	12.0	12.0	
0.0	18.0	24.0	17.0	17.0	
\$ -	\$ 2,376	\$ 4,248	\$ 3,366	\$ 3,366	
					\$ 13,356
	6.0	3.0	3.0	3.0	
0.0	6.0	3.0	3.0	3.0	
\$ -	\$ 792	\$ 531	\$ 594	\$ 594	
					\$ 2,511
					\$ 15,867
					\$ 15,867

St. Helens Riverwalk - Buy America Evaluation - Fee Proposal

BA = Buy America

Task 1 Develop Costing Assumptions

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Subtotal Hours

Subtotal Fees

Total Task 1 Fees**Task 2 Develop Cost Estimate**

- 2.1 Develop direct construction cost estimate for BA compliant Riverwalk
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Subtotal Hours

Subtotal Fees

Total Task 2 Fees

Subtotal

Expenses

Total Fee

ACC Cost Consultants					
Principal	Senior Estimator	Estimator	MEP Estimator		FIRM TOTAL
\$190	\$150	\$103	\$166		
\$ -	\$ -	\$ -	\$ -	\$ -	-
4	12	8	6		
4.0	12.0	8.0	6.0		
\$ 760	\$ 1,800	\$ 824	\$ 996	\$ 4,380	4,380
				\$ 4,380	
				\$ 4,380	

Task 1 Develop Costing Assumptions

- 1.1 Classify project items per BA requirements
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Subtotal Fees

Total Task 1 Fees

Task 2 Develop Cost Estimate

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Subtotal Fees

Total Task 2 Fees

Expenses

Total Fee

PAE					
Associate Principal / Robert S	Lead Electrical Engineer / Marcus K	Project Coordinator / Valerie G	BIM Technician / Joe D		FIRM TOTAL
\$260	\$190	\$115	\$125		
1	6	2	3		
1.0	6.0	2.0	3.0		
\$ 260	\$ 1,140	\$ 230	\$ 375		\$ 2,005
0.0	0.0	0.0	0.0		
\$ -	\$ -	\$ -	\$ -		\$ -
					\$ 2,005
					\$ 2,005

		Total Task Fee	Task %	Mayer/Reed Prime - Landscape Architecture,		OTAK Civil, Structural, Consturction		ACC Cost Estimating		PAE Electrical, Lighting	
Task 1	Develop Costing Assumptions	\$ 22,591	74%	\$ 7,230	32%	\$ 13,356	59%	\$ -	0%	\$ 2,005	9%
	1.1 Classify project items per BA requirements										
	1.2 Provide revised assumptions to address BA compliance										
Task 2	Develop Cost Estimate	\$ 8,011	26%	\$ 1,120	14%	\$ 2,511	31%	\$ 4,380	55%	\$ -	0%
	2.1 Develop direct construction cost estimate for BA compliant Riverwalk										
	2.2 Develop soft cost estimate for BA compliance										
	2.3 Prepare design team recommendations memo										
Total Fee		\$ 30,602		\$ 8,350	27%	\$ 15,867	52%	\$ 4,380	14%	\$ 2,005	7%
Expenses		\$ -	0%								
Total		\$ 30,602	100%								