

TO: City Council
FROM: Brandon Hicks, Transportation and Engineering Director
DATE: October 18, 2022
SUBJECT: Third Amendment to Service Provider Agreement for Right of Way Legal Services

1) Recommended Action:

Staff recommends City Council approve and make a motion authorizing the Mayor to sign the Third Amendment to Professional Services Agreement for Right of Way Legal Services – Capitol Blvd / Trospen Rd Improvements Project with Kenyon Disend, PLLC, for a total compensation not to exceed \$150,000.

2) Background:

Kenyon Disend, PLLC has been providing legal services for acquisition of right of way needed for the I-5 / Trospen Rd / Capitol Blvd Reconfiguration project. The original Agreement in 2020 provided for \$50,000 in compensation. The First Amendment increased the contract amount by \$25,000 for a total compensation of \$75,000. The Second Amendment increased the contract amount by \$75,000 for a total compensation not to exceed \$150,000. This Third Amendment increases the hourly rate of compensation, beginning January 1, 2023.

3) Policy Support:

C. Create and maintain a transportation system safe for all modes of travel.

4) Alternatives:

☐ Recommend a different total compensation amount.

5) Fiscal Notes:

Funds for this agreement are provided in the I-5 / Trospen Rd / Capitol Blvd Reconfiguration project, included in the Transportation Capital Facilities Plan budget.

6) Attachments:

A. Third Amendment to Professional Services Agreement