

# EXHIBIT A

Contract No. 210701  
CIP No. 4014, 4118, 4717

## CITY OF WILSONVILLE FIRST AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT TASK ORDER #002

### On-Call Civil Engineering

This First Amendment to Professional Services Agreement Task Order #002 (“First Amendment”) is effective the \_\_\_\_ day of November 2022 (“Effective Date”), by and between the **City of Wilsonville**, a municipal corporation of the State of Oregon (“City”), and **AKS Engineering & Forestry, LLC**, a Washington limited liability company (“Consultant”), upon the terms and conditions set forth below.

#### RECITALS

WHEREAS, the City entered into a Professional Services Agreement (“Agreement”) with Consultant on June 22, 2021, relating to On-Call Civil Engineering and Related Services (“Project”); and

WHEREAS, the City entered into Task Order #002 (“Task Order”) with Consultant on February 3, 2022; and

WHEREAS, the City requires additional services which Consultant is capable of providing, under terms and conditions hereinafter described; and

WHEREAS, the City and Consultant anticipate that additional time is needed to complete the Services stated in the Agreement and the Task Order, and the Additional Services described in this First Amendment; and

WHEREAS, Consultant represents that Consultant is qualified to perform the Additional Services described herein on the basis of specialized experience and technical expertise; and

WHEREAS, Consultant is prepared to provide such Additional Services as the City does hereinafter require;

NOW, THEREFORE, in consideration of these mutual promises and the terms and conditions set forth herein, the parties agree as follows:

#### AGREEMENT

The Agreement is amended as follows:

##### **Section 1. Additional Services To Be Provided**

Consultant will perform the Additional Services more particularly described in **Exhibit A**, attached hereto and incorporated by reference herein, for the Project pursuant to all original terms of the Agreement and Task Order, except as modified herein.

##### **Section 2. Time for Completion of Additional Services**

The Additional Services provided by Consultant pursuant to this First Amendment shall be completed by no later than June 30, 2023.

**Section 3. Compensation**

The City agrees to pay Consultant on a time and materials basis, guaranteed not to exceed THIRTY-THREE THOUSAND DOLLARS (\$33,000), for performance of the Additional Services (“Additional Compensation Amount”) which, when totaled with the Total Task Order Not-to-Exceed Price, equals a total not-to-exceed amount of ONE HUNDRED TWENTY-THREE THOUSAND EIGHT HUNDRED FORTY-ONE DOLLARS AND NINETEEN CENTS (\$123,841.19) for the performance of the Services and Additional Services (“Total Compensation Amount”). Consultant’s estimate of time and materials is attached hereto as **Exhibit B**, and incorporated herein by reference.

**Section 4. All Other Terms**

All of the other terms and conditions of the Agreement shall remain in full force and effect, as therein written. Unless otherwise defined herein, the defined terms of the Agreement shall apply to this First Amendment.

The Consultant and the City hereby agree to all provisions of this First Amendment.

**CONSULTANT:**

**CITY:**

AKS ENGINEERING & FORESTRY, LLC

CITY OF WILSONVILLE

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

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

Print Name: \_\_\_\_\_

Print Name: \_\_\_\_\_

As Its: \_\_\_\_\_

As Its: \_\_\_\_\_

EIN/Tax I.D. No.: \_\_\_\_\_

APPROVED AS TO FORM:

\_\_\_\_\_  
Ryan Adams, Assistant City Attorney  
City of Wilsonville, Oregon

**AKS Engineering & Forestry, LLC  
CONTRACT AMENDMENT NO. 1**

**EXHIBIT A**

Date: 10/10/2022  
Client Name: City of Wilsonville  
Contact: Sarah Alton, PE

Project Name: **2022/23 ADA Ramp Upgrade Project**  
Project No: **8811-03**  
Effective Date:

The subject contract is herein amended to incorporate the following:

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**Services to be Performed:**

Task 3 – Curb Ramp Design (\$15,500)

AKS will complete the following tasks:

- Evaluate and design stormwater improvements at the intersections of SW Rose Lane and Parkway Center Drive to meet City of Wilsonville standards. The design will be incorporated into the construction plan sheets.
- Provide recommendations for tree protection measures during construction by Certified Arborist, to be incorporated into the construction documents.
- Provide landscaping design for expanded planter box at the northwest corner of SW Wilsonville Road and SW Boones Ferry Road and for the tree planting at the island on SW Parkway Center Drive, to be incorporated into the construction documents.
- Prepare bid documents, including construction specifications, based on the sample bid documents provided by the City of Wilsonville.

Task 5 – Bid and Construction Phase Services (\$17,500)

AKS will provide the following construction phase services:

Provide construction surveying and staking services during construction as necessary to include:

- Surveying or layout work for establishing grades, inverts, elevations, curb returns, ada curb ramps, etc. Construction surveying will be billed at prevailing rate wages.
- Construction Inspection Services

Assumptions:

- Stormwater design will be based on as-built information. No additional topographic survey will be completed.
- Construction surveying will be billed at prevailing rate wages.
- City will provide construction administration.

**Schedule:** TBD

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**Compensation:** Client agrees to pay AKS Engineering & Forestry, LLC for the above services on the basis of:

- A lump sum fee of  Plus reimbursable expenses as set forth in the prime contract
- An hourly labor rate plus reimbursable expenses per the prime contract.
- An hourly labor rate per the attached charge rate schedule.

**Contract Fee:**


Original Fee:	\$	90,841.19
Previous Amendments:	\$	-
Fee Adjustment Per Amendment:	\$	33,000.00
Contract Value with Amendments:	\$	123,841.19


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The general understandings applicable to the Contract and Contract Amendment are set forth in the Standard Contract Provisions and made a part hereof. The Standard Contract Provisions are:  attached  included with the Original contract dated MONTH XX, 20XX.

The completion date, contract price, and all other terms, covenants and conditions of the above referenced Contract, except as duly modified by this and previous amendments, if any, remain in full force and effect.

**AKS Engineering & Forestry, LLC**

By:   
Print Name: Jason Wuertz  
Title: Project Manager

By:   
Print Name: John Christiansen  
Title: Principal

