



Roll Call Number

20-1643

Agenda Item Number

8

Date October 19, 2020

APPROVING SUPPLEMENTAL AGREEMENT NO. 1 TO THE PROFESSIONAL SERVICES AGREEMENT (PSA) WITH SNYDER & ASSOCIATES, INC. FOR 6th AVENUE STREETScape PHASE 2 - UNIVERSITY AVENUE TO COLLEGE AVENUE, NOT TO EXCEED \$48,000

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That Supplemental Agreement No. 1 between the City of Des Moines and Snyder & Associates, Inc., David N. Moeller, President, 2727 SW Snyder Boulevard, Ankeny, Iowa, 50023, for an additional amount not to exceed \$48,000, based on hourly rates and reimbursable costs, to provide additional professional services for 6th Avenue Streetscape Phase 2 - University Avenue to College Avenue, a copy of which is on file in the office of the City Clerk, is hereby approved as to form and content.

BE IT FURTHER RESOLVED: That the Mayor and City Clerk are hereby authorized and directed to execute and attest, respectively, said Supplemental Agreement No. 1 for and on behalf of the City of Des Moines, Iowa.

(Council Letter Number 20-451 attached) Activity ID 01-2019-002

Moved by Boesen to adopt.

FORM APPROVED: s/Kathleen Vanderpool Kathleen Vanderpool Deputy City Attorney

Funding Source: 2020-2021 CIP, Page Street-41, Sixth Avenue Streetscape, ST266, Federal, State, G.O. Bonds, Private

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, BOESEN, GATTO, GRAY, MANDELBAUM, VOSS, WESTERGAARD, and TOTAL (7 yeas).

CERTIFICATE

I, P. Kay Cmelik, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

MOTION CARRIED APPROVED J. M. Frankhu Cownie Mayor

P. Kay Cmelik City Clerk

**CITY OF DES MOINES  
SUPPLEMENTAL AGREEMENT NO. 1  
TO AGREEMENT FOR PROFESSIONAL SERVICES  
6<sup>TH</sup> AVENUE STREETScape PHASE 2 - UNIVERSITY AVENUE TO COLLEGE AVENUE  
Activity ID 01-2019-002**

WHEREAS, on November 19, 2018, by Roll Call No. 18-1893, the City of Des Moines, Iowa, hereinafter referred to as the "City", and Snyder & Associates, Inc., David Moeller, President, 2727 SW Snyder Blvd., Ankeny, IA 50023, hereinafter referred to as the "Consultant", entered into a Professional Services Agreement (the Agreement) in connection with the 6<sup>th</sup> Avenue Streetscape Phase 2 - University Avenue to College Avenue, not to exceed \$464,054.00; and

WHEREAS, the City staff has negotiated a Supplemental Agreement No. 1 for additional professional services with the Consultant for construction survey and staking; and

**NOW, THEREFORE, IT IS MUTUALLY AGREED**, that the Agreement for Professional Services, 6<sup>th</sup> Avenue Streetscape Phase 2 - University Avenue to College Avenue is amended as follows:

**SECTION 2 - SCOPE OF SERVICES, Paragraph A, SERVICES PROVIDED BY CONSULTANT**, is amended by adding the following:

"Consultant shall provide additional construction survey and staking services as set forth in Attachment 1 to this Supplemental Agreement."

**SECTION 3 - COMPENSATION, Paragraph A**, is amended by adding the following:

"Compensation for services under this Supplemental Agreement shall be in accordance with the terms of said original Professional Services Agreement for an additional not-to-exceed amount of \$48,000 to be paid on the basis of hourly labor rates and reimbursable costs as shown in Attachment 3 to the Agreement."

**SECTION 4 - COMPLETION OF WORK**, is amended by adding the following:

"The Consultant shall complete all services outlined in Supplemental Agreement No. 1 on or before December 31, 2021, providing no unforeseen delays are experienced beyond the control of the Consultant."

**BE IT FURTHER AGREED**, that all other terms and conditions of the original November 19, 2018 Agreement shall remain in full effect except as modified by this Supplemental Agreement No. 1.

**IN WITNESS WHEREOF**, the parties hereto have executed this Agreement, in triplicate, as of this 19<sup>th</sup> day of October, 2020.

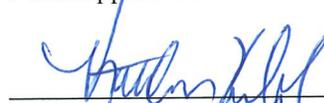
**CITY OF DES MOINES, IOWA**

  
\_\_\_\_\_  
T.M. Franklin Cownie, Mayor

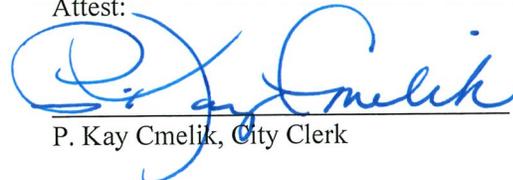
**SNYDER & ASSOCIATES, INC.**

  
\_\_\_\_\_  
David N. Moeller, President

Form Approved:

  
\_\_\_\_\_  
Kathleen Vanderpool, Deputy City Attorney

Attest:

  
\_\_\_\_\_  
P. Kay Cmelik, City Clerk

## ATTACHMENT 1

### SCOPE OF SERVICES

#### PROFESSIONAL SERVICES FOR 6<sup>TH</sup> AVENUE STREETSCAPE PHASE 2 - UNIVERSITY AVENUE TO COLLEGE AVENUE Activity ID 01-2019-002

The Consultant shall provide construction survey and staking services for the 6<sup>th</sup> Avenue Streetscape Phase 2 project located along 6<sup>th</sup> Avenue from University Avenue to College Avenue.

#### **TASK 1 - Construction Survey and Staking Services:**

The Consultant shall provide construction survey and staking services for the project. The Consultant shall follow all Iowa Department of Transportation (IDOT) procedural requirements for project management of Federal-Aid projects, including those described in the IDOT “Instructional Memorandums to Local Public Agencies”(IM), the IDOT “Construction Manual”, the IDOT Materials Instructional Memorandums, the coordinating IDOT office’s standard procedures and in accordance with the survey requirements set forth in the Iowa Code. The Consultant shall complete the following tasks to verify the project is constructed in substantial conformance with the approved plans and specifications.

- 1.1 **Construction Survey and Staking:** The Consultant shall provide construction survey for the project and provide construction staking for use by the Contractor to construct the project in accordance with the design plans for the project.