

ATTACHMENT 1

AMENDMENT TO CONSULTANT SERVICES AGREEMENT BETWEEN THE CITY OF SUNNYVALE AND WHITLOCK & WEINBERGER TRANSPORTATION, INC. (W-TRANS) FOR MARY AVENUE BIKE LANES

This Amendment to Consultant Services Agreement, dated _____, is by and between the CITY OF SUNNYVALE, a municipal corporation ("CITY") and WHITLOCK & WEINBERGER TRANSPORTATION, INC. (W-TRANS) ("CONSULTANT").

WHEREAS, on May 12, 2015, CITY and CONSULTANT entered into a Consultant Services Agreement whereby CONSULTANT would provide professional services necessary design, preparation of bid documents, services during construction and other services for a project known as "Mary Avenue Bike Lanes"; and

WHEREAS, due to available funding, CITY would like to add work scope to the project to complete an additional phase;

WHEREAS, the parties now agree that an Amendment to said Agreement is advisable;

NOW, THEREFORE, THE PARTIES ENTER INTO THIS AMENDMENT TO CONSULTANT SERVICES AGREEMENT:

1. Services by CONSULTANT

Replace the first sentence in this section with the following:

CONSULTANT shall provide services in accordance with Exhibit "A" entitled "Scope of Work" and Exhibit "A-2" entitled "Additional Scope of Work and Fee."

4. Payment of Fees and Expenses

Replace this section with the following:

Payments shall be made to CONSULTANT on a monthly basis as set forth in the attached Exhibit "B" entitled "Compensation Schedule" and Exhibit "A-2" entitled "Additional Scope of Work and Fee." All compensation will be based on monthly billings as provided in Exhibit "B" and Exhibit "A-2". Compensation will not be due until said detailed billing is submitted to CITY within a reasonable time before payment is expected to allow for normal CITY processing. An estimate of the percent of total completion associated with the various categories of the services shall be furnished by CONSULTANT with said billing. When applicable, copies of pertinent financial records will be included with the submission of billing(s) for all direct reimbursables. Compensation shall not exceed the amounts set forth in Exhibit "B" and Exhibit "A-2" for each phase. In no event shall the total amount of compensation payable under this agreement exceed the sum of Two Hundred Four Thousand Six Hundred and No/Dollars (\$204,600.00) unless upon written modification of this Agreement. All invoices, including detailed backup, shall be sent to City of Sunnyvale, attention Accounts Payable, P.O. Box 3707, Sunnyvale, CA 94088-3707.

All other terms and conditions remain unchanged.

IN WITNESS WHEREOF, the parties have executed this Agreement Amendment.

ATTEST:

CITY OF SUNNYVALE ("CITY")

By _____
City Clerk

By _____
City Manager

APPROVED AS TO FORM:

WHITLOCK & WEINBERGER TRANSPORTATION,
INC. (W-TRANS) ("CONSULTANT")

By _____
City Attorney

By _____

Name and Title

By _____

Name and Title

Exhibit “A-2”
Additional Scope of Work and Fee

Tasks

1. The plans will be revised to show the work from Evelyn Avenue to Maude Avenue as a stand-alone project, including revisions as necessary to show smooth transitions at the Mary Avenue/Evelyn Avenue intersection.
2. The special provisions will be updated with appropriate project description language.
3. The construction cost estimate will be revised to show quantities and costs for just the work on the section from Evelyn Avenue to Maude Avenue.
4. Bid and construction services will be provided to include responding to contractor questions and RFIs, preparing addenda or Contract Change documents as necessary.

Schedule and Budget

The environmental review and filing is the critical path item for the work, and is expected to take six months.

The estimated fee for this work is \$14,700. A detailed fee estimate is provided on the following page.

**Mary Avenue Bike Lanes
W-Trans Fee Estimate**

	HOURS BY STAFF MEMBER					
Task	Dalene Whitlock	Steve Fitzsimons	William Petker	Tech/ Admin	Misc	Total Hours
Format Plans for Evelyn-Maude	1	5	10	0	\$4,060	16
Update Special Provisions	1	2	0	2	\$0	5
Update Cost Estimate	1	2	5	0	\$0	8
Bid Support	0	2	2	0	\$1,240	4
Construction Support	1	7	5	0	\$2,480	13
	4	18	22	2	\$7,780	46

	FEE AT HOURLY RATES INDICATED					
Task	\$235	\$200	\$100	\$90	LS	TOTAL
Format Plans for Evelyn-Maude	\$235	\$1,000	\$1,000	\$0	\$4,060	\$6,295
Update Special Provisions	\$235	\$400	\$0	\$180	\$0	\$815
Update Cost Estimate	\$235	\$400	\$500	\$0	\$0	\$1,135
Bid Support	\$0	\$400	\$200	\$0	\$1,240	\$1,840
Construction Support	\$235	\$1,400	\$500	\$0	\$2,480	\$4,615
	\$940	\$3,600	\$2,200	\$180	\$7,780	\$14,700