

# Exhibit A

## **MODIFICATION NO. 6 TO AGREEMENT FOR PROFESSIONAL ENGINEERING SERVICES FOR PRYOR ROAD IMPROVEMENTS FROM LONGVIEW ROAD TO HOOK ROAD (RFQ NO. 2020-046)**

**THIS MODIFICATION TO AGREEMENT** made and entered into this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by and between the City of Lee's Summit, Missouri (hereinafter "City"), and TranSystems Corporation (hereinafter "Engineer").

### **WITNESSETH:**

**WHEREAS**, City and Engineer entered into an Agreement for Professional Engineering Services for Pryor Road Improvements from Longview Road to Hook Road (RFQ No. 2020-046) dated April 28, 2020 (hereinafter "Base Agreement"); and

**WHEREAS**, City and Engineer modified the Base Agreement pursuant to Modification No. 1 dated April 22, 2021, to design for a water main extension along Pryor Road from Scherer Road to Longview Road; and

**WHEREAS**, City and Engineer modified the Base Agreement pursuant to Modification No. 2 dated October 19, 2021, to design for a water main relocation, develop a landscaping plan, establish existing rights-of-way, easements, and lots, and stake the centerline of Pryor Road Improvements; and

**WHEREAS**, City and Engineer modified the Base Agreement pursuant to Modification No. 3 dated April 14, 2023, to design for a traffic signal at the intersection of Eagle View Drive and Pryor Road; and

**WHEREAS**, City and Engineer modified the Base Agreement pursuant to Modification No. 4 dated May 17, 2024, to incorporate changes to the plans resulting from right-of-way negotiations, potholing of 30" water main, and relocations associated with the proposed Mouse Creek Tunnel; and

**WHEREAS**, City and Engineer modified the Base Agreement pursuant to Modification No. 5 dated June 27, 2024, to design for the Mouse Creek Trail underpass of Pryor Road; and

**WHEREAS**, City and Engineer desire to further amend the provisions of the Base Agreement as provided herein; and

**WHEREAS**, Engineer has submitted a proposal for the amended engineering services and an estimate of engineering costs to perform said services; and

**WHEREAS**, the City Manager is authorized and empowered by City to execute contracts providing for professional engineering services.

**NOW THEREFORE**, in consideration of the mutual covenants and considerations herein contained, **IT IS HEREBY AGREED** by the parties hereto to amend the following Articles contained in the Base Agreement, as amended, as follows:

### **ARTICLE I SCOPE OF SERVICES TO BE PROVIDED BY THE ENGINEER**

Article I of the Base Agreement, as amended, is hereby amended to also include the services contained in *Exhibit A*, attached hereto and incorporated herein by reference.

**ARTICLE IV  
PAYMENTS TO THE ENGINEER**

Article IV of the Base Agreement, as amended, is hereby amended to provide additional compensation to Engineer as follows:

- A. The additional compensation to be paid to Engineer for the amended Basic Services described in Article I of this Modification No. 6, above shall not exceed the total sum of One Hundred Ninety-Eight Thousand, Two Hundred and Seventy-One Dollars (\$198,271.00). The total fees (hourly fees and expenses) for the Basic Services is hereby amended and shall not exceed the total sum of One Million, Seven Hundred Thirty-Eight Thousand, Three Hundred and Ninety-Six Dollars (\$1,738,396.00).
  
- B. The amended total not to exceed amount for both the Basic Services and Optional Services is One Million, Seven Hundred Thirty-Eight Thousand, Three Hundred and Ninety-Six Dollars (\$1,738,396.00).

**ARTICLE VIII  
ALL OTHER TERMS REMAIN IN EFFECT**

All other terms of the Base Agreement, as amended, not amended by this Modification No. 6 to Agreement shall remain in full force and effect.

This Modification No. 6 to Agreement shall be binding on the parties thereto only after it has been duly executed and approved by City and Engineer.

**IN WITNESS WHEREOF**, the parties have caused this Modification to Agreement to be executed on the \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

**CITY OF LEE'S SUMMIT, MISSOURI**

\_\_\_\_\_  
Mark Dunning, City Manager

ATTEST:

\_\_\_\_\_  
City Clerk Trisha Fowler Arcuri

APPROVED AS TO FORM:

\_\_\_\_\_  
Office of City Attorney

**TRANSYSTEMS CORPORATION**

  
\_\_\_\_\_

BY: Frank Weatherford

TITLE: Senior Vice President

ATTEST:

\_\_\_\_\_

**CONTRACT AMENDMENT 6 – CONSTRUCTION ADMINISTRATION  
PRYOR ROAD, FROM HOOK ROAD TO LONGVIEW ROAD  
LEE’S SUMMIT, MISSOURI**

The following Scope of Services describes the Design Professional’s additional services for the following items in conjunction with the Pryor Road, Hook Road to Longview Road, (RFQ No. 2020-046) improvements project for the City of Lee’s Summit Public Works Department (“City”). These services are added to the agreement dated April 28, 2020. All other terms and conditions set forth in the original agreement as amended remain in full force.

Amendment Scope:

Construction administration to support the City’s full-time inspection of the project.

SCOPE

1. Construction Administration
  - a. Each month, attend two of the City’s weekly construction status meetings. One meeting per month in-person, and one on-line. Maximum of 143 hours, which is based on one lead staff attending up to 50 total meetings, with time allotted for a few additional staff to attend meetings specific to their specialty.
  - b. Attend monthly city coordinator meetings, conducted by the city staff. Maximum of 49 hours, which is based on two lead staff attending up to 18 total meetings, with time allotted for a few additional staff to attend meetings specific to their specialty.
  - c. Conduct impromptu field visits, as requested by the City, to review construction related issues or to meet with project stakeholders. Maximum of 157 hours, which is based on two lead staff attending up to 18 total meetings, each lasting an average of 4 hours.
2. Construction Submittals
  - a. Review shop drawings and other construction submittals within 10 business days of receipt by TranSystems. Submittals will be loaded into DoxExpress by Contractor and TranSystems will need to access and comment utilizing DocExpress. Submittals shall include reviewing 'Buy America' requirements of Federal contract.
3. Contractor’s Requests
  - a. Assist the City with responding to Requests for Information (RFI’s) from the Contractor. Maximum of 178 hours are included.
  - b. Assist the City with reviewing Contractor submitted Change Orders. Maximum of 104 hours are included.
4. Lee’s Summit’s 20-inch Water Main Record Drawings
  - a. After the water main is installed and accepted, prepare Record Drawings based on the Contractor’s surveys.
  - b. Submit the Record Drawings to the City for approval. Incorporate comments. Note that the Contractor shall be responsible for all surveys of the water main.

- c. Resubmit the Record Drawings to the City for their permanent records.

ASSUMPTIONS

The following tasks are not included in this scope, but may be added as an Additional Service:

1. Construction inspections; periodic, part-time or full-time.
2. Payroll and Wage Rate services
3. Closeout paperwork for MoDOT submittal.
4. Construction testing.
5. Environmental reviews, investigations, permitting and clearances.
6. SWPPP management and stormwater compliance reviews.
7. Signal timing.
8. Surveying or right-of-way and construction staking.
9. Property acquisition services.

END OF SCOPE OF SERVICES

SUMMARY OF FEE

Potential Staff Classification	Frank	John	Anthony	Matt	Chad	Christopher	Lindsay	Melissa	LABOR TOTAL
	EC5 Principal	EC4 PM	T4 Designer	EC2 Engineer	EC3 Engineer	IS3 Designer	ES4 Engineer	ES1 Engineer	
2024 Rates	\$ 388	\$ 269	\$ 147	\$ 160	\$ 220	\$ 248	\$ 264	\$ 129	
<b>Construction Administration</b>									
<b>Status Meetings</b>									0
Bi-Monthly Contractor Meetings		25		100	10		8		143
Monthly Online City Meetings		18		27	4				49
Field Visits	1	72		72	8			4	157
<b>Construction Submittals</b>									0
Roadway Submittals	1	12	64	16					93
Structural Submittals		4					12	48	64
Traffic Submittals		4		40					44
Water Main Submittals	1	4			4	40			49
<b>Contractor Requests</b>									0
Request for Information (RFI's)		40	32	40	16	40	2	8	178
Change Order Reviews		16		40	16	24	2	6	104
<b>LSMO 20 inch Water Main Record Drawings</b>									0
Prepare Record Drawing Plans from Contractor Provided Surveys	1	8			4	24			37
Submit Plans to LS Water and Incorporate Comments		2			2	8			12
Submit Plans to LS Water		2	2		4	4			12
									0
									0
									0
									0
<b>TOTAL CONTRACT - HOURS</b>	<b>4</b>	<b>207</b>	<b>98</b>	<b>335</b>	<b>68</b>	<b>140</b>	<b>24</b>	<b>66</b>	
<b>TOTAL CONTRACT - FEE</b>	<b>\$ 1,552</b>	<b>\$ 55,683</b>	<b>\$ 14,406</b>	<b>\$ 53,600</b>	<b>\$ 14,960</b>	<b>\$ 34,720</b>	<b>\$ 6,336</b>	<b>\$ 8,514</b>	<b>\$189,771</b>

**Subtotal \$189,771**

Expenses	\$	1,700.00
VIREO (Landscaping)	\$	6,800.00

**Total Amendment #6 \$198,271**