

**AMENDMENT NO. 1  
TO  
AGREEMENT FOR PROFESSIONAL CONSULTING SERVICES  
BETWEEN  
CITY OF BROKEN ARROW  
AND  
HRAOK, Inc.**

**37<sup>TH</sup> STREET - OMAHA TO ALBANY**

**PROJECT NO. ST1112**

THIS **AMENDMENT NO. 1** , made and entered into this \_\_\_\_ day of \_\_\_\_\_ 2016, by and between the CITY OF BROKEN ARROW, OKLAHOMA, a municipal corporation of the State of Oklahoma, hereinafter referred to as "CITY", and HRAOK, INC., hereinafter referred to as "ENGINEER";

**WITNESSETH:**

**WHEREAS**, CITY and ENGINEER entered into an Agreement dated July 5, 2011, for services as set forth in said Agreement; and

**WHEREAS**, said Agreement requires ENGINEER to prepare construction documents for bidding purposes for the construction of a 3-lane roadway on the 37<sup>th</sup> Street right-of-way between Omaha and Albany Streets; and

**WHEREAS**, CITY and ENGINEER propose to amend said Agreement to expand the project scope, design schedule and compensation; and

**WHEREAS**, the 2011 Agreement and First Amendment shall hereinafter collectively be referred to as the "Agreement"; and

**WHEREAS**, funding is now available for said additional services in Account Number 059-5300-431.70-16; and

**WHEREAS**, ENGINEER is prepared to provide said additional services identified in this Amendment.

**NOW THEREFORE**, in consideration of the promises contained herein, the parties hereto agree to amend the Agreement as follows:

**1. PROJECT SCOPE.**

This Amendment requires ENGINEER to redesign road surface elevations from approximate Station 23+00 to 33+00 based upon elevation datum provided by AAB Engineering, L.L.C., and prepare construction documents for bidding purposes for the construction of a 3-lane roadway on the 37<sup>th</sup> Street right-of-way between Omaha and Albany Streets. Basic scope of the services includes:

- a. Prepare preliminary documents to obtain a new construction cost estimate,

- and  
b. Prepare construction documents for bidding purposes.

2. **CHANGE IN CONTRACT AMOUNT.**

As compensation for the additional work, CITY shall pay ENGINEER in accordance with the terms specified in Exhibit 1, Amended Project Fee Schedule, as a change in the contract amount;

Original Contract Amount executed July 5, 2011	\$ 85,000.00
Amendment No. 1	\$ 25,900.00
Revised Total Contract Amount	\$110,900.00

3. **AMENDED PROJECT SCHEDULE**

A new project schedule as described in the attached Exhibit 2 is hereby incorporated by reference as part of this Agreement.

4. **EFFECTIVE DATE AND AUTHORIZATION TO PROCEED.**

This Amendment No. 1 is effective upon signature by both parties.

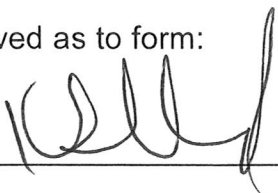
Except as amended hereby, all terms of the 2011 Agreement shall remain in full force and effect without modification or change.

**IN WITNESS WHEREOF**, the parties have executed this AMENDMENT, in multiple copies on the respective dates herein below reflected to be effective on the date executed by the City Manager of the City of Broken Arrow, Oklahoma.

**OWNER:**

City of Broken Arrow

Approved as to form:

By 

Assistant City Attorney

By \_\_\_\_\_

Michael L. Spurgeon, City Manager

Date \_\_\_\_\_

Attest:  
\_\_\_\_\_  
City Clerk

**CONSULTANT:**

HRAOK, Inc.

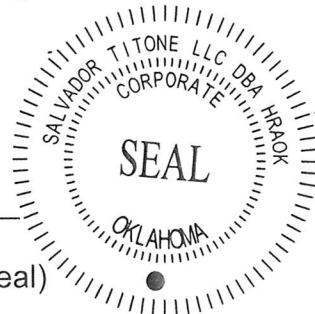
By 

Salvador Titone, P.L.S., Owner/Manager

Date 03/15/2016

Attest:  
\_\_\_\_\_  
Corporate Secretary (Seal)

Date \_\_\_\_\_



**VERIFICATIONS** (If not a corporation)

State of Oklahoma    )  
                                  ) §  
County of Tulsa        )

Before me, a Notary Public, on this \_\_\_\_\_ day of \_\_\_\_\_, 2016, personally appeared \_\_\_\_\_, known to be to be the (President, Vice-President, Corporate Officer, Member, Partner, or Other:) \_\_\_\_\_ of HRAOK, Inc., and to be the identical person who executed the within and foregoing instrument, and acknowledged to me that he executed the same as his free and voluntary act and deed for the uses and purposes therein set forth.

My Commission Expires:

\_\_\_\_\_

Exhibit 1

**AMENDED PROJECT FEE SCHEDULE**

HRAOK, Inc.  
 1913 W Tacoma, Suite A  
 Broken Arrow, OK 74012

**PROJECT Fee Schedule**

Project Description:

**37th Street (Omaha Street to Albany Street) Re-design**

**Project Number: ST1112**

**Funding Acct: 059-5300-431.70-16**

<b>Preliminary Design</b>	Estimated Hours	Labor Rate	Raw Labor Costs
Principal	0	\$70.00	\$0.00
Design Engineer	24	\$115.00	\$2,760.00
QA/QC Engineer	4	\$115.00	\$460.00
Prof. Land Surveyor	8	\$95.00	\$760.00
Engineering Technician	32	\$70.00	\$2,240.00
Clerical	2	\$28.00	\$56.00
Survey Crew (2-man)	8	\$120.00	\$960.00
 Subtotals	 78		 \$7,236.00

Totals

Direct Expense (Geotech)	\$0.00
Direct Expense (Signal Design))	\$0.00
(Mileage)	\$0.00

Preliminary Design Phase \$7,236.00

<b>Final Design</b>	Estimated Hours	Labor Rate	Raw Labor Costs
Principal	0	\$70.00	\$0.00
Design Engineer	60	\$115.00	\$6,900.00
QA/QC Engineer	24	\$115.00	\$2,760.00
Prof. Land Surveyor	4	\$95.00	\$380.00
Engineering Technician	120	\$70.00	\$8,400.00
Clerical	8	\$28.00	\$224.00
Survey Crew (2-man)	0	\$120.00	\$0.00
 Subtotals	 216		 \$18,664.00

**Total Contract \$ 25,900.00**

Exhibit 2

AMENDED PROJECT SCHEDULE

HRAOK, Inc.  
 1913 W Tacoma, Suite A  
 Broken Arrow, OK 74012

**PROJECT Schedule**

Project Description:  
 37th Street (Omaha Street to Albany Street) Redesign  
 Project Number: ST1112

	Week 1	Week 2	Week 3	Week 4	Week 5	Week 6	Week 7	Week 8	Week 9	Week 10	Week 11	Week 12	Week 13	Week 14	Week 15	Week 16	Week 17	Week 18	Week 19	Week 20	Week 21	Week 22	Week 23	Week 24	Week 25	Week 26
<b>PRELIMINARY DESIGN PHASE (21 days)</b>																										
Perform Survey																										
Define ROW and any additional to be purchased																										
Preliminary Design for Cost Calculation																										
Quantities & Cost Estimates (Prelim)																										
Submit to City Preliminary Plans and Cost Estimates																										
<b>FINAL DESIGN PHASE (70 days)</b>																										
Prepare legal descriptions/closure for ROW to be purchased																										
Prepare Final Plans (DRAFT)																										
Quantities & Cost Estimates (Final DRAFT)																										
Submit to City Review Final Plans (DRAFT)																										
Finalize Final Plans and Cost Estimates																										
Submit Final Plans																										

Milestones

Preliminary Plan Submittal: 21 Calendar Days      Working Days (Approx) 15

Final Plan Submittal: 91 Calendar Days              Working Days (Approx) 50