

**AMENDMENT NO. 1 TO CONSULTING SERVICES AGREEMENT BETWEEN  
THE CITY OF SAN LEANDRO AND  
KIMLEY-HORN AND ASSOCIATES, INC.  
FOR  
WICKS BOULEVARD AND MANOR BOULEVARD SIGNAL UPGRADE PROJECT  
PROJECT NO. 2020.5620**

This **Amendment No. 1** (“Amendment”) is made by and between the City of San Leandro (“City”) and Kimley-Horn and Associates, Inc. (“Consultant”) (together sometimes referred to as the “Parties”) as of November 21, 2022 | 7:15:32 PM, EST, 2022, and amends that certain Consulting Services Agreement (“Agreement”) dated March 24, 2021, between the Parties.

**WHEREAS**, City and Consultant have executed the Agreement, pursuant to which Consultant has provided certain consulting services to City with regard to design services for the Wicks Boulevard and Manor Boulevard Signal Upgrade Project, and

**WHEREAS**, the Parties desire to amend the Agreement to provide additional design services for curb ramps not part of the original design scope and to reduce the surveying and potholing scope.

**NOW THEREFORE**, for good and valuable consideration, the sufficiency of which is hereby acknowledged, the Parties hereby agree to amend the Agreement as follows:

1. Section 1.1 of the Agreement entitled “Terms of Services” is hereby amended to extend the term from June 30, 2023 to June 30, 2024; and

2. Section 2 of the Agreement entitled “Compensation” is hereby amended to pay Consultant a sum not to exceed **EIGHTY-SIX THOUSAND FOUR HUNDRED SEVENTY-THREE DOLLARS AND 28 CENTS (\$86,473.28)**; and

3. Exhibit A of the Agreement entitled “Scope of Services” is hereby amended as follows:

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The first sentence of the sixth paragraph of Task 3.1 is replaced with the following:

*Based on the layout of the signal equipment developed in the preliminary design, Kimley-Horn will perform potholing at six (6) proposed pole locations at the project intersection to positively locate existing utilities and aid in the placement of the proposed signal pole locations.*

The following paragraph is added to the end of Task 3.0:

*The driveway to the Wicks Business Park on the west side of the project intersection is not ADA-compliant. Consultant shall redesign the driveway / sidewalk at the business park entrance to meet ADA requirements and design new curb ramps at the north and south ends of the driveway.*

The following paragraph is added to the end of Task 4.0:

*The final design documents shall include the redesign of the driveway / sidewalk at the entrance to Wicks Business Park and the design of curb ramps at both ends of said driveway.*

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4. Exhibit B of the Agreement entitled "Compensation Schedule & Reimbursable Expenses" is hereby amended to read:

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**EXHIBIT B**

**COMPENSATION SCHEDULE & REIMBURSABLE EXPENSES**

**Compensation Schedule**

Description	Rate (\$/hr)
Principal	\$233.41
Project Manager	\$161.04
Project Engineer	\$209.33
Design Engineer	\$190.62
Staff Engineer	\$119.23
Support Staff	\$147.84
Admin Staff	\$107.38

**Fee Schedule**

Task	Task Description	Original Contract	Amendment 1
		Not to Exceed Amount	
1	Project Management	\$3,864.12	
2	Preliminary Design	\$5,401.15	
3	Design Development	\$15,937.67	\$10,035.82
4	Final Design	\$6,868.85	\$4,778.42
5	Services Prior to Construction	\$2,034.27	
6	Services During Construction	\$4,595.29	

**Subtotal: \$53,515.59**

**Reimbursable Expenses**

Description	Rate	Original Contract	Amendment 1
		Not to Exceed Amount	
General Kimley-Horn Printing, Plotting and Travel	Cost	\$350.00	
Subcontractor Fees for Topographic Survey ( <b>scope was reduced</b> )	Subcontractor Cost	\$13,186.99	\$(1,600.70)
Subcontractor for Potholing ( <b>6 potholes in lieu of 10 on the original contract</b> )	Subcontractor Cost	\$31,620.00	\$(9,880.00)

**Subtotal** **\$33,676.29**  
**Total Project Costs not to Exceed** **\$87,191.88**

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5. All other terms shall remain in full force and effect.


This Amendment may be executed in multiple counterparts, each of which shall be an original and all of which together shall constitute one agreement.

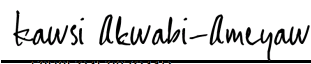
**SIGNATURES ON FOLLOWING PAGE**

The Parties have executed this Amendment as of the date first written above. The persons whose signatures appear below certify that they are authorized to sign on behalf of the respective Party.

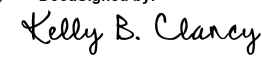
CITY OF SAN LEANDRO

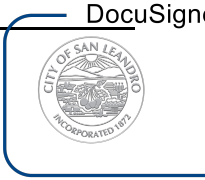
KIMLEY-HORN AND ASSOCIATES, INC.

DocuSigned by:  
  
City Manager

DocuSigned by:  
  
Kwasi Akwabi, Associate/Assistant Secretary  
Consultant's Signature

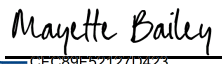
Attest:

DocuSigned by:  
  
City Clerk



Budget Approved:


Approved as to Fiscal Authority:

DocuSigned by:  
  
Finance Director

120-38-349-5240   
Account Number

Approved as to Form:

DocuSigned by:  
  
City Attorney

DocuSigned by:  
  
Department Head Director