

PROFESSIONAL SERVICES AGREEMENT

AMENDMENT NO. 1 PROJECT # - 9729903

This Amendment to Agreement dated April 1, 2021 made and entered into this 23rd day of December, 2022, between the City of Bisbee (hereinafter called CLIENT) and **MILLER ENGINEERS, INC. d/b/a SOUDER, MILLER & ASSOCIATES** (hereinafter called CONSULTANT) for the **for the design of three new retaining walls to replace the existing retaining walls on Clauson Avenue, Temby Road and Opera Drive in Bisbee, Arizona, SMA Project Number 9729903.**

IT IS MUTUALLY AGREED BETWEEN THE PARTIES:

CLIENT hereby engages CONSULTANT to perform the services identified in Section 1 below per the schedule of compensation set forth in Sections 2 and 3, respectively. Any additional work and corresponding compensation not identified below will be detailed and included in future Amendments to the referenced Agreement.

Section 1: Scope of Work

Presented below is a detailed description of the professional services to be provided by the CONSULTANT to complete the project.

MODIFY THE ORIGINAL AGREEMENT TO REMOVE THE DESIGN OF THE TEMBY ROAD RETAINING WALL

The City of Bisbee has recently repaired the existing retaining wall at Temby Road and has requested that the Temby Road retaining wall design be removed from the from the Original Agreement. All other items included in the Original Agreement shall remain as previously outlined.

Section 2: Schedule and Term

SMA and the City of Bisbee will develop a mutually acceptable schedule to complete the plan set upon execution of this amendment.

Section 3: Compensation

Compensation for the professional services identified in Section 1 of this Exhibit A shall be amended as follows.

Fixed Fee Schedule – Design Phase			
Task	Description	Reduction	Lump Sum
P1T21	Project Administration	\$ 400.00	\$ 4,000.00
PT240	Geotechnical Investigation		\$ 13,300.00
P3T01	Boundary / Topographic / As-Built Survey		\$ 5,100.00
P3T20	Preliminary Design (60% Complete)	\$ 200.00	\$ 13,300.00
P4T30	Final Design (90% and 100%)	\$ 500.00	\$ 3,500.00
Sub Total Design Phase Cost			\$ 39,200.00
Fixed Fee Schedule – Bidding and Construction Phase			
P5T01	Bid Facilitation	\$ 1,000.00	\$ 5,500.00
Sub Total Bidding and Construction Phase Cost			\$ 44,700.00
Total Cost		\$ 2,100.00	\$ 44,700.00

The above changes reflect a reduction of \$ 2,100.00 from the original contract.

CONSULTANT shall be authorized to commence the Services detailed herein upon execution of this Amendment unless otherwise specified. CONSULTANT and CLIENT agree that this signature page, together with the Standard Terms and Conditions of the original Agreement, and all Exhibits, Attachments and Amendments referred to herein, constitute the entire Agreement relating to the Work.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the date first written above.

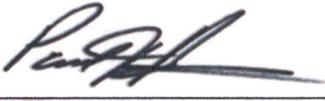
CLIENT:

City of Bisbee
Mr. Matthew Gurney, Public Works Director
76 Erie Street, P.O. Box 4601
Bisbee, Arizona 85603
Tel. (520) 432-6262
Federal Tax ID Number: 86-6000235

CONSULTANT:

MILLER ENGINEERS, INC. d/b/a
SOUDER, MILLER & ASSOCIATES
3500 Sedona Hills Parkway
Las Cruces, New Mexico 88011
Tel. (575) 647-0799
Federal Tax ID Number: 85-0336964

By:  _____

By:  _____

Name, Title: Matthew Gurney
Public Works Director

Name, Title: Paul Pompeo, P.E.
Vice President Civil Sector

Date: 1/24/2023

Date: December 23, 2022