

AMENDMENT TO OWNER-ENGINEER AGREEMENT
Amendment No. 5

1. Background Data:

- a. Effective Date of Owner-Engineer Agreement: February 14, 2012
- b. Owner: Santa Fe County, 102 Grant Avenue, Santa Fe, NM
- c. Engineer: Molzen-Corbin & Associates, Inc., 2701 Miles Road SE, Suite 200, Santa Fe, NM
- d. Project: TL6S Waterline Project, Santa Fe County Contract No. 2012-0086-UT/MS

2. Description of Modifications:

WHEREAS, Agreement No. 2012-0086-UT/MS (Agreement) entered into by Santa Fe County (Owner) and the Molzin-Corbin & Associates, Inc. (Engineer) in 2012 provides for services to be provided by the Engineer consisting of Study and Report, Preliminary Design, and Bidding and Construction Phase services for the TL6S Waterline Project; and

WHEREAS, the Agreement was amended in 2013 by Amendment No. 1 to revise the Engineer's scope of services and increase compensation by \$240,368.92 for a total contract sum of \$573,449.22; and

WHEREAS, the Agreement was amended by Amendment No. 2 in 2014 to revise the Engineer's scope of services and increase compensation by \$14,040.00 for a total contract sum of \$587,489.22; and

WHEREAS, the Agreement was amended in 2015 by Amendment No. 3 to revise the Engineer's scope of services and increase compensation by \$7,760.00 for a total contract sum of \$595,249.22; and

WHEREAS, the Agreement was amended in 2015 by Amendment No. 4 to provide for the Engineer's completion of an Additional Cultural Resource Survey and increase compensation by \$11,143.08 for a total contract sum of \$606,392.30; and

WHEREAS, by this Amendment No. 5, the parties desire to amend the Agreement to provide for a \$49,755.00 decrease in the sum for Project Representative Services and increase the sums for Final Design Phase services and Permitting in the amount of \$15,770.00 and \$6,670.00, respectively; and

WHEREAS, this Amendment No. 5 will result in \$49,755.00 decrease in the contract sum for the TLS Waterline Project resulting in a total contract sum of \$556,637.30.

NOW, THEREFORE, CONTRACT NO. 2012-0086-UT/MS IS AMENDED AS FOLLOWS:

- a. Exhibit C, C2.01.3.l is amended by decreasing the \$181,434.00 sum designated for "Resident Project Representative" by \$72,195.00. Subpart C2.01.3.l. is amended to read:

1. Resident Project Representative	\$109,239.00
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- b. Exhibit C, C2.01.3.c "Final Design Phase" is amended by increasing the \$41,757.50 sum by \$15,770.00. Subpart C2.01.3.c "Final Design Phase" is amended to read:

Final Design Phase	\$57,527.50
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- c. Exhibit C, C2.01.3.n is amended by increasing the \$5,000.00 sum designated for Permitting by \$6,670.00. Subpart C2.01.3.n is amended to read:

n. Prepare, Process, obtain Approvals Permits from Private/Governmental Authorities	\$11,670.00
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- d. Exhibit C, C2.01.A.3. the references to "Six Hundred Six Thousand Seven Hundred Seventy Nine Dollars and Ninety Cents (\$606,779.90)" are deleted and replaced with "Five Hundred Fifty Six Thousand Six Hundred Thirty Seven Dollars and Thirty Cents (\$556,637.30)."

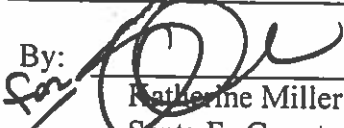
e. Agreement Summary

a. Original Contract Sum:	\$ 333,080.30
b. Net change for prior amendments:	\$ 273,312.00 ¹
c. This amendment amount (decrease):	\$ (\$49,755.00)
d. Contract sum after this Amendment	\$ 556,637.30, exclusive of NM grt
No. 5	

Owner and Engineer hereby agree to modify the above-referenced Agreement as set forth in this Amendment No. 5. All provisions of the Agreement not modified by Amendment Nos. 1, 2, 3 and 4, and this Amendment No. 5 shall remain in full force and effect. The Effective Date of this Amendment is upon signature of both parties hereto.

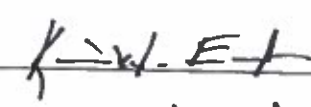
¹ The Purchase Order issued to implement Amendment No. 2 in 2014 was in the amount of \$14,040.00, although the Amendment No. 2 incorrectly states the increase as \$14,427.60. This \$273,312.00 figure incorporates the correction to Amendment No. 2, dated January 28, 2014.

OWNER:

SANTA FE COUNTY
By: 
Katherine Miller
Santa Fe County Manager

Date
Signed: 9.2.16

ENGINEER:


MOLZEN CORBIN
By: 
Title: EXEC. VICE PRESIDENT

Date Signed: 08/29/16

Approved as to form:

 Date: 7-29-16
Gregory S. Shaffer
County Attorney

Finance Department

 Date: 8/11/16
Carole H. Jaramila
Director

1. 1920-1921

2. 1922-1923

3. 1924-1925

4. 1926-1927