

## SUPPLEMENTAL AGREEMENT #1

CITY OF LEXINGTON, NEBRASKA  
OLSSON ASSOCIATES, INC.  
PROJECT NO. URB-6552(1)  
CONTROL NO. 61554  
6<sup>TH</sup> ST, GRANT-TAFT, LEXINGTON

THIS SUPPLEMENTAL AGREEMENT, made and entered into by and between City of Lexington, Nebraska, hereinafter referred to as the Local Public Agency or "LPA," and Olsson Associates, Inc. hereinafter referred to as the "Consultant."

WHEREAS, the Consultant and the LPA entered into Engineering Agreement BK1272 executed by the Consultant on May 7, 2012 and executed by the LPA on May 8, 2012, hereinafter referred to as the "Original Agreement", providing for engineering services for Project No. URB-6552(1), and

WHEREAS, it is necessary that work not contemplated in the Original Agreement, Supplemental No.1 be added under this agreement, and

WHEREAS, it is necessary to increase the Consultant's compensation by this supplemental agreement for the additional work necessary to complete the project, and

WHEREAS, it is the desire of the LPA that the project be constructed under the designation of Project No. URB-6552(1), as evidenced by the Resolution of the LPA dated the \_\_\_\_\_ day of \_\_\_\_\_, 2014, attached and identified as EXHIBIT "A" and made a part of this agreement, and

NOW THEREFORE, in consideration of these facts, the Consultant and LPA agree as follows:

**SECTION 1.** A Written Notice-to-Proceed was issued to the Consultant on November 14, 2013 to perform the additional work through Consultant Work Order 1. Any additional work or services performed by Consultant on the project prior to the date specified in the written Notice-to-Proceed is not eligible for reimbursement.

**SECTION 2.** The Consultant will perform the additional work stipulated in Consultant Work Order 1, which is attached as Exhibit "B" and hereby made a part of this supplemental agreement.

**SECTION 3.** For the work required, Section 9 of the Original Agreement is hereby amended and the fixed-fee-for-profit is increased from \$18,908.28 to \$19,706.35, an increase of \$798.07. Actual costs are increased from \$148,578.19 to \$154,820.83, an increase of \$6,242.64. The total agreement amount is increased from \$167,486.47 to \$174,527.18, an increase of \$7,040.71 which the Consultant must not exceed without the prior written approval of the LPA.

**SECTION 4.** The Consultant will be paid the additional fee on the same terms stipulated in the Original Agreement and, except as specifically amended by this supplemental agreement, all

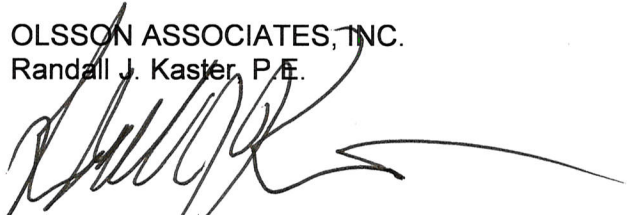
terms and conditions of the Original Agreement on Project No. URB-6552(1), executed by the Consultant on May 7, 2012 and executed by the LPA on May 8, 2012 shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have caused these presents to be executed by their proper officials thereunto duly authorized as of the dates below indicated.

After being duly sworn on oath, I do hereby acknowledge the foregoing certification and state that I am authorized to sign this agreement for the firm.

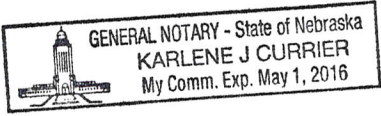
EXECUTED by the Consultant this 16th day of January, 2014.

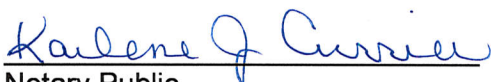
OLSSON ASSOCIATES, INC.  
Randall J. Kaster, P.E.

  
Principal

STATE OF NEBRASKA     )  
                                          )ss.  
LANCASTER COUNTY     )

Subscribed and sworn to before me this 16 day of January, 2014.



  
Notary Public

EXECUTED by the LPA this \_\_\_\_\_ day of \_\_\_\_\_, 2014.

CITY OF LEXINGTON  
John Fagot

\_\_\_\_\_  
Mayor

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
Clerk

STATE OF NEBRASKA  
DEPARTMENT OF ROADS  
Form of Agreement Approved for  
Federal Funding Eligibility:

\_\_\_\_\_

\_\_\_\_\_  
Date

## Consultant Work Order (Local Projects)

Project No. URB-6552(1)		Control No. 61554	
Consultant: (Name and Representative) Olsson Associates	Agreement No. BK1272	Work Order No. 1	
LPA (Name and Representative) City of Lexington		Constr. Change Order No. (If applicable)	
<p>All parties agree the following described work needs to be performed by the consultant as part of the referenced project. All parties concur and hereby give notice to proceed based on the following: justification to modify contract, scope of services, deliverables, schedule, and estimated total fee. All other terms of existing agreements between the parties are still in effect. It is understood by all parties that the work described herein will become part of a future supplement to the agreement indicated above.</p>			
Justification to modify agreement: (Include scope of services, deliverables, and schedule) See Attachment			
<b>Work Title</b>	<b>Summary of Fee</b>		
Additional Public Meeting & Cat Ex Reviews	A. Total Direct Labor Cost	= 2,227.72	
	B. Overhead (Factor * x A)	= 3,864.42	
	C. A + B	= 6,092.14	
	D. Profit/Fee (Factor ** x C)	= 798.07	
*Overhead Factor:	173.47%	E. Direct Non-Labor Cost	= 150.50
**Profit/Fee Factor:	13.10%	F. Subconsultant Services	= 0.00
Total Fee Notes:	<b>TOTAL FEE: C + D + E + F = \$7,040.71</b> <input type="checkbox"/> ESTIMATED TOTAL FEE. <input checked="" type="checkbox"/> FINAL TOTAL FEE: <span style="float: right;"><b>\$7,040.71</b></span>		

**Work Order Authorization – May be granted by email and attached to this document.**

Consultant:

JEFF R. PALIK                      [Signature]                      11/7/13  
 Name                                      Signature                                      Date

LPA:

Dennis Burnside                      [Signature]                      11/5/13  
 Name                                      Signature                                      Date

LPD PC (for Preliminary Engineering) and State Rep. (for Construction Engineering):

Calvin Stathosmiller                      [Signature]                      11-8-13  
 Name                                      Signature                                      Date

FHWA: LARRY NDOR APPROVAL

Larry L. Keys                      [Signature]                      11/14/13  
 Name                                      Signature                                      Date

Notice to Proceed will be granted by email by:  
 LPD PC for Preliminary Engineering & CD PC for Construction Engineering

Notice to Proceed Date:  
11-14-13

Distribution: Consultant, LPA – RC, State Rep., FHWA, LPD PC, NDOR Agreements Engineer, Highway Funds Manager, CD PC

DR Form 250, February 2012

URB-6552(1)  
CN 61554

Jackson, 6<sup>th</sup> & 13<sup>th</sup> Street  
Lexington, NE

#### CWO #1 – Scope of Work

The City of Lexington held a public meeting in December of 2012. The civil rights review of this project confirmed the public outreach met the criteria for LEP or EJ based on information available at the time of the meeting. At that time, an additional meeting was not required. When the new Census Data was released in February of 2013, another LEP group was identified in the City of Lexington. The Cat Ex document for this project was submitted in August 2013, after the new Census was released. FHWA reviewed the Cat Ex document (August 6, 2013) and identified the additional LEP population in Lexington and determined the city had not reached out to them at their public meeting. To satisfy EJ for this project an additional public meeting to reach out to that LEP group will be required.

Additional public meeting will include newspaper legal notices; newspaper advertisements; project informational sheets for direct mailings, public flyers and public meeting handouts; design mosaic maps; public meeting sign-in form; public meeting comment forms; public meeting event; addressing public comments and public involvement event report.

This work order includes hours for Olsson to complete the tasks outlined above. City of Lexington will draft newspaper legal notices, newspaper advertisement, public meeting sign-in form and public meeting comment forms. Olsson will review these documents. Olsson will create project informational sheet, design mosaic maps and attend public meeting. Olsson associates will address public comments and create the public involvement event report. City of Lexington will be responsible for translating documents into Spanish.

Original scope included one set of Cat Ex review comments. This work order includes hours for two additional sets of Cat Ex review comments that are anticipated to complete the project.

## NEPA Categorical Exclusion and Preliminary Engineering CWO 1 Hours

Project Name: 6th Street, Jackson Street and 13th Street  
 Project Number: URB-6352(1)  
 Control Number: 61554  
 Location (City, County): Lexington, Dawson County  
 Consultant Project Manager: Jeff Paik  
 Phone/Email: jpaik@colysonassociates.com  
 LPA Responsible Charge: Donna Burnside  
 Phone/Email: dburnside@cityoflex.com  
 NDOR Project Coordinator: Glen Stoffensmeier  
 Phone/Email: glen.stoffensmeier@ndbraska.gov  
 Date: October 10, 2013

LPA:  
**City of Lexington**

TASKS	PERSONNEL CLASSIFICATIONS**											
	PR	SENV	ENV	AENV	SENG	ENG	AENG	SDES	TECH	SRVY	ADM	Total
<b>For Engineering Services:</b>												
<b>1. Categorical Exclusion Document and Response Reviews</b>												
1.1 Additional Cat Ex Reviews			4	16		4						
<b>2. Topographic Survey</b>												
<b>3. Preliminary Engineering</b>												
<b>4. Geotechnical Analysis</b>												
<b>5. Public Involvement</b>												
5.1 Added Public Meeting					12	20		4				
<b>6. Project Management and QC</b>												
<b>7. Progress Meetings</b>												
<b>Total Hours</b>			4	16		16	20	4				
<b>Total Days (8 hrs)</b>			0.5	2.0		2.0	2.5	0.5				

**CLASSIFICATIONS\***

PR = Principal	SENG = Senior Engineer	TECH = Technician
SENV = Senior Environmental Scientist	ENG = Engineer	SRVY = Registered Surveyor
ENV = Environmental Scientist	AENG = Assistant Engineer	ADM = Administration
AENV = Assistant Environmental Scientist	SDES = Senior Designer/Technician	

\* For Project Manager, use one of the above technical classifications

\*\* For User-Defined Classifications, you will need to edit the Classifications Legend located above. To enter a new classification, replace "UD1" with its abbreviation (ex. GRA) and replace "User Defined 1" with the corresponding title (ex. Graphic Artist). Once the user-definitions are added, they will self-populate the Estimate of Hours table, as well as the remaining sheets.

Independent Cost Estimate  
 LPA's Estimate of Hours

## NEPA Categorical Exclusion and Preliminary Engineering CWO 1 Hours

Project Name: **6th Street, Jackson Street and 13th Street**  
 Project Number: **URB-6552(1)**  
 Control Number: **61554**  
 Location (City, County): **Lexington, Dawson County**  
 Consultant Project Manager: **Jeff Palk**  
 Phone/Email: **jpalk@olssonassociates.com**  
 LPA Responsible Charge: **Dennis Burnside**  
 Phone/Email: **dburnside@chyoflex.com**  
 NDOR Project Coordinator: **Glen Steffensmeier**  
 Phone/Email: **glen.steffensmeier@nebraska.gov**  
 Date: **October 10, 2013**

LPA:  
**City of Lexington**

Code	Classification Title	Hours	Actual Rate*	Amount
PR	Principal		\$59.94	
SENV	Senior Environmental Scientist	4	\$51.60	\$206.40
ENV	Environmental Scientist	16	\$36.67	\$586.72
AENV	Assistant Environmental Scientist		\$18.51	
SENG	Senior Engineer	16	\$45.29	\$724.64
ENG	Engineer	20	\$30.69	\$613.80
AENG	Assistant Engineer		\$22.98	
SDES	Senior Designer/Technician	4	\$24.04	\$96.16
TECH	Technician		\$19.65	
SRVY	Registered Surveyor		\$24.39	
ADM	Administration		\$20.75	
<b>TOTALS</b>		<b>60</b>		<b>\$2,227.72</b>

Overhead Rate\*\* 173.47% Fixed Fee\*\* 13.10%

**CLASSIFICATIONS**

PR = Principal	SENG = Senior Engineer	TECH = Technician
SENV = Senior Environmental Scientist	ENG = Engineer	SRVY = Registered Surveyor
ENV = Environmental Scientist	AENG = Assistant Engineer	ADM = Administration
ADM = Administrative	DES = Designer/Technician	

\* For determining labor rates you may use the Median rates provided below or the actual rates provided during the scoping/negotiations meeting from the Consultant. The Median rate is an average of rates for each personnel classification provided by NDOR. The value selected must be placed in the Actual Rate column for each classification title to calculate the project cost.

\*\* If no Overhead Rate or Fixed Fee is provided please contact NDOR.

Classification Title	Rate		
	Low	Median	High
Principal	\$48.31	\$64.90	\$91.52
Senior Environmental Scientist	\$25.84	\$48.67	\$68.95
Environmental Scientist	\$20.97	\$32.40	\$48.00
Senior Engineer	\$36.05	\$53.41	\$60.41
Engineer	\$24.77	\$37.36	\$47.16
Senior Designer/Technician	\$34.50	\$38.03	\$39.23
Designer/Technician	\$14.00	\$25.00	\$30.69
Administrative	\$15.75	\$23.94	\$42.29

Independent Cost Estimate  
Labor Rates

## NEPA Categorical Exclusion and Preliminary Engineering CWO 1 Hours

Project Name: 6th Street, Jackson Street and 13th Street  
 Project Number: URB-6552(1)  
 Control Number: 61554  
 Location (City, County): Lexington, Dawson County  
 Consultant Project Manager: Jeff Peik  
 Phone/Email: jpeik@olssonassociates.com  
 LPA Responsible Charge: Dennis Burnside  
 Phone/Email: dburnside@cityoflex.com  
 NDOR Project Coordinator: Glen Staffensmeier  
 Phone/Email: glen.staffensmeier@nebraska.gov  
 Date: October 10, 2013

LPA:  
**City of Lexington**

Subconsultants:	Quantity	Unit Cost	Amount
			Subtotal
Printing and Reproductions:	Quantity	Unit Cost	Amount
Scroll Plots for Public Meeting	3	\$20.00	\$60.00
Color copies	50	\$0.20	\$10.00
Black & White copies	50	\$0.08	\$4.00
600 color copies @ \$0.20/sheet			\$74.00
Mileage/Travel:	Quantity	Unit Cost	Amount
Mileage	150	\$0.51	\$76.50
			Subtotal
			\$76.50
Lodging/Meals:	Quantity	Unit Cost	Amount
			Subtotal
Other Miscellaneous Costs:	Quantity	Unit Cost	Amount
			Subtotal
<b>TOTAL DIRECT EXPENSES</b>			<b>\$150.50</b>

Independent Cost Estimate  
 Direct Expenses



## NEPA Categorical Exclusion and Preliminary Engineering CWO 1 Hours

Project Name: \_\_\_\_\_  
 Project Number: LRB-6552(1)  
 Control Number: 61554  
 Location (City, County): Lexington, Dawson County  
 Consultant Project Manager: Jeff Pelik  
 Phone/Email: jpelik@olssonassociates.com  
 LPA Responsible Charge: Dennis Burnside  
 Phone/Email: dburnside@cityoflex.com  
 NDOR Project Coordinator: Glen Steffensmeier  
 Phone/Email: glen.steffensmeier@nebraska.gov  
 Date: October 10, 2013

LPA:  
**City of Lexington**

Labor Costs:	Hours	Rate	Amount
<b>Personal Classification</b>			
Principal		\$59.94	
Senior Environmental Scientist	4	\$51.60	\$206.40
Environmental Scientist	16	\$36.67	\$586.72
Assistant Environmental Scientist		\$18.51	
Senior Engineer	16	\$45.29	\$724.64
Engineer	20	\$30.69	\$613.80
Assistant Engineer		\$22.98	
Senior Designer/Technician	4	\$24.04	\$96.16
Technician		\$19.65	
Registered Surveyor		\$24.39	
Administration		\$20.75	
<b>TOTAL</b>	<b>60</b>		<b>\$2,227.72</b>
<b>Direct Expenses:</b>			<b>Amount</b>
Subconsultants			
Printing and Reproduction Costs			\$74.00
Message/Travel			\$76.50
Lodging/Meals			
Other Miscellaneous Costs			
<b>TOTAL</b>			<b>\$150.50</b>
<b>Total Project Costs:</b>			<b>Amount</b>
Direct Labor Costs			\$2,227.72
Overhead @ 173.47%			\$3,864.43
Total Labor Costs			\$6,092.15
Fixed Fee @ 13.10%			\$798.07
Direct Expenses			\$150.50
<b>PROJECT COST</b>			<b>\$7,040.72</b>

\_\_\_\_\_  
Signature of Responsible Charge

\_\_\_\_\_  
Date

Independent Cost Estimate  
Project Cost

## NEPA Categorical Exclusion and Preliminary Engineering CWO 1 Hours

Project Name: 6th Street, Jackson Street and 13th Street  
 Project Number: URB-6552(1)  
 Control Number: 61554  
 Location (City, County): Lexington, Dawson County  
 Consultant Project Manager: Jeff Patik  
 Phone/Email: patik@olssonassociates.com  
 LPA Responsible Charge: Dennis Burnside  
 Phone/Email: dburnside@cityoflex.com  
 NDOR Project Coordinator: Glen Steffensmeier  
 Phone/Email: glen.steffensmeier@nebraska.gov  
 Date: October 10, 2013

LPA:  
**City of Lexington**

Tasks	Total Hours	Direct Labor Cost	Overhead 173.47%	Fixed Fee 13.10%	Total Project Cost
<b>For Engineering Services:</b>					
1. Categorical Exclusion Document and Resource Reviews		\$974.28	\$1,690.08	\$349.03	\$3,013.39
2. Topographic Survey					
3. Preliminary Engineering					
4. Geotechnical Analysis					
5. Public Involvement		\$1,253.44	\$2,174.34	\$449.04	\$3,876.82
6. Project Management and QC					
7. Progress Meetings					
Direct Expenses					\$160.50
<b>TOTAL</b>		<b>\$2,227.72</b>	<b>\$3,864.42</b>	<b>\$798.07</b>	<b>\$7,049.71</b>

Independent Cost Estimate  
Cost by Task