

**AMENDMENT NO. 5 TO
PROFESSIONAL SERVICES AGREEMENT**

THIS AMENDMENT TO THE AGREEMENT FOR PROFESSIONAL SERVICES ("Amendment No. 5") is made and entered into this 1st day of March 2022, by and between the City of Yorba Linda, 4845 Casa Loma Avenue, Yorba Linda, California 92886, a municipal corporation of the State of California (hereinafter referred to as "City"), and **Michael Baker International, Inc.**, 14725 Alton Parkway, Irvine, California 92618 (hereinafter referred to as "Consultant").

WITNESSETH:

WHEREAS, the City and the Consultant entered into an On-Call Professional Services Agreement dated December 12, 2016 ("Agreement"); and

WHEREAS, the City and the Consultant desire to enter into an amendment to the Agreement; and

WHEREAS, the City and Consultant desire to amend the scope of services specified in Section 3.1.1 of the agreement to include additional Design Engineering and Pre-construction services for the Bastanchury Road Widening (from Casa Loma Avenue to Eureka Avenue) Project; and

WHEREAS, the City and the consultant desire to amend the compensation specified in Section 2.1 Contract Sum of the Agreement will be amended to include an additional **Twenty-Five Thousand Five Hundred Twenty-Three Dollars (\$25,523)** for additional Design Engineering and Pre-construction services for the Bastanchury Road Widening (from Casa Loma Avenue to Eureka Avenue) Project per Amendment No. 5; and

NOW, THEREFORE, in consideration of the mutual promises and covenants herein, the Parties agree as follows:

1. In accordance with Section 3.1.1 General Scope of Services of the Agreement, the scope of services provided in Attachment "A" of Task Order No. 2 of the Agreement is amended to include the additional scope of services described in Consultant's Scope Amendment Proposal attached hereto as Attachment "A-2".
2. In accordance with Section 3.3.1 Compensation of the Agreement, and Exhibit "A" Schedule shall include an additional **Twenty-Five Thousand Five Hundred Twenty-Three Dollars (\$25,523)** for additional Design Engineering and Pre-construction services for the Bastanchury Road Widening (from Casa Loma Avenue to Eureka Avenue) Project, increasing the total not to exceed Agreement Task Order amount to **Three Hundred Sixty-Four Thousand Seven Hundred Eighty-Nine Dollars (\$364,789)**.

Except as amended pursuant to this Amendment No. 5, all provisions of the Agreement shall remain in full force and effect, and shall govern the services provided under this Amendment No. 5.

[SIGNATURES ON THE NEXT PAGE]

CITY OF YORBA LINDA

Dated: _____

By: _____

Carlos Rodriguez
Mayor

ATTEST:

Marcia Brown
City Clerk

**MICHAEL BAKER INTERNATIONAL,
INC.**

APPROVED AS TO FORM:
RUTAN & TUCKER LLP

By: _____

(Print)

(Signature)

Todd Litfin
City Attorney

Title: _____

Dated: _____

February 10, 2022
Revised Feb 16, 2022

Mr. Rick Yee, PE
Deputy Director Public Works / Assistant City Engineer
City of Yorba Linda
Public Works Department
4845 Casa Loma Avenue
Yorba Linda, CA 92886

SUBJECT: PRE-BID PHASE DESIGN SERVICES - PROPOSED AMENDMENT BASTANCHURY ROAD IMPROVEMENTS BASTANCHURY CHANGE ORDER No. 3 (AMENDMENT No. 05)

Dear Mr. Yee,

Michael Baker International, Inc. (Michael Baker) is currently supporting the City of Yorba Linda revising the Bastanchury Road Improvements project as a result of the right of way negotiation with the private property owners and coordination with third party stakeholders. The revision required the following out of scope tasks:

17.0 Additional Field Survey: Complete additional topographic survey inside private properties which is needed to re-design the retaining wall and associated grading

18.0 Revise the Retaining Wall Design: Revise the retaining wall design to accommodate a flatter grading area inside the private property as requested by the property owners

~~**19.0 Supplemental Potholing Services:** additional potholing to locate the YLWD 14" water line that was not found previously~~

20.0 Additional Pre-Bidding Support Services: In addition, Michael Baker continues to support the City in the pre-bidding phase including addressing comments from property owners, additional utility coordination, coordination with the Shea Homes development, and attend regular meetings and coordination with the City. The above services includes the following:

1. Incorporating traffic staging into the specifications and bid items.
 - a. Revising spec sections to discuss minimum traffic lane requirements.
 - b. Identifying additional bid item work including signage and temporary k-rail for shoring.
2. Incorporating the traffic signal plans into the project specs and bid items.
3. Adding bid items and revising specs for the work located on private properties.
4. Revising specs for the utility coordination work (i.e. street light relocation and coordination for the traffic staging.)
5. Coordination meetings with the City to resolve additional works items being added to the original scope of work.
6. Additional changes to the specifications and bid items related to the retaining wall revisions.
7. Coordination with Shea Homes access needs during construction.
8. Addressing construction manager comments.

21.0 Revise PS&E to City Right of Entry Agreements: Michael Baker will make plan revisions, add bid items, and incorporate information into the specifications, to incorporate private property owners' comments

~~**22.0 Traffic Staging Exhibits:** Michael Baker will prepare a stand-alone traffic control exhibits to be incorporated into the project specifications as requested by the City~~

23.0 Coordination with Yorba Linda Water District: Michael Baker will coordinate with YLWD as it relates to the incorporation of the water relocation plans into the Roadway Improvement Project. The scope includes review the plans, review the comments, participate in coordination calls with YLWD, incorporate YLWD design package into Bastanchury Road Improvement Plans.

Survey Staking for Power Pole Relocation

Survey staking services for relocation of seven (7) power poles – staking includes offset stake with line-only.

Curb and gutter stakes will be provided at the pole location as well as 25' up station and 25' down station from pole. Grades will be provided to top of curb.

Client agrees to compensate Consultant for services monthly on a percentage of completion bases subject to the following fee schedule.

Consulting services relating to any of the following tasks were not included in the preparation of the budget amounts shown on this Agreement.

1. Any certification not specifically set forth in the above scope.
2. Any other services not specifically set forth in the above Scope of Services.

Please see attached for the additional fee requested as part of this amendment.

Should you have any questions and/or require additional information, please feel free to contact me directly at (949) 330-4145 or at nathan.cope@mbakerintl.com.

Respectfully submitted,
MICHAEL BAKER INTERNATIONAL, INC.

Sarmad Farjo, PE
Department Manager

FEE
BASTANCHURY SCOPE CHANGE ORDER No. 3 (AMENDMENT No. 05)
BASTANCHURY ROAD WIDENING PROJECT - PRE-BID SUPPORT SERVICES

	Senior Project Manager		Project Engineer		Design Engineer / Survey Analyst		Design Technician		2-Man Survey Crew		Administration		Subconsultant		TOTAL HOURS	TOTAL FEE
	\$289		\$191		\$160		\$138		\$310		\$93					
SCHEDULE OF FEES	Hours	Fee	Hours	Fee	Hours	Fee	Hours	Fee	Hours	Fee	Hours	Fee	Hours	Fee	Hours	Fee
PHASE 3 - BID / CONSTRUCTION SUPPORT																
17.0 Additional Field Survey	2	\$578					12	\$1,656	12	\$3,720	2	\$186			28	\$6,140
18.0 Revise the Retaining Wall Design	12	\$3,468	4	\$764	24	\$3,840	8	\$1,104							48	\$9,176
19.0 Supplemental Potholing Services																
20.0 Additional Pre-Bidding Support Services	40	\$11,560			80	\$12,800					2	\$186			122	\$24,546
21.0 Revise PS&E to City Right of Entry Agreement (No charge to City)																
22.0 Traffic Staging Exhibits Survey Staking for Power Pole															LS	\$3,550
23.0 Coordination with YLWD	12	\$3,468	4	\$764	8	\$1,280									24	\$5,512
Phase 3 Revised Subtotal:	66	\$19,074	8	\$1,528	112	\$17,920	20	\$2,760	12	\$3,720	4	\$371			222	\$48,923
ADDITIONAL FUNDING REQUEST																\$48,923

Less Agreement Cost Savings for under-expended Original Scope & Prior Amendment Tasks (\$23,400)

Not-to-Exceed Amendment No. 5 Amount= \$25,523