

April 15, 2020

Dennis Fritz, P.E.
Senior Project Engineer
1100 Bear Creek Parkway
Keller, Texas 76244

RE Keller Hicks Road Expansion Project, Agreement Modification 2
Project No.: 500-CIP-1603, CSC No.: 16-80

Dear Mr. Fritz:

This letter is written to request the approval of additional services as provided for in Section 2 of the original Agreement for Professional Services dated 8-02-2016. All requirements of the Agreement between MULTATECH and the City of Keller remain in effect.

The additional services include the following unanticipated tasks:

1. Preparation of separate Bid package, Bid Phase Services
2. Revisions to the Katy Road intersection
3. Change from TxDOT permit to a Local Let process
4. UPRR change in operations and the addition of a signal pre-emption calculation
5. Additional ROW services additional parcel, pre-acquisition services, appraisal costs

Preparation of separate Bid Package, Bid Phase Services, Construction Phase Services

The overall project was originally scheduled to be bid and constructed by the City of Fort Worth. As a result of phasing changes initiated by the City of Fort Worth the project has been split into two phases. Phase 1 from Lauren Way to the west ROW of UP will be constructed by the CFW through a development agreement with the development of the future residential project. Phase 2 from the east ROW of UP to US-377, will be bid and administered by the City of Keller.

Initially Phase 2 extended from Katy Road to US-377 and was to be bid and administered by the City of Fort Worth. This change results in the following additional un-anticipated tasks

- Re-cutting sheets to match phasing
- Preparation of City of Keller Construction Specifications
- Bid Phase services

- Prepared advertisement for bid
- Attend pre-bid meeting
- Attend Bid
- Prepare Bid Tabs and recommend award
- Limited Construction Phase Services
 - Responses to RFI'
 - Material submittal reviews

Revised Bid Package Bid Services:	\$10,610.00
Limited Construction Phase Services:	\$ 7,688.00

Revisions to Katy Road Intersection

Katy Road was originally evaluated as a signalized intersection. Multatech was directed to evaluate a Roundabout (RDB) at this location. This evaluation included three RDB options. A RDB was finally accepted and plans were advanced to 60%. Following a joint meeting with the COK and CFW it was determined that the RDB option would be abandoned and that a standard signalized intersection would be advanced.

Revisions at Katy Road	\$16,922.00
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TxDOT Local Let

Multatech's proposal for services assumed that the improvements to the US-377 intersection (withing the TxDOT ROW) would be constructed through a TxDOT permit. This had been the process that was used for the Timberland/Mount Gilead improvements. TxDOT has informed the City of Keller that the permit process is not applicable to this project. Instead TxDOT has requested that this project follow the Local Let Procedures. This will require substantially more coordination with TxDOT.

Local Let	\$6,567.00
UPRR Coordination	\$5,447.00

ROW Services

MULTATECH has subcontracted with 7Arrows Land Staff for acquisition of additional right of way for the construction of improvements to Keller Hicks Road. Their explanation for the additional services is outlined below:

- Original Contract included fees for 3 parcels, 1 additional parcel has been added to project.
- Offers have been sent and negotiated for 3 parcels, negotiation process (new offers based on appraisal and new negotiations) will have to begin over therefore an additional "Pre-Acquisition" fee will be charged
- Appraisal costs have increased since original estimate in 2018.
- Condemnation Support Services
 - For litigation, including Special Commissioner's hearing, hearing prep, deposition, deposition preparation, trial testimony, and trial prep, the Appraiser will bill on an hourly basis not to exceed \$300.00 per hour.

ROW Revisions

\$18,500.00

Contract Summary (See attached Level of Effort spreadsheet for hours and costs).

Original Agreement Amount	\$267, 841.00
Agreement Modification 1	\$ 30,600.00
Agreement Modification 2	\$...65,734.00

Revised Agreement Amount	\$364,175.00
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Please indicate your acceptance of the additional services (exhibit A) and the additional fee above by signing in the space provided below

IN WITNESS WHEREOF, the parties hereto have made and executed this Agreement as of the day and year first above written.

City of Keller

MULTATECH

By: _____
Printed Name: Mark Hafner
Title: City Manager

By: *PJ Padilla*
Printed Name: Paul J. Padilla
Title: Vice President