

**Task Order  
Souder, Miller & Associates  
AGR22-67b**

**Task Order No.: 1  
Amendment #4**

**Date Prepared:** August 4, 2023

**Project Title:** Barranca Mesa Tank #2

**Job Cost #:** WP 7005

**Task Order Project Manager:** James Martinez

**Phone:** (505) 927-1518

**Department:** Department of Public Utilities

**Vendor Contact:** **Tod Phinney**  
[tod.phinney@soudermiller.com](mailto:tod.phinney@soudermiller.com)

**Scope of Work:** See Amendment to Owner-Engineer Agreement No.4,  
Submittal dated 7/28/2023 - (See Attached)

Amendment #4 is for to extend the contract for additional Construction Administration Support and Construction Observation/NACE Services. The extension is due to weather days when the contractor was unable to perform work. The Construction Administration Support and Construction Observation/NACE Services will get the project through the substantial completion. The Construction services will occur through the remainder of the construction project.

**Start Work Date: August 22, 2022**

**Complete Work By: October 28, 2023**

<b>Estimated TO #1 Total Cost: (not to exceed amount):</b>	<b>\$ 216,701.20</b>
<b>GRT– Las Cruces Office (8.4375%):</b>	<b>\$ 18,284.16</b>
<b>Amendment #1 Total Cost:</b>	<b>\$ 11,550.00</b>
<b>GRT Dona Ana – Las Cruces Office (8.4375%):</b>	<b>\$ 974.53</b>
<b>Amendment #2 Total Cost:</b>	<b>\$ 12,060.00</b>
<b>GRT City of Santa Fe Office – New NMGRT (8.3125%):</b>	<b>\$ 1,002.49</b>
<b>Amendment #3 Total Cost:</b>	<b>\$ 11,827.00</b>
<b>GRT Los Alamos County – New NMGRT (7.1875%):</b>	<b>\$ 850.07</b>
<b>Amendment #4 Total Cost:</b>	<b>\$ 31,214.50</b>
<b>GRT Los Alamos County – New NMGRT (7.0625%):</b>	<b>\$ 2,204.52</b>

**Final Total for TO# 1 including Amendment(s): \$ 283,352.70**



**AMENDMENT TO OWNER-ENGINEER AGREEMENT  
Amendment No. 4**

*The Effective Date of this Amendment is: August , 2023.*

Background Data

Effective Date of Owner-Engineer Agreement: March 22, 2022  
 Owner: Incorporated County of Los Alamos  
 Engineer: Miller Engineers, Inc. d/b/a Souder, Miller & Associates  
 Project: Los Alamos County Barranca Mesa Tower Tank No. 2 Rehabilitation

Nature of Amendment:

- X Modifications to services of Engineer
- X Modifications of payment to Engineer
- X Modifications to time(s) for rendering services

Description of Modifications:

*The Basic Services to be performed by the Engineer under AGR22-67b Task Order No. 1 are modified via this Amendment No. 4 to include additional services as a result of Change Order No. 3 to extended construction duration. The Task Order is modified to include 17 additional days of construction observation and NACE Inspection provided by KLM Engineering as described in the AGR22-67b Task Order No. 1, Exhibit C. The cost of the services described is \$1,441.00 per day, totaling \$24,497.00 (excluding NMGRT). This amendment also includes additional construction administration and project administration effort related to the contract extension.*

**Task 10- Amendment No. 4 –**

***Task 10.1 - Additional Construction Observation (LS): Additional \$24,497.00 (excluding NMGRT)***

***Task 10.2 – Additional Construction Administration (LS): Additional \$6,717.50 (excluding NMGRT)***

***Task 10 Total – Additional \$31,214.50 (excluding NMGRT)***

Agreement Summary (all amounts exclude NMGRT):

Original agreement amount (AGR22-67b Task Order No. 1):	\$ <u>216,701.20</u>
Net change for prior amendments:	\$ <u>35,437.00</u>
This amendment amount:	\$ <u>31,214.50</u>
Adjusted Agreement amount:	\$ <u>283,352.70</u>

Change in time for Construction Administration services:

Original agreement (AGR22-67b Task Order No. 1):	<u>455 calendar days</u>
Net change for prior amendments:	<u>13 calendar days</u>
This amendment amount:	<u>49 calendar days</u>
Adjusted Agreement amount:	<u>517 calendar days</u>

Change in time for Construction Observation and NACE Inspection services:

Original agreement (AGR22-67b Task Order No. 1 – Exhibit C):	<u>60 Calendar days</u>
Net change for prior amendments:	<u>7 Calendar days</u>
This amendment:	<u>17 Calendar days</u>
Adjusted Agreement:	<u>84 Calendar days</u>

The foregoing Agreement Summary is for reference only and does not alter the terms of the Agreement, including those set forth in the Agreement.

Owner and Engineer hereby agree to modify the above-referenced Agreement as set forth in this Amendment. All provisions of the Agreement not modified by this or previous Amendments remain in effect.

OWNER:

Incorporated County of Los Alamos

By: \_\_\_\_\_

Print

name: Philo Shelton

Title: Utilities Manager

Date Signed: \_\_\_\_\_

ENGINEER:

Miller Engineers, Inc. D/B/A  
Souder, Miller & Associates

By: Tod L. Phinney

Print

name: Tod L. Phinney, P.E.

Title: Senior Vice President

Date Signed: 7/28/2023

**EXHIBIT C.2 - COST PROPOSAL**

**Souder, Miller & Associates  
Professional Services and Expenses Task/Hours/Fee Breakdown Related To  
CONSTRUCTION PHASE - BASIC ENGINEERING SERVICES**

**Project Description:** Los Alamos County Barranca Mesa Tower Tank No. 2 Rehabilitation  
**Project Number:** 6231354  
**Owner:** Incorporated County of Los Alamos Public Utilities Department  
**Date of Submittal:** July 28, 2023  
**Tax Rate on Services:** 7.0625%

Note: Figures in this table do not include tax.

Job Description	Principal Hrs	Senior Eng./Sci./ Surv I Hrs	Staff EIT/LSIT Sci. I Hrs	Eng/CAD Surv/Field Tech V Hrs	Project Fin./Mgr. Asst. II Hrs	Mileage Mi	Expenses Actual Days	Per Diem Days	Total SMA	Sub Contracts	Total Task
<b>Billing Rate per Unit</b>	\$ 250	\$ 165	\$ 100	\$ 120	\$ 100	\$ 0.655	\$ 1.00	\$ 155	\$	\$	\$
<b>Unit</b>											
<b>Task</b>											
<b>Project Administration</b>											
Ongoing Project Management	1	6			3		200		\$ 1,740	\$ -	\$ 1,740
<b>Subtotal Hours:</b>	1	6	0	0	3	0	200	0	\$ 1,740	\$ -	\$ 1,740
<b>Subtotal Cost:</b>	\$ 250	\$ 990	\$ -	\$ -	\$ 300	\$ -	\$ 200	\$ -	\$ 1,740	\$ -	\$ 1,740
<b>Construction Administration</b>											
Progress Meetings	7	11	7						\$ 4,183	\$ -	\$ 4,183
Preparation of Periodic Pay Requests		3	3						\$ 795	\$ -	\$ 795
<b>Subtotal Hours:</b>	7	14	10	0	0	0	0	0	\$ 4,978	\$ -	\$ 4,978
<b>Subtotal Cost:</b>	\$ 1,750	\$ 2,228	\$ 1,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 4,978	\$ -	\$ 4,978
<b>Construction Observation</b>											
Construction Observation									\$ -	\$ 24,497	\$ 24,497
Quantity Verification									\$ -	\$ -	\$ -
Material Verification									\$ -	\$ -	\$ -
Frequency of Visits = Daily/Full-Time											
<b>Subtotal Hours:</b>	0	0	0	0	0	0	0	0	\$ -	\$ 24,497	\$ 24,497
<b>Subtotal Cost:</b>	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 24,497	\$ 24,497

**Total Cost of Construction Phase Services: \$ 31,215**

## Summary of Cost Proposal

### Souder, Miller & Associates

#### Professional Services and Expenses Task/Hours/Fee Breakdown Related To

**Project Description:** Los Alamos County Barranca Mesa Tower Tank No. 2 Rehabilitation  
**Project Number:** 6231354  
**Owner:** Incorporated County of Los Alamos Public Utilities Department  
**Date of Submittal:** July 28, 2023  
**Tax Rate on Services:** 7.0625% 32-032

### TOTALS

PHASE/ CATEGORY OF WORK	Subtotal	NMGR	Total
Construction Phase - Basic Engineering Services	\$ 31,214.50	\$ 2,204.52	\$ 33,419.02
<b>TOTALS</b>	<b>\$ 31,214.50</b>	<b>\$ 2,204.52</b>	<b>\$ 33,419.02</b>



Corporate Office  
1976 Wooddale Drive, Suite 4  
Woodbury, MN 55125

# CHANGE ORDER NO. 2

July 27, 2023

Mr. Keaton Chancellor  
Project Engineer  
Miller Engineers, Inc. d/b/a  
Souder, Miller & Associates  
5454 Venice Ave N.E., Suite D  
Albuquerque, NM 87113

**KLM Project #** 3968-22  
**Project Name:** Barranca Tower Tank No. 2

**Scope of Work**

Provide (17) additional days of inspection @ daily rate of \$1,441.00 \$ 24,497.00  
**Total Change Order** \$ **24,497.00**

Original Contract Value	\$	92,274.00
Previously Authorized Change Orders	\$	10,087.00
Change Order #1	\$	24,497.00
<b>Adjusted Contract Value</b>	<b>\$</b>	<b>126,858.00</b>

**KLM Engineering, Inc.**

**Miller Engineers, Inc.**

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Signature

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Dewey Prinzing  
Name

\_\_\_\_\_  
Name

\_\_\_\_\_  
VP of Business Development  
Title

\_\_\_\_\_  
Title

\_\_\_\_\_  
July 27, 2023  
Date

\_\_\_\_\_  
Date