DESIGN PROFESSIONAL SERVICES
AMENDMENT NO. 1
PROJECT NO. 89008087
PUBLIC WORKS DEPARTMENT

This amendment is between KANSAS CITY, MISSOURI, a constitutionally chartered municipal corporation (City), and ***Lochner, a Foreign Corporation*** (Construction Observer). The parties amend the Agreement entered into on May 4, 2023, as follows:

Sec. 1. Sections Amended. The Agreement is amended as follows:

A. Add the following section(s):
   a. Sec. 2. **Services to be performed by Design Professional** to include the following: Continued construction observation services as listed in the original agreement.
   b. Sec. 9, Attachments to Part 1, to include the following:
   Attachment 2 – Fee Schedule

B. Delete and replace the following section(s):
   a. Delete Sec. 4. Compensation and Reimbursables, Subparagraph A.i. and replace with the following Sec. 4. Compensation and Reimbursables, Subparagraph A.i.:

A.The maximum amount that the City shall pay Design Professional under this Agreement is **$865,195.00**, as follows:

i. **$474,995.00** for services performed by Design Professional under the original Agreement, and **390,200.00** under this Amendment No. 2.

Sec. 2. Sections not Amended. All other sections of the Agreement shall remain in full force and effect.

Sec. 3. Authorization. If the amount of the original Agreement plus the amount of any amendments to the original Agreement total over $400,000.00, then this amendment requires City Council or Park Board authorization. Notwithstanding the foregoing, City Council or Park Board authorization is not required if (1) the total amount of the original Agreement plus the amount of any amendments to the original Agreement are within ten percent (10%) of the maximum amount authorized by the City Councilor the Park Board or (2) a previous ordinance or Resolution authorized amendments without further City Council or Park approval.

Sec. 4. Effectiveness; Date. This amendment will become effective when the City's Director of Finance has signed it. The date this amendment is signed by the City's Director of Finance will be deemed the date of this amendment.

Each party is signing this amendment on the date stated opposite that party's signature.

DESIGN PROFESSIONAL
I hereby certify that I have authority to execute this document on behalf of Design Professional
By:

Date:_____

_____
Title:

_____

KANSAS CITY, MISSOURI
By:

Date:_____

_____
Title:

_____

Approved as to form:

_____
Assistant City Attorney

I hereby certify that there is a balance, otherwise unencumbered, to the credit of the appropriation to which the foregoing expenditure is to be charged, and a cash balance, otherwise unencumbered, in the Treasury, to the credit of the fund from which payment is to be made, each sufficient to meet the obligation hereby incurred.

_____
Director of Finance (Date)