

**AMENDMENT NO. 4 to
PROFESSIONAL SERVICES AGREEMENT
FOR LAND RIGHTS ACQUISITION SERVICES
KYLE SOUTHSIDE SEWER AND RELATED PROJECTS "K-11-12-1"**

Original AGREEMENT dated September 19, 2012, and executed September 20, 2012, by and between the City of Kyle, hereinafter called "CITY" and LNV, Inc. hereinafter called "CONSULTANT". All terms and conditions of the original AGREEMENT shall remain in full effect.

1. General nature of Project described in AGREEMENT between CITY and CONSULTANT:
Land rights acquisition services for waste water improvements.

2. Scope of services to be performed by CONSULTANT:

This amendment provides services to supplement the land rights acquisition services for the Elliott Branch Wastewater Interceptor, authorized under Amendment No. 3 to the original agreement. Supplemental services provided under Amendment 4 consist of:

- a. Modified easement exhibits, metes and bounds, and associated survey for the following parcels
 - i. Tract 20 – one easement modification
 - ii. Tract 22 – one easement modification
 - iii. Tract 24 – two easement modifications
 - iv. Tract 25 – one easement modification
 - v. Tract 27 – two easement modifications

Task Fee - \$10,500

- b. Research, field investigation, exhibits, and coordination of telecommunication utility easement encroachment on tract 24.

Task Fee - \$960

- c. Research, coordination, and exhibits for interceptor alignment change in tract 24

Task Fee - \$960

- d. Street right-of-way dedication coordination and survey services for tract 27, consisting of:

- i. Determine the limits of the Genevieve Vaughan tract to be dedicated to Scott Street.
- ii. Set additional monuments needed for said dedication.
- iii. Provide Scott Street dedication exhibit and field notes, signed and sealed by a Registered Professional Land Surveyor, for recording purposes.
- iv. Provide an exhibit and field notes for the remaining portion of Genevieve Vaughan tract, signed and sealed by a Registered Professional Land Surveyor, for recording purposes.

Task Fee - \$7,200

Amendment Total Fee - \$19,620

3. The compensation to be paid to CONSULTANT for providing the services herein shall be in accordance with the billing schedule in the original AGREEMENT in addition to AMENDMENTS 1 through 3 in the amount of \$263,254.00, and AMENDMENT NO. 4 in the amount of \$19,620. The total Land Rights Acquisition Services contract modified amount is not to exceed \$282,874.00.

IN WITNESS WHEREOF, this AGREEMENT is accepted on the date last written below, subject to the terms and conditions above stated and the provisions set forth herein.

CONSULTANT:
LNV, Inc.

OWNER:
City of Kyle

By: Max J. Naiser, P.E.

By: _____

Name: Marcus Naiser

Name: Travis Mitchell

Title: Vice President

Title: Mayor

Date: May 9, 2018

Date: May 9, 2018

Amendment #4

MANHOOR BREAKDOWN FOR SERVICES

May 9, 2018

FUNCTIONAL TASKS	R.P.L.S.	Dir. Of Survey Parties	FIELD CREW (2-Man)	Direct Expense	Total
Easement Modifications					
Tract 20 (1 Modification)	1		7	\$ -	8
Tract 22 (1 Modification)	1		8	\$ -	9
Tract 24 (2 Modifications)	2	1	15		18
Tract 25 (1 Modification)	1		8	\$ -	9
Tract 27 (2 Modifications)	1	2	15	\$ 165.00	18
Sub-Total Hours =	6	3	53		62
Sub-Total =	\$ 984.00	\$ 288.00	\$ 9,063.00	\$ 165.00	\$ 10,500.00
0					
TelComm Exhibits & Coord					
TelComm Exhibits & Coord		1	5	\$ -	6
Records Search				\$ 9.00	0
Sub-Total Hours =	-	1	5		6
Sub-Total =	\$ -	\$ 96.00	\$ 855.00	\$ 9.00	\$ 960.00
Alignment Exhibits & Coord					
Alignment Exhibits & Coord		1	5		5
Records Search				\$ 9.00	0
Sub-Total Hours =	-	1	5		5
Sub-Total =	\$ -	\$ 96.00	\$ 855.00	\$ 9.00	\$ 960.00
Vaughan Survey					
project set up/research	2			\$ -	2
boundary survey		4		\$ -	4
right of way dedication documents	4	8	20	\$ -	32
remaining portion documents	2	4		\$ -	6
records search	2	4		\$ -	6
QA/QC				\$ 28.00	
Sub-Total Hours =	2	2		\$ -	4
Sub-Total =	\$ 1,640.00	\$ 2,112.00	\$ 3,420.00	\$ 28.00	\$ 7,200.00
Total of Hours	16	27	83		126
Total Cost	\$2,624.00	\$2,592.00	\$14,193.00	\$211.00	\$19,620.00
Unit Rate	\$164.00	\$96.00	\$171.00		