



**AMENDMENT NO. 1 TO
CONSTRUCTION MANAGEMENT SERVICES AGREEMENT
FIBER TO THE HOME (FTTH) INSPECTIONS - CEI
Project No. DS2502.451**

Council Date: January 23, 2025

THIS AMENDMENT NO. 1 ("Amendment No. 1") to the professional services agreement dated **September 16, 2024**, (the "Agreement") is made by and between the City of Chandler, an Arizona municipal corporation, ("City") and **Consultant Engineering, INC.**, an Arizona corporation, ("Consultant"), on this ____ day of _____, 2025, ("Effective Date" by Clerk). (City and Consultant may individually be referred to as "Party" and collectively referred to as "Parties").

RECITALS

- A. The Parties entered into the Agreement for **Construction Management Services** ("Services") for the **Fiber to the Home (FTTH) Inspections - CEI** project.
- B. The Parties have determined that it is necessary and desirable for the Consultant to perform services for the City under the terms and conditions set forth in this Amendment No. 1 and the Agreement.

AGREEMENT

NOW, THEREFORE, in consideration of the premises and mutual promises contained in the Agreement and this Amendment No. 1, the Parties agree to amend and modify the Agreement as follows.

SECTION I - CONSULTANT'S SERVICES

The Consultant's Services remain the same as described in the Agreement.

SECTION II – PERIOD OF SERVICE

The Period of Service is increased by **199** calendar days for a revised total of **469** calendar days.

SECTION III – PAYMENT OF COMPENSATION AND FEES

The Fees are increased by **\$352,920** and will be payable in accordance with Exhibit "B" attached to and made part of this amendment by reference, for a revised total not to exceed **\$435,850**.

SECTION IV – CONFLICT AMONG DOCUMENTS

The Agreement, this amendment, and any previous amendments constitute the complete agreement between the Parties concerning the subject matter of the Agreement and replace any prior oral or written communications between the Parties. If a conflict or ambiguity arises between the Agreement and this amendment, the instrument in the following order prevails and controls: (1) this amendment; (2) any previous Amendments from most recent to oldest; and (3) the Agreement.

SIGNATURE PAGE TO FOLLOW

IN WITNESS WHEREOF, the Parties hereto have caused this Amendment No. **1** to be duly executed. Each Party warrants and represents that its respective signatories whose signatures appear below have been and are on the date of signature duly authorized to execute this Amendment No. **1**.

"CITY" CITY OF CHANDLER

"CONSULTANT"
CONSULTANT ENGINEERING, INC.

MAYOR

Brian C. Lizzet 12/16/2024
Signature Date

RECOMMENDED BY:

Brian C. Lizzet
Print Name

Daniel Haskins

Daniel Haskins, P.E.
CIP City Engineer

Sr. Vice President
Title

APPROVED AS TO FORM:

blizzet@cei-az.com
Signer Email Address

City Attorney 

ATTEST:

City Clerk Seal

Amendment No. **1** (cont.)
Project No. **DS2502.451**

These changes result in the following adjustments of Agreement amount and/or time:

Amendment authorized by Owner name: Dennis Aust		Date: 12/13/24
Consultant email: blizzet@cei-az.com		
Original Agreement amount:	\$82,930	
Previous Amendment(s) total:	\$0	
Last Agreement amount approved by Council:	\$0	
This Amendment:	\$352,920	
This Amendment + previous Amendment(s) not approved by Council total:	\$352,920	
Revised Agreement total:	\$435,850	
Council Approval Required (yes indicates approval required)	Yes	No
Amendment(s) total over \$100,000:	☒	☐
Amendment(s) total causes Agreement to exceed \$100,000:	☒	☐
Agreement Time		
Agreement time prior to this Amendment (including previous amendments):	<u>270</u> Calendar Days	
Net change resulting from this Amendment:	<u>199</u> Calendar Days	
Revised Agreement time (including this Amendment):	<u>469</u> Calendar Days	
Council Approval (if applicable)		
Council Approval Date: <u>January 23, 2025</u>		

cc: Project Manager, Consultant, Owner, File

EXHIBIT A

SCOPE OF WORK



HELPING BUILD THE SOUTHWEST SINCE 1996

Arizona
California
Nevada
New Mexico
Texas
Utah

EXHIBIT "A"

CONSTRUCTION MANAGEMENT SCOPE OF SERVICES FOR CITY OF CHANDLER TUF ON-CALL INSPECTIONS

PROJECT TASKS

Continue to perform complete inspection and documentation of construction activities for utility work in the Right of Way and Utility Easements. Consultant will review, inspect, coordinate and document construction work to ensure compliance with City, MAG and Federal specifications and conformance with field conditions. Coordination with city staff of various departments (traffic control, locators, solid waste, CIP, etc.) to ensure projects are deconflicted.

DUTIES INCLUDE:

1. Inspects construction projects for appropriate materials, methods, and workmanship according to project specifications, city standards, and all governing standards.
2. Conducts and actively participates in pre-construction and on-going meetings, virtual and in the field, to help eliminate confusion over inspection requirements and procedures.
3. Maintains detailed daily inspection reports on assigned projects and provides them to city staff for city records.
4. Interprets and applies engineering data, specifications, City, MAG, and ADOT specifications.
5. Provides recommendations for construction alternatives within the scope of the plans (e.g. running line changes, minor location adjustments for fiber cabinet equipment, handholes or pedestals, etc.) to contractors to help resolve conflicts in the field.
6. Documents and ensures all changes are provided to city staff for city records.
7. Verifies project construction materials testing results, verifies materials supplied to project and determines compliance with required specifications.

ASSUMPTION, CLARIFICATIONS, AND EXCLUSIONS

1. Consultant assumes 1 inspector full time, 40 hours per week for 12 months.
2. The Owner's Allowance will only be utilized with prior written approval from the City representative.



602.866.5090



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cei-az.com

EXHIBIT B
FEE SCHEDULE

EXHIBIT "B"
CONSTRUCTION MANAGEMENT
SCOPE OF SERVICES
FEE SCHEDULE

Task	Description	Cost
1	UTILITY WORK INSPECTIONS	
1.1	On-call inspections (12 months)	\$ 280,800.00
1.2	Approved Overtime Allowance (10% of total hours)	\$ 42,120.00
	Owner's Allowance	\$ 30,000.00
PROJECT TOTAL:		\$ 352,920.00

		Inspector	Inspector-OT	< PROJECT ROLE < HOURLY RATES
		\$ 135.00	\$ 202.50	
TASK DESCRIPTION				TOTAL HOURS PER TASK
Utility Work Inspections		2080	208	2288
1.1 & 1.2	On-call inspections (12 months)	2080	208	
Total Hours:		2080	208	2288