

AMENDMENT NO. 3 TO THE CONTRACT

BETWEEN THE CITY OF APPLETON (MUNICIPALITY),
THE WISCONSIN DEPARTMENT OF TRANSPORTATION (DEPARTMENT)
AND BLOOM COMPANIES, LLC (CONSULTANT) FOR

PROJECT ID 4984-09-00
Prospect Avenue Bridge over Jackman Street
City of Appleton
Prospect Avenue
Outagamie County

The contract made and entered into By and between the City of Appleton (MUNICIPALITY), DEPARTMENT, and Bloom Companies, LLC (CONSULTANT) dated June 28, 2011 and amended on March 27, 2012 (Amendment 1) and amended on December 9, 2012 (Amendment 2) is hereby amended as set forth on the following pages.

The primary reason(s) for this amendment:

1. Part of this amendment is the result of adding the Trans 75 process to the project. The Trans 75 process was not part of the WisDOT FDM process when the initial contract was signed, and was not included in the Scope of Services. The Trans 75 process involved the following extra work:
 - Preparation of separate Trans 75 Check Sheets for Prospect Avenue and Jackman Street, at the request of the NE Region Local Program Management Consultant.
 - Preparation of Trans 75 Narratives for Prospect Avenue and Jackman Street that provided more detail to the Check Sheets, at the request of the NE Region Local Program Management Consultant.
 - Extensive coordination with the NE Region Local Program Management Consultant and the City of Appleton regarding Trans 75 issues.
2. Development of one alternative in a Trans 75 Alternative Report in order to decide which complete streets Alternative best satisfies the overall transportation goals of the City.
 - Layout of Alternative 1 and determination of impacts
3. Revision of typical cross sections, plan/profiles, cross sections, quantities, and cost estimates previously accepted as part of the 30% plans.
4. The addition of a Pavement Design Report for Jackman Street.
5. The addition of a Transportation Management Plan, Type 2 (TMP)
6. To extend the contract to August 1, 2014.
7. The CONSULTANT will be compensated by the DEPARTMENT for services provided under this CONTRACT on the following basis:

- (a) Actual cost to the CONSULTANT up to \$96,096.98 (an increase of \$9,584.16), plus a fixed fee of \$6,451.80 (an increase of \$670.89), not to exceed \$102,548.78 (an increase of \$10,255.05) in total.
- (b) For Subsurface Investigations subcontracted to SES, the CONSULTANT'S actual cost paid to SES based on SES's actual cost up to \$11,759.68 plus a fixed fee of \$823.18, not to exceed \$12,582.86 (no change) in total.
- (c) For Historical Surveys and documentation subcontracted to Elizabeth L. Miller, the CONSULTANT'S actual cost paid to Elizabeth Miller not to exceed \$8,800.00 (no change) using the total direct labor costs listed below.

Employee	Employee Classification	Rate
Elizabeth Miller	Historic Preservation Consultant	\$100.00

Classifications or employees not listed above cannot be invoiced unless added to the contract through an amendment.

Total Direct Labor Costs are: \$8,800.00

- (d) Actual costs to the CONSULTANT up to \$117,479.84, plus a fixed fee of \$6,451.80, not to exceed \$123,931.64 (an increase of \$10,255.05) in total.

The CONSULTANT Representative is: Thomas A. Zalewski, PE, SE, whose work address, e-mail address and telephone number are Bloom Companies, LLC, Suite 410, 5801 Research Park Blvd, Madison, WI 53719, e-mail tzalewski@bloomcos.com, (608) 515-3525 (cell).

The DEPARTMENT Representative is: Jeff Saxby, Local Program Management Consultant, whose work address and telephone number are 400 West Water Street, Appleton, WI 54911-6058, (920) 380-2805, and email jsaxby@sehinc.com

In witness whereof, the parties hereto have caused this amendment to be executed and approved on the date signed by their authorized officers or representatives.

For the CONSULTANT

For the DEPARTMENT

By: _____

By: _____

Title: _____

Title: _____

Date: _____

Date: _____