

SECOND AMENDMENT TO ROWE PROFESSIONAL SERVICES CONTRACT  
FOR IRON BELLE TRAIL – ATLAS CONNECTOR

This Amendment is effective May 24, 2023, and is between Genesee County, Michigan, a Michigan municipal corporation whose principal place of business is located at 1101 Beach Street, Flint, Michigan 48502 (the “County”), and ROWE Professional Services, a Michigan Corporation, whose principal place of business is located at 540 S. Saginaw Street, Suite 200, Flint, MI 48502 (the “Contractor”) (the Contractor and the County together, the “Parties”).

WHEREAS, the Parties executed a Professional Services Contract, RES-2019-200 (the “Agreement 1”), pursuant to which the Contractor would provide Design Engineering Services for the Iron Belle Trail – Atlas connector, in an amount of \$53,402.00, effective April 1, 2019 to October 1, 2019; and

WHEREAS, the Parties executed a Professional Services Contract, RES-2021-727 (the “Agreement 2”), pursuant to which the Contractor would provide additional Design Engineering Services and Construction Engineering Services for the Iron Belle Trail – Atlas Connector Phase I – Atlas to Mancour Drive, in an amount of \$197,283.00, effective August 25, 2021 through the completion of Phase I; and

WHEREAS, the Parties executed an amendment to Agreement 2 revising the total contract amount from \$197,283.00 to \$424,783.00, a \$227,500.00 increase, following refinement of scope of services and budget for additional professional services for services related to the Iron Belle Trail – Atlas Connector Phase II, Mancour Drive to Grand Blanc Middle School; and

WHEREAS, the Parties wish to amend Agreement 2 to revise the total contract amount from \$424,783.00 to \$508,883.00, a \$84,100.00 increase, budgeting for additional professional services, recording a total of \$562,285.00 awarded to the Contractor, to date, for the completion of services related to the Iron Belle Trail – Atlas Connector Phase II, Mancour Drive to Grand Blanc Middle School; and

WHEREAS, the additional funds will be used for completion of a drainage study, updated design based on the drainage study, EGLE comments and route changes, additional wetland delineation, additional easements, rebidding Phase I; and additional geotechnical investigation.

NOW THEREFORE, the Parties agree as follows:

1. Total contract amount increased \$84,100.00 to an amount not to exceed \$508,883.00 for the work associated with Agreement 2 for the Iron Belle Trail – Atlas Connector; and
2. The term of Agreement 2 (Section 1.1) is amended include and be effective through the completion of the Iron Belle Trail - Atlas Connector Phase II, Mancour Drive to Grand Blanc Middle School.
3. The scope of the work shall be amended to include the additional work for ROWE to track and document as follows:

TO THE HONORABLE CHAIRPERSON AND MEMBERS OF THE GENESEE COUNTY BOARD OF COMMISSIONERS, GENESEE COUNTY, MICHIGAN

LADIES AND GENTLEMEN:

WHEREAS, a Professional Services Contract between Genesee County and ROWE Professional Services was executed, by RES-2021-727, pursuant to which ROWE Professional Services would provide Design Engineering Services and Construction Engineering Services for the Iron Belle Trail - Atlas Connector section, in an amount of \$197,283.00; and

WHEREAS, an amendment to the contact was executed, by RES-2022-313, increasing the contract from \$197,283.00 to \$424,783.00, following refinement of scope of services and budget for additional professional services, including revisions based on MDOT specifications, permitting from SHPO, water and waste services, and EGLE; and

WHEREAS, the Parties wish to amend the contract amount from \$424,783.00 to \$508,883.00, a \$84,100.00 increase, budgeting for additional professional services for the completion of services related to the Iron Belle Trail - Atlas Connector Phase II, Mancour Drive to Grand Blanc Middle School.

BE IT RESOLVED, by this Board of County Commissioners of Genesee County, Michigan, that the request by the Parks and Recreation Director to authorize an amendment to the Professional Services Contract between Genesee County and ROWE Professional Services, increasing the total contract amount from \$424,783.00 to \$508,883.00, a \$84,100.00 increase, for services related to the Iron Belle Trail - Atlas Connector Phase II, to be paid from account 2088-782.01-974.000, is approved (a copy of the memorandum request and supporting documents being on file with the official records of the June 7, 2023 meeting of the Public Works Committee of this Board) and the Chairperson of this Board is authorized to execute the amendment on behalf of Genesee County.

- Complete a drainage study regarding increased enforcement of surface water management by GCDC Water and Waste Services and update design accordingly.
  - Respond to additional design changes based on EGLE comments after initial acceptance (related to the existing abutments on Mancour Drive).
  - Additional wetland delineation for Phase 2 due to extension west to Grand Blanc Middle School.
  - Securing additional easements including coordination with Genesee County Road Commission (GCRC) for an easement on Mancour Drive.
  - Additional costs for re-bidding Phase 1 and adjusting bid package to eliminate tree removal items.
  - Survey, title research and re-design costs for new Phase 2 route around the greenhouse at Vassar Road due to inability to secure an easement to the south. Includes additional wetland delineation and geotechnical investigation.
4. The remaining terms of the agreement remain unchanged and in full effect.
5. Execution of this Amendment is authorized by Resolution # \_\_\_\_\_ issued by the Genesee County Board of Commissioners.

ROWE PROFESSIONAL SERVICES

By: 

Date: 6/26/23

COUNTY OF GENESEE

By:   
Ellen Ellenburg, Chairperson  
Board of County Commissioners

Date: 6-21-23