

**AMENDMENT NO. 1
PROFESSIONAL SERVICES AGREEMENT WITH
BERGER PARTNERSHIP P.S. FOR
YELM HIGHWAY COMMUNITY PARK PHASE 1 DESIGN SERVICES**

THIS AMENDMENT is effective as of the date of the last authorizing signature affixed hereto by and between the **CITY OF OLYMPIA**, a Washington municipal corporation (the "City"), and **Berger Partnership, P.S.**, a Washington corporation (the "Consultant").

RECITALS

1. On September 12, 2024 the City and the Consultant entered into a Professional Services Agreement ("Agreement").
2. The term of the Agreement was to run until June 30, 2026, with compensation not to exceed One Million, Three Hundred and Ninety- six Thousand, Five Hundred and Fifty-four and 10/100 Dollars (\$1,396,554.10).
3. The Agreement also provided that its terms could be "extended for additional periods of time upon the mutual written agreement" of the City and the Contractor, and that modification of its terms need to be in writing and signed by both parties.
4. The City and the Consultant desire to amend the Agreement to expand the scope for additional structural and plan design..

NOW, THEREFORE, THE PARTIES AGREE AS FOLLOWS:

1. 1. Section 1 of the Agreement, SERVICES, is hereby amended to read as follows:

Consultant shall provide the services more specifically described in Exhibit "A," **and A1** attached hereto and incorporated by this reference ("Services"), in a manner consistent with the accepted practices for other similar services, and when and as specified by the City's representative.

2. Section 4 of the Agreement, COMPENSATION, is hereby amended to read as follows:

4. Compensation.

A. Total Compensation. In consideration of the Consultant performing the Services, the City agrees to pay the Consultant an amount not to exceed ~~One Million, Three Hundred and Ninety-six Thousand, Five Hundred and Fifty-four and 10/100 Dollars (\$1,396,554.10)~~ **One Million, Four Hundred and Fourteen Thousand, Nine Hundred and Seventy-Nine and 10/100 Dollars (\$1,414,979.10)** calculated as follows:

(i) Consultant Fees. An amount not to exceed the sum of ~~One Million, Three Hundred and Ninety one Thousand, Five Hundred Fifty four and 10/100 Dollars (\$1,391,554.10)~~ **One Million, Four Hundred and Nine Thousand, Nine Hundred and Seventy-Nine and 10/100 Dollars (\$1,409,979.10)**; and

(ii) Reimbursable Expenses. The actual customary and incidental expenses incurred by Consultant in performing the Services including plan set photocopying and other reasonable costs; provided, however, that such costs shall be deemed reasonable in the City's sole discretion and shall not exceed Five Thousand and No/100 Dollars (\$5,000.00).

3. All remaining provisions of the Professional Services Agreement dated September 12, 2024, and not here amended or supplemented shall remain as written in said Agreement, and shall continue in full force and effect.

IN WITNESS WHEREOF, the City and the Consultant have executed this **Amendment No. 1** of the Agreement as of the date of the last authoring signature affixed hereto.

CITY OF OLYMPIA

By: _____
Steven J. Burney, City Manager
P.O. Box 1967
Olympia WA 98507-1967
Date of Signature: _____

APPROVED AS TO FORM:



Senior Deputy City Attorney

BERGER PARTNERSHIP

By: Andy Mitton
Andy Mitton, Principal
1927 Post Alley, Ste. 2
Seattle, WA 98101
206-325-6877
Date of Signature: 03/06/2026



November 12, 2025

Laura Keehan
Parks Planning and Design Manager
Olympia Parks, Arts and Recreation Department
PO Box 1967
Olympia, WA 98507-1967

**Proposal for Landscape Architectural Services: Yelm Hwy Community Park Phase 1 Design
Additional Services Request**

Dear Laura,

The below outlines the additional services request due to revisions and additions in the scope of work for the Yelm Highway Community Park Phase 1.

Task 1: Additional Services 1

Duration: 1.5 Months, forecast 11/2025 – 01/2026

- RCO Grant facilitation and coordination
- Additional coordination of right-of-way lighting
- Additional coordination for the pre-engineered metal maintenance facility
- Value engineering and building redesign/revision efforts
- Permit coordination
- Maintenance yard automated gate design revision

Task 2: Fields Structural Design

Duration: 1.5 months

- Structural design for soccer field 8-ft fence and footings

Fees

Based on the scope of services identified at this time, we have established a fee for additional services as follows:

Task 1 - Berger Partnership	\$15,400.00
Task 2 - DA Hogan	\$2,750.00
<u>10% Subconsultant Mark-Up</u>	<u>\$275.00</u>
Total	\$18,425.00

11.12.25
Laura Keehan
Olympia Parks, Arts and Recreation
Proposal for Landscape Architectural Services: Yelm Hwy Community Park Phase 1 Design,
Additional Services Request
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Fees will be billed monthly based upon the percentage of work completed. Services beyond those noted in this proposal will be billed as additional services on an hourly basis as follows, or lump sum fees can be negotiated:

Principal	\$260.00 per hour
Associate	\$220.00 per hour
Design Team Lead	\$210.00 per hour
Project Manager	\$180.00 per hour
Landscape Designer	\$150.00 per hour
Administrative Staff	\$130.00 per hour

Fees may be subject to renegotiation if the proposal is not accepted within 30 days. If the duration of the contract exceeds one year, hourly rates may be subject to annual adjustments at the anniversary date of the contract.

If this proposal meets with your approval, please sign one copy and return it to our office. If you have questions, would like more information, or wish to make any modifications, please do not hesitate to contact us. We look forward to working with you on the Yelm Highway Community Park Phase 1 Design. Work will be scheduled upon our receipt of the signed proposal.

Sincerely,
Berger Partnership PS

A handwritten signature in black ink that reads "Anna M. O'Connell".

Anna O'Connell
Principal, PLA

APPROVED:

Date