

SUBJECT: APPROVAL OF CHANGE ORDER NO. 5 FOR CONTRACT NO. 22-104P(A) WITH KINNEY ENGINEERING, LLC., FOR THE 49TH STATE STREET PATHWAY PROJECT TO EXTEND COMPLETION DATE TO DECEMBER 31, 2026.

AGENDA OF: December 2, 2025

ASSEMBLY ACTION: Adopted without objection 12/02/25 - BJH

AGENDA ACTION REQUESTED: Present to the Assembly for consideration.

Route To:	Signature
Originator	<div>11/17/2025</div> <div>X A n d r e w S t r a h l e r</div> <div>Signed by: Andrew Strahler</div>
Project Management Division Manager	<div>11/18/2025</div> <div>X C o l e B r a n h a m</div> <div>Signed by: Cole Branham</div>
Public Works Director	<div>RECOVERABLE SIGNATURE</div> <div>X T o m A d a m s , P E</div> <div>Signed by: Tom Adams</div>
Purchasing Director	<div>11/19/2025</div> <div>X R K r a f f t</div> <div>Signed by: Russ Krafft</div>
Finance Director	<div>RECOVERABLE SIGNATURE</div> <div>X C h e y e n n e H e i n d e l</div> <div>Signed by: Cheyenne Heindel</div>
Borough Attorney	<div>11/19/2025</div> <div>X N i c h o l a s S p i r o p o u l o s</div> <div>Signed by: Nicholas Spiropoulos</div>
Borough Manager	<div>11/19/2025</div> <div>X M i c h a e l B r o w n</div> <div>Signed by: Mike Brown</div>
Borough Clerk	<div>11/19/2025</div> <div>X L o n n i e M c K e c h n i e</div> <div>Signed by: Lonnie McKechnie</div>

ATTACHMENT(S): Kinney-Right of Way Acquisition Support Proposal
Kinney-Cost Estimate

SUMMARY STATEMENT: On June 27, 2022, the Matanuska-Susitna Borough (MSB) Purchasing awarded contract no. 22-104P(A), to Kinney Engineering, LLC, for the 49th State Street Pathway Project for the amount not to exceed \$218,412.00. The project is part of the Transportation Infrastructure Program 2021 (TIP21), approved as Proposition 1 by MSB voters in November 2021. The purpose of the

project is to construct a non-motorized pathway adjacent to 49th State Street from Bogard Road to the Palmer-Wasilla Highway, providing a pathway connection between two major highway corridors.

The contract original expiration date was December 31, 2023.

Change Order No. 1 extended the completion date to December 31, 2024. This extension was required to address significant Alaska Department of Transportation and Public Facilities (DOT&PF) design review comments and delays related to a leaning retaining wall adjacent to the proposed pathway. This amendment was authorized by the Assembly through AM 23-126 on December 19, 2023.

Change Order No. 2 added \$19,976 to the contract, to design repairs to the retaining wall located on the east side of 49th State Street between NorthStar Circle and Forest Grove Circle.

Change Order No. 3 extended the completion date to June 30, 2025, to address delays resulting from the need to evaluate the failing retaining wall. This amendment was authorized with AM 24-138, presented to the Assembly on December 17, 2024, which approved authority to add up to \$50,730 to the contract.

Change Order No. 4 added \$32,821 to finalize design of the retaining wall and extended the contract completion date to December 15, 2025.

Change Order No. 5 will add \$12,071 to develop easement exhibits for the retaining wall repair, to complete Right of Way (ROW) acquisition, and develop the construction bid package. In addition, the administration requests approval to extend the final completion date to December 31, 2026, and authority to extend the time of performance under this agreement up to 90 days for unforeseen conditions in accordance with MSB 3.08.170. All other terms of the agreement remain unchanged.

RECOMMENDATION OF ADMINISTRATION: Approve the final completion date extension for contract no. 22-104P(A), with Kinney Engineering LLC, for the 49th State Street Pathway project to December 31, 2026, and approve authority to extend the time of performance up to 90 days.

MATANUSKA-SUSITNA BOROUGH

FISCAL NOTE

Agenda Date: December 2, 2025

SUBJECT: APPROVAL OF CHANGE ORDER NO. 5 FOR CONTRACT NO. 22-104P(A) WITH KINNEY ENGINEERING, LLC., FOR THE 49TH STATE STREET PATHWAY PROJECT TO ADD \$12,071 AND EXTEND COMPLETION DATE TO DECEMBER 31, 2026.

FISCAL ACTION (TO BE COMPLETED BY FINANCE)	FISCAL IMPACT YES NO
AMOUNT REQUESTED \$12,071	FUNDING SOURCE Roads and Bridges Capital Projects
FROM ACCOUNT # 430.000.000 4xx.xxx	PROJECT# 35472
TO ACCOUNT:	PROJECT #
VERIFIED BY: X _____ 1 1 / 1 9 / 2 0 2 5 Signed by: Liesel Zanto	

EXPENDITURES/REVENUES:

(Thousands of Dollars)

OPERATING	FY2024	FY2025	FY2026	FY2027	FY2028	FY2029
Personnel Services						
Travel						
Contractual						
Supplies						
Equipment						
Land/Structures						
Grants, Claims						
Miscellaneous						
TOTAL OPERATING						

CAPITAL			12.1			
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REVENUE						
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FUNDING:

(Thousands of Dollars)

General Fund						
State/Federal Funds						
Other			12.1			
TOTAL			12.1			

POSITIONS:

Full-Time						
Part-Time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

APPROVED BY:	 X _____ 1 1 / 1 9 / 2 0 2 5 Signed by: Cheyenne Heindel
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September 12, 2025

Andrew Strahler, PE, PhD
Matanuska Susitna Borough, Public Works
533 E. Fireweed Avenue
Palmer, AK 99645

Subject: 49th State Street Pathway
Contract No. 22-104P
Right-of-Way Acquisition Support

Dear Drew:

Thank you for requesting Kinney Engineering, LLC (KE) services to support right-of-way (ROW) acquisitions for the 49th State Street project. As requested in your September 4, 2025, email, KE understands the Matanuska-Susitna Borough (MSB) is requesting figures to support right-of-way (ROW) acquisitions. Based on your request, KE will complete the following additional work:

- Order three Limited Liability Reports;
- Following MSB's published ROW Acquisition Checklist & Map Examples –
 - Prepare two Slope and Maintenance easement figures;
 - Prepare one Public Use Easement figure;
- Coordinate document reviews.

Our subconsultant, R&M, will prepare the figures. The Limited Liability Reports and draft easement figures will be submitted for review. Review comments will be addressed, and final, signed figures submitted to MSB. We assume legal descriptions for the easements are not required and will not be prepared.

KE proposes to complete the work described above for a Fixed Price of \$12,071.00. A detailed summary is attached.

Should you have questions or need to discuss our proposed services or fee, please e-mail me at josh.cross@kinneyeng.com; or call me directly at (907) 707-1208.

Sincerely,
Kinney Engineering, LLC

A handwritten signature in blue ink, appearing to read 'JH Cross', is positioned above the printed name of the sender.

Joshua E. Cross, PE, PTOE
Project Manager

Attachments

PRICE PER TASK SUMMARY									
FIRM: Kinney Engineering, LLC				PROJECT TITLE: 49th State Street Pathway				DATE: 9/12/2025	
TOTAL NEGOTIATED FIXED FEE:									
GROUP	TASK	LABOR (or FP)	INDIRECT COST	EXPENSES	TOTAL COST	FEE DISTRIBUTION	FIRM'S TOTAL PRICE	*SUB- CONTRACTS	PRICE PLUS SUBS
Preliminary Engineering/DSR									
A	1	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Surveying and Mapping for Design									
A	2	\$ 1,804.00	\$ -	\$ -	\$ 1,804.00	\$ -	\$ 1,804.00	\$ 10,267.00	\$ 12,071.00
Plans, Specifications, and Engineer's Estimate									
B	3	\$ -			\$ -		\$ -	\$ -	\$ -
Assistance During Bidding									
C	4	0	0	0	\$ -	\$ -	\$ -	0	\$ -
Assistance During Construction									
D	5	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
*Subcontractors for negotiated professional or technical services, products, etc. (Commodity items available to the general public at market prices, equipment use, and unit priced items are generally included in estimate as expenses.)									
ESTIMATED TOTALS		LABOR (or FP)	INDIRECT COST	EXPENSES	TOTAL COST	FEE	FIRM'S TOTAL PRICE	*SUB- CONTRACTS	PRICE PLUS SUBS
FOR FIRM:		\$ 1,804	\$ -	\$ -	\$ 1,804	\$ -	\$ 1,804	\$ 10,267	\$ 12,071

PRICE PER TASK SUMMARY									
FIRM: Kinney Engineering, LLC				PROJECT TITLE: 49th State Street Pathway				DATE: 9/12/2025	
TOTAL NEGOTIATED FIXED FEE:						Change Order 5			
GROUP	TASK	LABOR (or FP)	INDIRECT COST	EXPENSES	TOTAL COST	FEE DISTRIBUTION	FIRM'S TOTAL PRICE	*SUB- CONTRACTS	PRICE PLUS SUBS
Preliminary Engineering/DSR									
A	1	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Surveying and Mapping for Design									
A	2	\$ 1,804.00	\$ -	\$ -	\$ 1,804.00	\$ -	\$ 1,804.00	\$ 10,267.00	\$ 12,071.00
Plans, Specifications, and Engineer's Estimate									
B	3	\$ -			\$ -		\$ -	\$ -	\$ -
Assistance During Bidding									
C	4	0	0	0	\$ -	\$ -	\$ -	0	\$ -
Assistance During Construction									
D	5	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
*Subcontractors for negotiated professional or technical services, products, etc. (Commodity items available to the general public at market prices, equipment use, and unit priced items are generally included in estimate as expenses.)									
ESTIMATED TOTALS		LABOR (or FP)	INDIRECT COST	EXPENSES	TOTAL COST	FEE	FIRM'S TOTAL PRICE	*SUB- CONTRACTS	PRICE PLUS SUBS
FOR FIRM:		\$ 1,804	\$ -	\$ -	\$ 1,804	\$ -	\$ 1,804	\$ 10,267	\$ 12,071

COST ESTIMATE PER TASK												
FIRM: Kinney Engineering, LLC					PROJECT TITLE: 49th State Street Pathway							
TASK NO: 2		TASK DESCRIPTION: Surveying and Mapping for Design										DATE: 9/12/2025
GROUP: A		METHOD OF PAYMENT: FP <input checked="" type="checkbox"/> FPFF <input type="checkbox"/> T&E <input type="checkbox"/> CPFF <input type="checkbox"/>					PREPARED BY: JC					
SUB-TASK NO.	SUB-TASK DESCRIPTION	LABOR HOURS PER JOB CLASSIFICATION										
		Contract Manager Randy Kinney	Project Manager Josh Cross	Senior Engineer 1 Robert Halcomb								
	Engineering Admin	1	1									Change Order 5
	Coordination w/ MSB (questions, reviews, etc.)		1									
	Coordination w/ R&M (reviews, linework, etc.)		2	2								
TOTAL LABOR HOURS		1	4	2								
* LABOR RATES (\$/HR)		\$ 292.41	\$ 288.88	\$ 178.20								
LABOR COSTS (\$)		\$ 292.41	\$ 1,155.52	\$ 356.40								
EXPENSES					COMMENTS: Prepare parcel acquisition figures							
SUB-TASK NO.	ITEM(S)	QUANTITY	UNIT PRICE	TOTAL PRICE								
				\$ -								
				\$ -								
				\$ -								
				\$ -	FIRM'S TOTAL COST OF LABOR (or Fixed Price):							\$ 1,804
				\$ -	IF CPFF, TOTAL INDIRECT COST @ 0							\$ -
TOTAL EXPENSES: \$ -					FIRM'S TOTAL EXPENSES							\$ -
SUB-CONTRACTORS: Firm Initials and Price Per Task					FIRM'S TOTAL COST (no Subcontracts or Fee)							\$ 1,804
FIRM:	2											
AMOUNT:	\$ 10,267.00											
TOTAL SUBCONTRACTOR PRICES:											\$ 10,267.00	

* Confirm with Contracting Agency if labor rates shall be direct labor (base pay) or labor rates shall be total rates (i.e. base pay + benefits + overhead + profit.)

\$ 12,071.00



Change Order 5

FIRM:	R&M Consultants, Inc.	CLIENT:	Kinney Engineering					
Project Name: 49th State Street Parcel Plats				Project No: 3000.01		Date: Sept 11, 2025		
				LABOR HOURS PER JOB CLASSIFICATION				
SUB-TASK	SUB-TASK DESCRIPTION	Survey Manager	Senior Land Surveyor (PLS)	Land Surveyor	Survey Tech	Party Chief	2-Person Survey Crew	2-Person Survey Crew (OT)
	Project / Contract Management	2						
	Field Tasks							
	Boundary Survey							
	Topographic Survey (Includes Utilities)							
	Stake CME							
	Office Tasks							
	Research & Preliminary Comps							
	Boundary Comps							
	Mapping							
	Parcel Plats (3)		16	12				
	Review QA/QC		2	2				
	Addressing Comments from Client		3	6				
TOTAL LABOR HOURS		2	21	20	0	0	0	0
LABOR RATES (\$/HR)		\$225.00	\$231.00	\$169.50	\$129.00	\$201.00	\$300.00	\$450.00
LABOR COSTS (\$)		\$450.00	\$4,851.00	\$3,390.00	\$0.00	\$0.00	\$0.00	\$0.00
EXPENSES					COMMENTS:			
DESCRIPTION	QUANTITY	UNIT PRICE	PRICE	MARKUP	TOTAL PRICE	1) This estimate is to complete 3 Parcel Plats. 2 - Slope & Maintenance Esmts, and 1 - Public Use Esmt.		
Misc Expenses	1	\$ 250.00	\$ 250.00	\$ -	\$ 250.00	2) This estimate assumes legal descriptions will not be created.		
Limited Liability Reports (20)	3	\$ 375.00	\$ 1,125.00	\$ -	\$ 1,125.00	3) This estimate assumes 3 Limited Liability Reports will be ordered.		
			\$ -	\$ -	\$ -			
			\$ -	\$ -	\$ -			
			\$ -	\$ -	\$ -			
			\$ -	\$ -	\$ -			
			\$ -	\$ -	\$ -			
			\$ -	\$ -	\$ -			
			\$ -	\$ -	\$ -			
			\$ -	\$ -	\$ -			
TOTAL EXPENSES					\$ 1,375			
SUB-CONTRACTORS								
SUB-TASK	DESCRIPTION	FIRM	TOTAL PRICE					
				TOTAL LABOR	\$	8,691		
				TOTAL EXPENSES	\$	1,375		
				SUBCONTRACTORS	\$	-		
				SUBCONTRACTORS MARK-UP	\$	-		
TOTAL SUB-				\$ -	TOTAL (Fixed Price) COST	\$	10,066	