



Payne & Brockway, P.A.

CIVIL ENGINEERS & LAND SURVEYORS

MARK HUGGINS, P.E.
GERALD CONN, L.S.

CARMAN G. PAYNE, P.E. (1892-1963)
S.H. BROCKWAY, P.E. (1907-1989)
LEE MEIREIS, R.L.S. (1933-2010)
ED YOUNG, P.E., R.L.S. (1936-2011)
MIKE HOWELL, R.L.S. (RETIRED)
JOHNNY RAY, R.L.S. (RETIRED)

AGREEMENT

THIS AGREEMENT is entered into this _____ day of _____, 20_____, by and between _____, (hereinafter referred to as "BUILDER") and Payne & Brockway, P.A. (hereinafter referred to as "SURVEYOR").

BUILDER and SURVEYOR hereby agree as follows:

- A. The SURVEYOR shall provide surveying services, from time to time as requested by the BUILDER to:
1. Provide construction staking for a proposed house. Staking shall include offset grade and line hubs at 4 corners and "dig" stakes representing the outline of the house. Staking shall also include field elevations of the required existing improvements (i.e., curb, sanitary sewer manholes, and adjacent curb inlets), lot corners and at an interval appropriate to establish existing contours.
 2. Prepare a plot plan suitable for use to obtain a building permit from the appropriate agencies. The plot plan shall include a scale drawing of the proposed house and its siting on the lot, field elevations taken during construction staking, relative locations of sanitary sewer, water lines, and storm sewers as per "as built" plans of record, suggested finish grades of the proposed house foundation with suggested "cuts" from the grade hubs, proposed finish contours, general drainage patterns, legal description, and address.
 3. Prepare a special plot plan as the situation warrants. If the proposed lot is subject to a 100-year stormwater runoff swale or a 100-year floodplain, the plot plan shall be specifically prepared for that situation and shall include anticipated stormwater elevations as determined by City records and original and finish contours as required by the City agency. (APPLICABLE ONLY TO PAYNE & BROCKWAY DESIGNED SUBDIVISIONS.)
- B. At the time the BUILDER requests the SURVEYOR'S services, the BUILDER shall provide the SURVEYOR with the following:

Plot Plan Order Form completed with the following information:

1. Legal Description of property (Subdivision name, lot number & block number)
2. Address of property
3. Full set of plans for the proposed house (if not using a "same as" house, previously staked)
4. Conditions of the proposed house on lot (e.g., garage left or right, skewed, side entry, walk-out, etc.)
5. Any special conditions of the proposed house or lot (e.g., tall walls, trees to be saved, etc.)
6. Title Report, if BUILDER wants all easements shown on plot plan (Required by Overland Park)

C. Upon receipt of the plot plan, the BUILDER shall:

1. Verify all dimensions on the plot plan.
2. Verify all grades shown on the plot plan to insure proper drainage and adequate fall to sewers.
3. Verify that suggested "cuts" correspond to proposed foundation type.
4. Verify that the placement of the proposed house on the plot plan corresponds to the siting requested.

D. **The fees for the services provided by SURVEYOR shall be as follows:**

1. Preliminary Sketch for sizing, placement and grading:

A Plot Plan Order Form will be required for each preliminary sketch.
Depending on the detail required, the fee will be between \$50.00 and \$75.00 per view.

2. For all subdivisions designed by Payne & Brockway within the following cities:

<u>Basehor</u>	
With Original & Finish Contours	\$750.00 Minimum
<u>Gardner</u>	
With Original & Finish Contours	\$725.00 Minimum
<u>Leawood</u>	
With Original & Finish Contours	\$775.00 Minimum
<u>Lenexa</u>	
With Original & Finish Contours	\$725.00 Minimum
<u>Olathe</u>	
With Original & Finish Contours.....	\$700.00 Minimum
<u>Overland Park</u>	
With Original & Finish Contours	\$750.00 Minimum
With Walkout or Daylight	\$800.00 Minimum
<u>Shawnee</u>	
With Original & Finish Contours.....	\$725.00 Minimum
<u>Spring Hill</u>	
With Original & Finish Contours.....	\$725.00 Minimum

If contours are not needed the fee will be reduced \$50.00.

* If your area is not listed above, please call for price.

3. For all subdivisions NOT designed by Payne & Brockway:

All plot plans will be prepared on an hourly basis at the following rates, subject to the above minimums:

Survey Crew.....	\$160.00/Hour
Draftsman/Technician	\$70.00/\$90.00 Hour
Principal Land Surveyor	\$140.00/Hour

4. MLO or MFE Certification Letter – City of Lenexa \$300.00

5. As-builts

- If Required by Developer (Perimeter Boundary only) \$450.00
 - If Entire Lot is Required by City \$150.00 additional charge
- If Required by Cities (but not by Developer)
 - City of Lenexa (City Specific) \$450.00
 - City of Shawnee (Entire Lot) \$600.00
 - City of Olathe (Entire Lot) \$600.00

These fees shall not be changed with less than 30 days written notice to the BUILDER.

- E. PAYMENT OF FEES SHALL BE REQUIRED AT THE TIME THE PLOT PLAN IS RECEIVED BY THE BUILDER.
- F. The BUILDER agrees to limit the SURVEYOR'S liability to the BUILDER and to all construction contractors and subcontractors on the proposed house due to the SURVEYOR'S errors, omissions, or negligent acts, such that the total aggregate liability of the SURVEYOR to all those named shall not exceed the SURVEYOR'S total fee for services rendered on the proposed house.
- G. The SURVEYOR agrees to perform the work within a reasonable time limit. The SURVEYOR shall notify the BUILDER, as soon as the SURVEYOR is aware, if conditions exist that the proposed staking and plot plan cannot be performed within two weeks.
- H. The SURVEYOR shall maintain Workmen's Compensation Insurance on all employees and shall furnish Certificates of Insurance as requested by the BUILDER.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement on the date and year first above written.

Company Name

PAYNE & BROCKWAY, P.A.

BY: _____
Signature

BY: _____
Gerald L. Conn

Print Name, Title

Address

Phone Number

City State Zip Code

Mobile Number

E-mail Address