

1 SECOND AMENDMENT TO AGREEMENT NO. 33512

2 **33512**

3 THIS SECOND AMENDMENT TO AGREEMENT NO. 33512 is made and
4 entered, in duplicate, as of June 19, 2017, for reference purposes only, pursuant to a
5 minute order adopted by the City Council of the City of Long Beach at its meeting only
6 September 2, 2014, by and between KLEINFELDER, INC., a California corporation
7 ("Consultant"), with a place of business at 5015 Shoreham Place, San Diego, California
8 92122, and the CITY OF LONG BEACH, a municipal corporation ("City").

9 WHEREAS, City requires specialized services requiring unique skills to be
10 performed in connection with as-needed airport pavement evaluation consulting and
11 related services; and

12 WHEREAS, City and Consultant (the "Parties") entered into Agreement No.
13 33512 (the "Agreement") whereby Consultant agreed to provide these services; and

14 WHEREAS, the Parties entered into a First Amendment to the Agreement to
15 extend the term and add \$350,000 for a total not to exceed Agreement amount of
16 \$1,100,000; and

17 WHEREAS, the Parties desire to extend the term an additional one-year
18 period, add \$400,000, and attach a revised rate sheet;

19 NOW, THEREFORE, in consideration of the mutual terms, covenants, and
20 conditions herein contained, the Parties agree as follows:

21 1. Section 1.A. of the Agreement is hereby amended to read as follows:

22 "A. Consultant shall generally furnish specialized services more
23 particularly described in (i) RFQ No. AP13-030 dated May 20, 2013, and Task Order 001
24 dated May 23, 2014, each attached as Exhibit "A-1" to this Agreement and incorporated
25 herein by this reference, and (ii) Consultant's response to such RFQ attached as Exhibit
26 "A-2" to this Agreement and incorporated by this reference, in accordance with the
27 standards of the profession, and City shall pay for these services in the manner described
28 below, not to exceed One Million Five Hundred Thousand Dollars (\$1,500,000), at the rates

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CHARLES PARKIN, City Attorney
333 West Ocean Boulevard, 11th Floor
Long Beach, CA 90802-4664

1 or charges shown in Exhibit "B". Consultant shall specifically furnish specialized services
2 on as-needed basis more particularly described in individual scopes of work to be prepared
3 by City staff and delivered to Consultant respecting discreet projects to be completed
4 hereunder (each, a "Project"). Consultant's Designated Employee (as defined in Section
5 3.B) shall negotiate with City's representative (as defined in Exhibit "C") in order to
6 determine specific terms applicable to each Project. Upon successful negotiation of the
7 terms of each Project to be completed hereunder, Consultant's Designated Employee shall
8 approve of such terms in writing, and subsequently move forward with each Project only
9 after written direction to do so from City's representative."

10 2. Section 2 of the Agreement is hereby amended to read as follows:

11 "2. TERM. The term of this Agreement shall commence at midnight on
12 September 3, 2014, and shall terminate at 11:59 p.m. on September 30, 2018, unless
13 sooner terminated as provided in this Agreement, or unless the services or the Project is
14 completed sooner."

15 3. The Rates/Charges in Exhibit "B" to the Agreement is hereby
16 amended in accordance with Exhibit "B-1", attached hereto and incorporated by this
17 reference.

18 4. Except as expressly modified herein, all of the terms and conditions
19 contained in Agreement No. 33512 are ratified and confirmed and shall remain in full force
20 and effect.

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IN WITNESS WHEREOF, the parties have caused this document to be duly executed with all formalities required by law as of the date first stated above.

KLEINFELDER, INC., a California corporation

8/24/, 2017

By K. Hadipoor
Name KASH HADIPOOR
Title VP - Aviation

8/24, 2017

By Pamela D. Massa
Name Pamela D. Massa
Title Vice President, Region/Area Manager
"Consultant"

CITY OF LONG BEACH, a municipal corporation

Sept. 26, 2017

By Tom Madica
Assistant City Manager
City Manager

EXECUTED PURSUANT TO SECTION 301 OF THE CITY CHARTER.

This Second Amendment to Agreement No. 33512 is approved as to form on

9-21, 2017.

CHARLES PARKIN, City Attorney

By [Signature]
Deputy

EXHIBIT “B-1”

Rates or Charges

KLEINFELDER 2014-2018 FEE SCHEDULE FOR
City of Long Beach Department of Financial Management
Agricultural, Engineering, Planning, Construction Management and Specialized
Professional Consultant Services for Various On-Call Projects
at the Long Beach Airport for Contract REQ-AP 13-030 Task Order 001

PROFESSIONAL STAFF RATES*

Employee/Category	Current Unburdened		Fringe Benefit Rate		Overhead Rate		Profit	Fully Burdened Rates 2014		2015		2016		2017		2018		
	Hourly Rate	57.0500%	126.2100%	Subtotal	10%	Hourly Rate		Hourly Rate	Hourly Rate	Hourly Rate	Hourly Rate	Hourly Rate	Hourly Rate	Hourly Rate	Hourly Rate	Hourly Rate	Hourly Rate	Hourly Rate
Sr. Principal Professional	\$76.92	\$43.88	\$97.08	\$217.88	\$21.79	\$240	\$247	\$254	\$262	\$270								
Registered Geotechnical Engineer	\$72.16	\$41.17	\$91.07	\$204.40	\$20.44	\$225	\$232	\$239	\$246	\$253								
Principal Professional	\$61.42	\$35.04	\$77.52	\$173.98	\$17.40	\$191	\$197	\$203	\$209	\$215								
Registered Civil Engineer	\$44.58	\$25.43	\$56.26	\$126.28	\$12.63	\$139	\$143	\$147	\$152	\$156								
Staff Professional	\$32.00	\$18.26	\$40.39	\$90.64	\$9.06	\$100	\$103	\$106	\$109	\$112								
GIS Analyst II	\$31.76	\$18.12	\$40.08	\$89.96	\$9.00	\$99	\$102	\$105	\$108	\$111								
CADD Operator	\$30.01	\$17.12	\$37.88	\$85.01	\$8.50	\$94	\$96	\$99	\$102	\$105								
Administrative	\$25.91	\$14.78	\$32.70	\$73.39	\$7.34	\$81	\$83	\$86	\$88	\$91								

Kleinfelder reserves the right to adjust the fee schedule on projects not completed within 180 days from the contract signature date.

Rates will be escalated at 3% per year beginning 08/01/2015.

Public works projects or projects receiving public funds may be subject to Prevailing Wage laws. The above rates do not apply to projects subject to prevailing wages. Hourly rates for those projects will be supplied separately.

*Applies to all professional rates including but not limited to civil, mechanical, chemical, electrical, geotechnical and environmental engineers; industrial hygienist; geologists; hydrogeologists; hydrologists; and computer specialist.

Hourly rates assume that other direct cost will be billed and reimbursed by the client. Kleinfelder reserves the right to adjust the fee schedule on projects where other direct costs are not reimbursed.