

1 FIRST AMENDMENT TO AGREEMENT NO. 30781

2 **30781**

3 THIS FIRST AMENDMENT TO AGREEMENT NO. 30781 is made and
4 entered, in duplicate, as of July 15, 2011 for reference purposes only, pursuant to a
5 minute order adopted by the City Council of the City of Long Beach at its meeting held on
6 July 15, 2008, by and between KIMLEY-HORN AND ASSOCIATES, INC., a North
7 Carolina corporation ("Consultant"), with a place of business at 765 The City Drive, Suite
8 400, Orange, California 92868, and the CITY OF LONG BEACH, a municipal corporation
9 ("City").

10 WHEREAS, the parties entered Agreement No. 30781 whereby Consultant
11 agreed to perform As-Needed Civil Engineering Consulting Services ("Project"); and

12 WHEREAS, the parties desire to extend the term, update the fee schedule,
13 and increase the Agreement amount by \$700,000;

14 NOW, THEREFORE, in consideration of the mutual terms and conditions in
15 the Agreement and in this First Amendment, the parties agree as follows:

16 1. Section 1.A. of Agreement No. 30781 is hereby amended to read as
17 follows:

18 "1. SCOPE OF WORK OR SERVICES.

19 A. Consultant shall furnish specialized services more particularly
20 described in Exhibit "A", attached to this Agreement and incorporated by this reference,
21 in accordance with the standards of the profession, and City shall pay for these services
22 in the manner described below, not to exceed One Million Seven Hundred Thousand
23 Dollars (\$1,700,000.00), at the rates or charges shown in Exhibit "A-1".

24 2. Exhibit "A-1" attached to this Amendment hereby supersedes and
25 replaces in its entirety Exhibit "A-1" currently attached to the Agreement.

26 3. Section 2 of Agreement No. 30781 is hereby amended to read as
27 follows:

28 "2. TERM. . The term of this Agreement shall commence at midnight

OFFICE OF THE CITY ATTORNEY
ROBERT E. SHANNON, City Attorney
333 West Ocean Boulevard, 11th Floor
Long Beach, CA 90802-4664

1 on July 16, 2008, and shall terminate at 11:59 p.m. on July 15, 2014, unless sooner
2 terminated as provided in this Agreement, or unless the services or the Project is
3 completed sooner"

4 4. Except as expressly amended in this First Amendment, all terms and
5 conditions in Agreement No. 30781 are ratified and confirmed and shall remain in full
6 force and effect.

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

KIMLEY-HORN AND ASSOCIATES, INC.,
a North Carolina corporation

9
10
11 _____, 2011

By Serine Ciardella
Senior Vice President

12 _____, 2011

By _____
Type or Print Name

13 _____, 2011

By PE No. 53031

14 _____, 2011

Assistant Secretary
Darren Adrian

15 _____, 2011

Type or Print Name

16 _____, 2011

"Consultant"

17 _____, 2011

CITY OF LONG BEACH, a municipal
corporation

18 _____, 2011

Assistant City Manager
By _____

19 _____, 2011

City Manager

20 _____, 2011

"City" _____

21 This First Amendment to Agreement No. 30781 is approved as to form on

22 August 29, 2011.

ROBERT E. SHANNON, City Attorney

23 _____, 2011

By _____

24 _____, 2011

Deputy

25 _____, 2011

26 _____, 2011

27 _____, 2011

28 _____, 2011



KIMLEY-HORN AND ASSOCIATES, INC.

HOURLY RATE SCHEDULE

Effective Dates: July 1, 2011 thru June 30, 2015

OFFICE

	July 1, 2011 to June 30 2012	July 1, 2012 to June 30 2013	July 1, 2013 to June 30 2014	July 1, 2014 to June 30 2015
Principal	\$279	\$290	\$302	\$314
Project Manager	\$244	\$254	\$264	\$275
Senior Professional	\$227	\$236	\$246	\$255
Professional	\$166	\$173	\$180	\$187
Project Accountant	\$167	\$167	\$174	\$174
Designer/Analyst	\$134	\$139	\$145	\$151
CADD Operator	\$107	\$111	\$116	\$120
Project Administrator	\$ 96	\$100	\$104	\$108
Clerical	\$ 79	\$ 82	\$ 85	\$ 89
Technical computer time	\$19.37	\$20.34	\$21.36	\$22.43

EXPENSES

Reimbursable expenses at cost may include, but are not limited to, the following:

- Air Travel
- Mileage (at the current IRS allowable rate)
- Per Diem
- Printing and Reproduction
- Project Specific Equipment

Note: It is understood that this rate schedule will only be modified by mutual agreement of both parties.