

FIRST AMENDMENT TO AGREEMENT NO. 35531

35531

THIS FIRST AMENDMENT TO AGREEMENT NO. 35531 is made and entered, in duplicate, as of December 10, 2020, for reference purposes only, pursuant to Resolution No. RES-20-0061, adopted by the City Council of the City of Long Beach at its meeting on May 12, 2020, by and between ANSER ADVISORY, LLC, dba SIMPLUS MANAGEMENT LLC, a Delaware limited liability company ("Consultant"), with a place of business at 2677 N. Main Street, Suite 400, Santa Ana, California 92705, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 35531 (the "Agreement") whereby Consultant agreed to provide construction management services for the Phase II Terminal Area improvements at the Long Beach Airport; and

WHEREAS, the Parties desire to update the fee schedule;

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

1. The Fees/Rates in Exhibit "B" to the Agreement are hereby amended in accordance with Exhibit "B-1", attached hereto and incorporated by this reference.

2. Except as expressly modified herein, all of the terms and conditions contained in Agreement No. 35531 are ratified and confirmed and shall remain in full force and effect.

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OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
411 West Ocean Boulevard, 9th Floor
Long Beach, CA 90802-4684

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

3 ANSER ADVISORY, LLC, dba SIMPLUS
4 MANAGEMENT LLC, a Delaware limited
5 liability company

6 1/12, 2021

By [Signature]
Name LUKE MCLENNAN
7 Title CRO

8 1/14, 2021

By [Signature]
Name SUDHIR DAMLE
9 Title PRESIDENT.

10 "Consultant"

11 CITY OF LONG BEACH, a municipal
12 corporation

13 February 9, 2021

By [Signature]
City Manager

14 EXECUTED PURSUANT
15 TO SECTION 301 OF
16 THE CITY CHARTER

"City"

This First Amendment to Agreement No. 35531 is approved as to form on

17 February 9, 2021.

18 CHARLES PARKIN, City Attorney

19 By [Signature]
20 Deputy

OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
411 West Ocean Boulevard, 9th Floor
Long Beach, CA 90802-4664

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2 executed with all formalities required by law as of the date first stated above.

3 ANSER ADVISORY, LLC, dba SIMPLUS
4 MANAGEMENT LLC, a Delaware limited
5 liability company

6 1/12, 2021

By [Signature]
Name LUKE MCLENNAN
Title CEO

7
8 1/14, 2021

By [Signature]
Name SUDHIR DAMLE
Title PRESIDENT

9
10 "Consultant"

11 CITY OF LONG BEACH, a municipal
12 corporation

13 _____, 2021

By _____
City Manager

14
15 "City"

16 This First Amendment to Agreement No. 35531 is approved as to form on

17 _____, 2021.

18 CHARLES PARKIN, City Attorney

19 By _____
20 Deputy

OFFICE OF THE CITY ATTORNEY
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411 West Ocean Boulevard, 9th Floor
Long Beach, CA 90802-4664

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EXHIBIT "B-1"

Long Beach Airport Phase II Improvements Project

Anser Advisory Inc.

Revised Construction Management Staffing Plan - Senerio 5

MAY 2020 - July 2022

December 22, 2020

RATE TABLE

Position	Company	Year	2020	2021	2022
		Escalation	Current	0.00%	3.25%
Executive Advisor/Principal-In-Charge	Anser Advisory		\$ 273	\$ 273	\$ 282
Senior Construction Manager	Anser Advisory		\$ 217	\$ 217	\$ 224
Field Construction Manager	Anser Advisory		\$ 167	\$ 167	\$ 172
Construction Manager	Anser Advisory		\$ 135	\$ 135	\$ 139
Lead/Building Inspector	Anser Advisory		\$ 120	\$ 126	\$ 130
Building/MP Inspector	Anser Advisory		\$ 120	\$ 126	\$ 130
Building/Elec. Inspector	Anser Advisory		\$ 120	\$ 126	\$ 130
Special Inspector	Twining		\$ 152	\$ 152	\$ 157
IT Specialist	Anser Advisory		\$ 145	\$ 145	\$ 150
Document Control/Admin	HNTB		\$ 110	\$ 110	\$ 114
Senior Cost Engineer	Faithful & Gould		\$ 188	\$ 188	\$ 194
Project Manager / Cost Support	Faithful & Gould		\$ 115	\$ 115	\$ 119
Senior Cost Estimator	Anser Advisory		\$ 156	\$ 156	\$ 161
Senior Scheduler I	Anser Advisory		\$ 192	\$ 192	\$ 198
Senior Scheduler II	Anser Advisory		\$ 146	\$ 146	\$ 151
Commissioning Project Manager	3QC		\$ 202	\$ 202	\$ 209
Commissioning Agent	3QC		\$ 195	\$ 195	\$ 201
BECx Consultant	3QC		\$ 195	\$ 195	\$ 201
Commissioning Provider	3QC		\$ 153	\$ 153	\$ 158

NOTES:

- Billing rates are shown for Anser's based on our current published multiplier.
- The multiplier and escalation shall be adjusted annually.
- Annual escalation shown is only estimated and represents the maximum possible increase in any one year.
- Actual billing escalation to be used will be as mutually agreed to by the Airport and Anser in December of each year. The rates will take effect on January 1 of each year.
- The basis for the escalation will be as determined by the ENR Construction Cost Index as listed for the So. Cal. Region.
- The billing Rates for Faithful & Gould, HNTB and 3Qc are as submitted to Anser.
- Anser agreed to no escalation for 2021 except for the Inspector positions.
- DIR Law requires all prevailing wage inspection employees to have a \$2.45 per hour raise which equates to the \$6.00 per hour rate increase shown.