

**FIRST AMENDMENT TO AGREEMENT FOR CONSULTING SERVICES
FOR THE GIANT ROAD PAVEMENT REPAIR PROJECT (0601)**

THIS FIRST AMENDMENT TO AGREEMENT FOR CONSULTING SERVICES is entered into this 13th day of September, 2021, by and between the CITY OF SAN PABLO, a municipal corporation ("City") and **TREMAINE & Associates** ("Consultant").

R E C I T A L S

WHEREAS, on January 19, 2021, CITY and Consultant entered into an Agreement for engineering consultant services ("Agreement"); and

WHEREAS, the parties have agreed to modify the term of that Agreement related to scope of services, compensation and effective date and term;

NOW, THEREFORE, THE PARTIES DO MUTUALLY AGREE AS FOLLOWS:

1. **SCOPE OF SERVICES.**

Section (1) of the Agreement, "Scope of Services" is amended to include the following provision:

- a. "Consultant shall provide Task 8 to 11 – Out of Scope task services already performed and an ESA Action Plan (Draft and Final) as described on the attached proposal dated August 24, 2021 attached as **Exhibit A.**"

Note that the Task 1 – Project Administration's scope of services is already part of the original agreement.

- b. "**COVID-19 Pandemic.** All City of San Pablo programs and services must be in compliance with current health orders issued by Contra Costa County Health Services at:
<https://www.coronavirus.cchealth.org/health-orders>; including but not limited to social distancing requirements:
<https://cchealth.org/coronavirus/pdf/2020-0331-Appendix-A-Social-Distancing-Protocol.pdf>. Consultant shall comply with these requirements and contact City staff immediately if there is any issue with compliance.

2. **COMPENSATION.** Section (2) of the Agreement, "Compensation" is amended to include the following provision:

"CITY shall pay Consultant an additional rounded up value of Five Thousand Six Hundred Eight Dollars \$5,608 for a total compensation not to exceed Twenty-Six Thousand Two Hundred Eighty-Six \$26,286".

See cost proposal in **Exhibit B.**

3. **EFFECTIVE DATE AND TERM.** Section (4) of the Agreement, "Effective Date and Term," is amended to include the following provision:

"The term of this Agreement, ("Term") begins on the Effective Date set forth above, and expires on June 30th, 2022. If the Term expires later than the end of the City's fiscal year, the continuation of the Term into the next fiscal year will be contingent upon the City's lawful encumbrance or appropriation of new funds for the Agreement."

4. All other terms and conditions of the Agreement shall remain in full force and effect.

APPROVED AS TO FORM:

CITY OF SAN PABLO
A Municipal Corporation

By _____
Lynn Tracy Nerland, City Attorney

By _____
Matt Rodriguez, City Manager

TREMAINE & ASSOCIATES, INC.
A California Corporation

By _____
Kim Tremaine, Principal

ATTEST:

By _____
Dorothy Gantt, City Clerk

Dated _____