

AMENDMENT #8 TO AGREEMENT FOR PROFESSIONAL SERVICES
BETWEEN
THE TRANSPORTATION AGENCY FOR MONTEREY COUNTY
AND
HDR ENGINEERING, INC.

THIS AMENDMENT NO. 8 to the agreement dated June 25, 2014, between the Transportation Agency for Monterey County, hereinafter referred to as "TAMC," and HDR Engineering, Inc., hereinafter referred to as "Consultant," is hereby entered into between TAMC and Consultant.

RECITALS:

- A. **WHEREAS**, TAMC and Consultant entered into an agreement for professional services on June 25, 2014, hereinafter referred to as "Agreement";
- B. **WHEREAS**, the Agreement relates to the Salinas Rail Extension Kick Start Project (the "Project"), which is currently in the final design phase and for which Consultant is to provide design support during construction and as-built designs after construction;
- C. **WHEREAS**, the Agreement contains a not-to-exceed amount, which may be amended only by the written agreement of the parties, and which establishes the maximum amount of costs which may be incurred under the Agreement;
- D. **WHEREAS**, TAMC and Consultant approved Amendment #1 on April 27, 2016, to increase the maximum amount payable and expand the Scope of Services to add additional traffic analysis and other studies for the improvements to Highway 183 associated with the Project;
- E. **WHEREAS**, TAMC and Consultant approved Amendment #2 on May 24, 2017, to extend the agreement to June 30, 2019;
- F. **WHEREAS**, TAMC and Consultant approved Amendment #3 on August 23, 2017, to modify the contract budget to add task 17: Plans, Specifications, and Estimates (PS&E) for building demolition work for Package 1;

- G. **WHEREAS**, TAMC and Consultant approved Amendment #4 on February 28, 2018, to allow revised per task budgeted amounts while maintaining the current not-to-exceed amount as established in Amendment #3 to the Agreement;
- H. **WHEREAS**, TAMC and Consultant approved Amendment #5 on August 22, 2018, to allow revised per task budgeted amounts while maintaining the current not-to-exceed amount as established in Amendment #3 to the Agreement;
- I. **WHEREAS**, TAMC and Consultant approved Amendment #6 on April 24, 2019, to increase the maximum amount payable and expand the Scope of Services to add additional utility coordination and design work for Package 1 and to delete final design for Packages 2 and 3, and extend the contract term to December 31, 2020; and
- J. **WHEREAS**, TAMC and Consultant approved Amendment #7 on April 22, 2020, to allow revised per task budgeted amounts while maintaining the current not-to-exceed amount as established in Amendment #6 to the Agreement;
- K. **WHEREAS**, TAMC and Consultant agree more time is needed to complete the project and agree that June 30, 2021 is the revised anticipated completion date; and
- L. **WHEREAS**, in recognition of the longer timeframe now anticipated for construction completion and the high number of change orders for that project, TAMC and Consultant desire to amend the agreement for professional services, to increase the maximum amount payable and extend the contract term in order to complete the project;

NOW, THEREFORE, the parties agree to amend the Agreement as follows:

1. TERM OF AGREEMENT

Paragraph 2 of the Agreement (Term of Agreement), as amended, shall be amended to replace the date "December 31, 2020" with the date "June 30, 2021".

2. BUDGET AND TOTAL COMPENSATION

The Budget attached to the Agreement as amended as Exhibit B is hereby replaced with the Budget designated Exhibit B-7 and shall be effective upon execution. Exhibit B-7 is attached hereto as Exhibit B-7 and provides for the addition of Sixty Thousand Dollars

HDR Kick Start Design Contract Amendment #8
Approved by TAMC Board of Directors December 2, 2020

(\$60,000) and reallocation of budgeted amounts within the existing not-to-exceed amount of Two Million, Eight Hundred Nine Thousand, One Hundred Forty-Eight Dollars (\$2,809,148) for a new not-to-exceed amount of Two Million, Eight Hundred Sixty Nine Thousand, One Hundred Forty-Eight Dollars (\$2,869,148). Exhibit B-7 replaces previous versions of the Budget in the contract.

3. REMAINDER OF TERMS UNCHANGED

All other terms of the Agreement, as amended, remain in full effect.

An executed copy of this Amendment No. 8 shall be attached to the Agreement and shall be incorporated as if fully set forth therein.

IN WITNESS WHEREOF, the parties hereto have executed this Amendment #8 to the Agreement with HDR Engineering, Inc.

TAMC:

HDR ENGINEERING INC.:

Debra L. Hale
Executive Director

Holly L. Kennedy
Senior Vice President

(date)

(date)

Approved as to form:

TAMC Counsel

(date)