



NOTICE OF MODIFICATION

October 8, 2014

Edwin M. Lee
Mayor

Mohammed Nuru
Director

Stacey Camillo
Division Manager

Office of the Deputy Director
for Financial Management
and Administration

Contract Administration
1155 Market Street, 4th floor
San Francisco, CA 94103
tel 415-554-4886

sfpublicworks.org
facebook.com/sfpublicworks
twitter.com/sfpublicworks

Contractor: Montgomery Corporation
120 Montgomery Street, Suite 715
San Francisco, CA 94104

Project: Inspector of Record Inspection Services for the San Francisco
General Hospital Rebuild Program through 12/31/2016 -
Modification #3

Modification Amount: Add \$878,569.00 and 0 days to the Agreement.

Job No.: 6694A

DPW Order No.: 179,031

Controller's Certification: Reference this # on your invoices: DPAT11000071

Date Posted: 10/8/2014

This Transmittal Letter forwards a copy of the Modification of Agreement #3 and Contract Purchase Order No. DPAT11000071 in the total as-modified to date, \$8,155,847.00, for the subject project. Contract expiration date is 12/31/2016.

Yours truly,

for 

by: Stacey Camillo
Division Manager, Contract Administration

cc: Joe Chin, BDC
Accounts Payable

Attachments: Modification of Agreement #3
Contract Purchase Order DPAT11000071



PURCHASE ORDER - NON PURCHASING
DPW - ARCHITECTURE

PO NUMBER: DPAT11000071
PO AMOUNT: \$8,155,847.00

TO: MONTGOMERY CORP
2262 CHAPMAN LN
PETALUMA

CA 94952-0000

PO PRINT DATE: 10/08/2014

PHONE : 707-762-4046
VENDOR ID: 28265

TERMS: NET
FOB : DEST

ISSUE DATE : 01/01/2011

<<

DELIVER TO: DPW-BUREAU OF ARCHITECTURE (PWD09)
30 VAN NESS AVE #4100
SAN FRANCISCO CA 94102

OCT 08 2014

Mohammed Nuru, Director of Public Works

AUTHORIZED SIGNATURE: _____ DATE : _____
PHONE: _____

ORIGINAL ORDER MUST BE SIGNED TO BE VALID

Julia Dawson, Deputy Director

INVOICE TO: DPW-BUREAU OF ARCHITECTURE (PWD09)
30 VAN NESS AVE #4100
SAN FRANCISCO CA 94102

TERMS:

JOB#6694A DPW#179,031 DPW ID# FPA11050-1
INSPECTOR OF RECORD INSPECTION SERVICES FOR THE SAN FRANCISCO GENERAL
HOSPITAL REBUILD PROGRAM

THE INSPECTOR OF RECORD (IOR) CONSULTANT TEAM WILL PROVIDE (OSHPD)
CERTIFIED INSPECTOR OF RECORD (IOR) INSPECTION SERVICES FOR THE SFGH
REBUILD PROGRAM DURING THE CONSTRUCTION PHASE.

TOTAL CONTRACT AMOUNT NOT TO EXCEED \$3,998,607.00. CONTRACT TO BE
ENCUMBERED IN PHASE. TERM: CERTIFICATION - 12/31/16.
PSC# 4006-10/11, APPROVED 7/19/2010. PSC DURATION 8/1/2010-12/31/2016
INSURANCE REQ: G/L-\$1M; A/L-\$1M; W/C-\$1M; P/L-\$1M

CM: JOE CHIN, DPW PROJECT MANAGEMENT: 695-3862

MOD #1 ADDS \$788,592.00 AND 0 DAYS, FOR ADDITIONAL ESTIMATED LEVEL OF
EFFORT FOR PROVIDING CONTINUED INSPECTOR OF RECORD INSPECTION SERVICES
FOR THE PERIOD FROM SEPTEMBER 1, 2013 THROUGH DECEMBER 31, 2013.

MOD #2 ADDS \$2,490,079.00 & 0 DAYS, FOR ADDITIONAL ESTIMATED LEVEL OF
EFFORT FOR PROVIDING CONTINUED INSPECTOR OF RECORD INSPECTION SERVICES

CONTINUED, NEXT PAGE

PURCHASE ORDER - NON PURCHASING
DPW - ARCHITECTURE



PO NUMBER: DPAT11000071
PO AMOUNT: \$8,155,847.00

FOR THE PERIOD FROM 1/1/2014 THROUGH 12/31/2014. TOTAL CONTRACT AMOUNT NTE \$7,277,278.00. TOTAL UNENCUMBERED BALANCE, AFTER THIS ENCUMBRANCE, IS \$0. CONTRACT END DATE REMAINS 12/31/16.

MOD#3 ADDS \$878,569 AND 0 DAYS FOR SUPPLEMENTAL FUNDING FOR ESTIMATED LEVEL OF EFFORT FOR PROVIDING INSPECTOR OF RECORD INSPECTION SERVICES FOR THE PERIOD FROM OCTOBER 1, 2014 THROUGH DECEMBER 31, 2014. TOTAL CONTRACT AMOUNT NTE \$8,155,847.00. TOTAL UNENCUMBERED BALANCE, AFTER THIS ENCUMBRANCE, IS \$0. CONTRACT END DATE REMAINS 12/31/16.

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PURCHASE ORDER - NON PURCHASING
 DPW - ARCHITECTURE

PO NUMBER: DPAT11000071
 PO AMOUNT: \$8,155,847.00

ITEM	COMMODITY NAME/SPECS	UOM	TAX	QUANTITY	UNIT PRICE	TOTAL PRICE
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1	7210-30 SVC, ENGINEERING; GENERAL	JB	N	1.00	300,000.0000	300,000.00
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JOB#6694A DPW#179,031 DPW ID#FPA11050-1 PARTIAL ENCUMBRANCE #1
 INSPECTOR OF RECORD INSPECTION SERVICES FOR THE SAN FRANCISCO GENERAL
 HOSPITAL REBUILD PROGRAM

THE IOR CONSULTANT WILL PROVIDE OSHPD CERTIFIED IORS WITH CLASS "A"
 LICENSING THAT WILL SERVE AS THE CITY'S REPRESENTATIVE LEADING THE
 INSPECTION ACTIVITIES FOR THE SFGH REBUILD PROGRAM DURING THE
 CONSTRUCTION PHASE TO ENSURE COMPLIANCE WITH ALL REQUIREMENTS OF THE
 BUILDING CODE, OSHPD TESTING, INSPECTION, AND OBSERVATION (TIO)
 PROGRAM, CONSTRUCTION DOCUMENTS, AND APPLICABLE STATE LAWS AND
 REGULATIONS. THE LEAD IOR WILL ALSO PROVIDE DESIGN/ASSIST
 CONSULTATION DURING THE DESIGN/PERMITTING PHASE TO AID IN THE
 IDENTIFICATION OF EFFICIENT AND COST EFFECTIVE SOLUTIONS TO CODE
 COMPLIANCE ISSUES.

TOTAL CONTRACT AMOUNT NOT TO EXCEED \$3,998,607.00. THE AMOUNT OF THE
 CONTRACT SHALL BE ENCUMBERED IN PHASES. CONTRACT TERM FROM
 CERTIFICATION TO 12/31/2016. AMOUNT OF FIRST ENCUMBRANCE: \$300,000.00

CM: JOE CHIN, DPW PROJ. MGT: 695-3862

2	7210-30 SVC, ENGINEERING; GENERAL	JB	N	1.00	210,000.0000	210,000.00
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JOB#6694A DPW#179,031 DPW ID#FPA11050-1 PARTIAL ENCUMBRANCE #2
 INSPECTOR OF RECORD INSPECTION SERVICES FOR THE SAN FRANCISCO GENERAL
 HOSPITAL REBUILD PROGRAM

02/17/11: PARTIAL ENCUMBRANCE #2 OF \$210,000 FOR THE EMERGENCY
 GENERATOR PROJECT, FOR INSPECTOR OF RECORD INSPECTION SERVICES. THE
 TOTAL ENCUMBERED FUNDS TO DATE, INCLUDING THIS ENCUMBRANCE, ARE
 \$510,000. THE TOTAL UNENCUMBERED BALANCE, AFTER THIS ENCUMBRANCE, IS
 \$3,488,607.

3	7210-30 SVC, ENGINEERING; GENERAL	JB	N	1.00	352,697.0000	352,697.00
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JOB#6694A DPW#179,031 DPW ID#FPA11050-1 PARTIAL ENCUMBRANCE #3
 INSPECTOR OF RECORD INSPECTION SERVICES FOR THE SAN FRANCISCO GENERAL
 HOSPITAL REBUILD PROGRAM

05/05/11: PARTIAL ENCUMBRANCE #3 OF \$352,697 FOR THE SAN FRANCISCO
 GENERAL HOSPITAL REBUILD PROGRAM, FOR INSPECTOR OF RECORD INSPECTION
 SERVICES ESTIMATED THROUGH 12/31/2011. THE TOTAL ENCUMBERED FUNDS TO



PURCHASE ORDER - NON PURCHASING
 DPW - ARCHITECTURE

PO NUMBER: DPAT11000071
 PO AMOUNT: \$8,155,847.00

ITEM	COMMON NAME / SPECS	UOM	TAX	QUANTITY	UNIT PRICE	TOTAL PRICE
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DATE, INCLUDING THIS ENCUMBRANCE, ARE \$862,697. THE TOTAL UNENCUMBERED BALANCE, AFTER THIS ENCUMBRANCE, IS \$3,135,910.

4	7210-30 SVC, ENGINEERING; GENERAL	JB	N	1.00	486,000.0000	486,000.00
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JOB#6694A DPW#179,031 DPW ID#FPA11050-1 PARTIAL ENCUMBRANCE #4
 INSPECTOR OF RECORD INSPECTION SERVICES FOR THE SAN FRANCISCO GENERAL
 HOSPITAL REBUILD PROGRAM

10/24/2011: PARTIAL ENCUMBRANCE #4 FOR THE SAN FRANCISCO GENERAL
 HOSPITAL REBUILD PROGRAM, FOR INSPECTOR OF RECORD INSPECTION SERVICES
 ESTIMATED THROUGH JUNE 2012. TOTAL ENCUMBERED FUNDS TO DATE, INCLUDING
 THIS ENCUMBRANCE, ARE \$1,348,697. THE TOTAL UNENCUMBERED BALANCE,
 AFTER THIS ENCUMBRANCE, IS \$2,649,910.

5	7210-30 SVC, ENGINEERING; GENERAL	JB	N	1.00	498,000.0000	498,000.00
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JOB#6694A DPW#179,031 DPW ID#FPA11050-1 PARTIAL ENCUMBRANCE #5
 INSPECTOR OF RECORD INSPECTION SERVICES FOR THE SAN FRANCISCO GENERAL
 HOSPITAL REBUILD PROGRAM

2/09/12: PARTIAL ENCUMBRANCE #5 FOR THE SAN FRANCISCO GENERAL HOSPITAL
 REBUILD PROGRAM, FOR INSPECTOR OF RECORD INSPECTION SERVICES ESTIMATED
 THROUGH DECEMBER 2012. TOTAL ENCUMBERED FUNDS TO DATE, INCLUDING THIS
 ENCUMBRANCE, ARE \$1,846,697. THE TOTAL UNENCUMBERED BALANCE, AFTER
 THIS ENCUMBRANCE, IS \$2,151,910.

6	7210-30 SVC, ENGINEERING; GENERAL	JB	N	1.00	900,000.0000	900,000.00
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JOB#6694A DPW#179,031 DPW ID#FPA11050-1 PARTIAL ENCUMBRANCE #6
 INSPECTOR OF RECORD INSPECTION SERVICES FOR THE SAN FRANCISCO GENERAL
 HOSPITAL REBUILD PROGRAM

9/06/12: PARTIAL ENCUMBRANCE #6 FOR THE SAN FRANCISCO GENERAL HOSPITAL
 REBUILD PROGRAM, FOR INSPECTOR OF RECORD INSPECTION SERVICES ESTIMATED
 THROUGH JANUARY 2013. THE TOTAL ENCUMBERED FUNDS TO DATE, INCLUDING
 THIS ENCUMBRANCE, ARE \$2,746,697. THE TOTAL UNENCUMBERED BALANCE,
 AFTER THIS ENCUMBRANCE, IS \$1,251,910.

7	7210-30 SVC, ENGINEERING; GENERAL	JB	N	1.00	746,454.0000	746,454.00
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JOB#6694A DPW#179,031 DPW ID#FPA11050-1 PARTIAL ENCUMBRANCE #7
 INSPECTOR OF RECORD INSPECTION SERVICES FOR THE SAN FRANCISCO GENERAL

PURCHASE ORDER - NON PURCHASING
 DPW - ARCHITECTURE



PO NUMBER: DPAT11000071
 PO AMOUNT: \$8,155,847.00

ITEM	COMMON NAME/SPECS	UOM	TAX	QUANTITY	UNIT PRICE	TOTAL PRICE
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HOSPITAL REBUILD PROGRAM

2/04/13: PARTIAL ENCUMBRANCE #7 FOR THE SAN FRANCISCO GENERAL HOSPITAL REBUILD PROGRAM, FOR INSPECTOR OF RECORD INSPECTION SERVICES ESTIMATED THROUGH JULY 2013. THE TOTAL ENCUMBERED FUNDS TO DATE, INCLUDING THIS ENCUMBRANCE, ARE \$3,493,151. THE TOTAL UNENCUMBERED BALANCE, AFTER THIS ENCUMBRANCE, IS \$505,456.

8	7210-30 SVC, ENGINEERING; GENERAL	EA	N	1.00	505,456.0000	505,456.00
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JOB#6694A DPW#179,031 DPW ID#FPA11050-1 PARTIAL ENCUMBRANCE #8 INSPECTOR OF RECORD INSPECTION SERVICES FOR THE SAN FRANCISCO GENERAL HOSPITAL REBUILD PROGRAM

5/28/13: PARTIAL ENCUMBRANCE #8 FOR THE SAN FRANCISCO GENERAL HOSPITAL REBUILD PROGRAM, FOR INSPECTOR OF RECORD INSPECTION SERVICES. THE TOTAL ENCUMBERED FUNDS TO DATE, INCLUDING THIS ENCUMBRANCE, ARE \$3,998,607. THE TOTAL UNENCUMBERED BALANCE, AFTER THIS ENCUMBRANCE, IS \$0.

9	7210-30 SVC, ENGINEERING; GENERAL	EA	N	1.00	788,592.0000	788,592.00
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JOB#6694A DPW#179,031 DPW ID#FPA11050-1 MOD #1 PART. ENC. #9 INSPECTOR OF RECORD INSPECTION SERVICES FOR THE SAN FRANCISCO GENERAL HOSPITAL REBUILD PROGRAM

MOD #1 ADDS \$788,592.00 AND 0 DAYS, FOR ADDITIONAL ESTIMATED LEVEL OF EFFORT FOR PROVIDING CONTINUED INSPECTOR OF RECORD INSPECTION SERVICES FOR THE PERIOD FROM SEPTEMBER 1, 2013 THROUGH DECEMBER 31, 2013.

TOTAL CONTRACT AMOUNT NTE \$4,787,199. TOTAL UNENCUMBERED BALANCE, AFTER THIS ENCUMBRANCE, IS \$0. CONTRACT END DATE REMAINS 12/31/16.

10	7210-30 SVC, ENGINEERING; GENERAL	EA	N	1.00	2,490,079.0000	2,490,079.00
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1/23/2014
 JOB#6694A DPW#179,031 DPW ID#FPA11050-1 MOD #2 PART. ENC. #10 INSPECTOR OF RECORD INSPECTION SERVICES FOR THE SAN FRANCISCO GENERAL HOSPITAL REBUILD PROGRAM

MOD #2 ADDS \$2,490,079.00 AND 0 DAYS, FOR ADDITIONAL ESTIMATED LEVEL OF EFFORT FOR PROVIDING CONTINUED INSPECTOR OF RECORD INSPECTION SERVICES FOR THE PERIOD FROM 1/1/2014 THROUGH 12/31/2014.

TOTAL CONTRACT AMOUNT NTE \$7,277,278.00. TOTAL UNENCUMBERED BALANCE, AFTER THIS ENCUMBRANCE, IS \$0. CONTRACT END DATE REMAINS 12/31/16.

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PURCHASE ORDER - NON PURCHASING
 DPW - ARCHITECTURE

PO NUMBER: DPAT11000071
 PO AMOUNT: \$8,155,847.00

ITEM	COMMODITY NAME/SPECS	UOM	TAX	QUANTITY	UNIT PRICE	TOTAL PRICE
11	7210-30 SVC, ENGINEERING; GENERAL	JB	N	1.00	878,569.0000	878,569.00

10/8/2014
 JOB#6694A DPW#179,031 DPW ID#FPA11050-1 MOD #3 PART. ENC. #11
 INSPECTOR OF RECORD INSPECTION SERVICES FOR THE SAN FRANCISCO GENERAL
 HOSPITAL REBUILD PROGRAM
 MOD#3 ADDS \$878,569 AND 0 DAYS FOR SUPPLEMENTAL FUNDING FOR ESTIMATED
 LEVEL OF EFFORT FOR PROVIDING INSPECTOR OF RECORD INSPECTION SERVICES
 FOR THE PERIOD FROM OCTOBER 1, 2014 THROUGH DECEMBER 31, 2014. TOTAL
 CONTRACT AMOUNT NTE \$8,155,847.00. TOTAL UNENCUMBERED BALANCE,
 AFTER THIS ENCUMBRANCE, IS \$0. CONTRACT END DATE REMAINS 12/31/16.

TOTAL ITEMS AMOUNT	\$8,155,847.00
SALES TAX	\$.00
INVOICE AMOUNT	\$8,155,847.00

**** END OF ITEM LIST ****



PURCHASE ORDER - NON PURCHASING
 DPW - ARCHITECTURE

PO NUMBER: DPAT11000071
 PO AMOUNT: \$8,155,847.00

SFX INDEX	SUBOBJ	USERCODE	PROJCT	PRJDTL	GRANT	GRNTDTL	AMOUNT
01	PWA583CCF08B	02702	CHGREB	CT335B			1,138,697.00
02	PWA585HPFCLF	02702	CHGGEN	880154			210,000.00
03	PWA583CCF08C	02702	CHGREB	CT335B			1,398,000.00
04	PWA583CCF08D	02702	CHGREB	CT335B			4,530,581.00
05	PWA583CCF08E	02702	CHGREB	CT335B			878,569.00
							8,155,847.00

Modification of Agreement #3
Consultant Contracts

This Agreement is made on September 26, 2014, in the City and County of San Francisco.

Whereas, the City & County of San Francisco and Montgomery Corporation have entered into an Agreement to provide Inspector of Record Inspection Services; and

Whereas, the parties now desire to modify the Agreement as described in Attachment #1 now, therefore the parties agree as follows:

The City will:

Add the sum of \$878,569 for changes described in the referenced attachment.

Add 0 calendar days from the original agreement or the latest modification as described in the referenced attachment.

In all other respects, the original Agreement and all modifications thereto shall remain in full force and effect.

CITY & COUNTY OF SAN FRANCISCO

CONSULTANT

Recommended:

Ronald Alameida
Contract (or Project) Manager

Montgomery Corporation

Edgar Lopez/Julia Laue
Division (or Bureau) Manager

120 Montgomery St. Suite 715
San Francisco, CA 94104

Approved:

Edgar Lopez/Julia Laue
Deputy Director

SARA GRENIER
Consultant

Mohammed Nuru
Director, Department of Public Works

Valid signature - Signed by Sara Grenier

Monday, September 29, 2014 11:38:27 AM

Valid signature - Signed by Lopez, Edgar

Monday, September 29, 2014 11:41:36 AM

Valid signature - Signed by Nuru, Mohammed

Monday, September 29, 2014 4:36:11 PM

Approved as to Form:
Dennis J. Herrera
City Attorney

N/A

Naomi Kelly, City Administrator



By Deputy City Attorney

END OF DOCUMENT

CONTRACT MODIFICATION #3

ATTACHMENT #1

Pursuant to Section 4 (Services Contractor Agrees to Perform) and Section 5 (Compensation) of the Agreement (DPW Order No.: 179,031) between the City and County of San Francisco, hereinafter referred to as "City" and Montgomery Corporation, hereinafter referred to as "Consultant", the amount of the Agreement shall be increased by \$878,569 (Eight Hundred Seventy-Eight Thousand Five Hundred Sixty-Nine Dollars) for providing inspector of record inspection services for the San Francisco General Hospital Rebuild Program.

This Attachment #1 stipulates that the following scopes and the contract agreement sections (below) shall be incorporated into the Agreement between the City and Consultant. All terms and conditions of the Agreement that are not changed, altered or modified by this Modification #3 shall remain in full force and effect.

ADDED SCOPE OF WORK:

1. Supplemental funding for estimated level of effort for providing inspector of record inspection services for the period from October 1, 2014 through December 31, 2014.
2. Update and memorialize the Consultant's billing fee schedules per the annual percentage change of the Consumer Price Index (CPI) in accordance with the contract provisions (Appendix B of the Original Contract)
3. Replace **Section 25. Notices to the Parties** of the P-500 Agreement
4. Replace **Section 32. Intentionally Left Blank (Earned Income Credit (EIC) Forms** of the P-500 Agreement
5. Delete **Section 58. Graffiti Removal** of the P-500 Agreement
6. Appendix A – Scope of Work and Contract Agreement Sections
7. Appendix B – Revised Consultant Fee Schedule (Effective February 1, 2014)
8. Exhibit 1 – Montgomery Corporation Letter dated August 27, 2014 with Resource Loaded Workplan.
9. Exhibit 2 – Montgomery Corporation Letter dated January 24, 2014 requesting for CPI Fee Adjustment

COMPENSATION: Professional service fees for this contract shall increased by EIGHT HUNDRED SEVENTY-EIGHT THOUSAND FIVE HUNDRED SIXTY-NINE DOLLARS (\$878,569) resulting in a revised total of a not-to-exceed fee of EIGHT MILLION ONE HUNDRED FIFTY-FIVE THOUSAND EIGHT HUNDRED FORTY-SEVEN DOLLARS (\$8,155,847).

CONTRACT DURATION: The contract duration for services under the Agreement shall remain unchanged.

BILLING PROCEDURES: Billing procedures remain unchanged.

APPENDIX A

SCOPE OF WORK AND CONTRACT AGREEMENT SECTIONS

1. The previous modification (Contract Modification #2) was executed on or around January 2014 to allocate funding for the Inspector of Record ("IOR") Contract for the period from January 2014 through December 2014. Based on the current expenditure and the forecasted work remaining for the year ending 2014, it is anticipated that the contract sum approved through Contract Mod #2 will be exceeded.
2. This modification recognizes that supplemental funding will be required in order for the Consultant to continue providing IOR inspection services through the end of 2014 in order to not delay the overall project schedule. The factors that were driving the Consultant to increase their inspection resources beyond the originally budgeted amounts are based on the following reasons:
 - (1) OSHPD demand for additional IORs to support the inspection services for various Project Increments;
 - (2) Unanticipated Construction Manager/General Contractor (CM/GC)'s aggressive 6-day work schedule requiring the IORs to work overtime during the week (Monday through Friday) and weekend work (routinely Saturday and sometimes Sunday) in order to support the Contractor's work schedule. Contractor also proceeded with working on multiple construction activities in parallel, which required additional IOR resources to support Contractor's inspection requests in order to not delay Contractor's schedule;
 - (3) Insolvency of the fire sprinkler contractor resulted in the need to re-inspect the entire fire sprinkler system to ensure compliance;
 - (4) Re-inspections due to curtain wall fire stopping, precast fire stopping and edge of slab re-work issues. Spray-on fireproofing completeness continues to be an issue, resulting in multiple areas of patching repair and re-inspections;
 - (5) Unavailability of City staff with IOR certification to assist with inspection work; and
 - (6) Phase 2 – Service Building Modification/Emergency Generator project schedule was extended, which increased the duration of the required IOR inspection.
3. The Consultant's estimated level of effort for the period from October 2014 through December 2014 is outlined in Exhibit 1, and the contract modification amount is distributed to the Consultant's Team as follows:

CONTRACT MOD BUDGET ALLOCATION

Montgomery Corporation (Prime)	\$878,569
Chaves & Associates (LBE Subconsultant)	\$0
	<hr/>
	\$878,569

4. Replace **Section 25 – Notices to the Parties** of the P-500 Agreement in its entirety with the following:

25. Notices to the Parties

Unless otherwise indicated elsewhere in this Agreement, all written communications sent by the parties may be by U.S. mail, e-mail or by fax, and shall be addressed as follows:

To City: Department of Public Works
Division of Contract Administration
1155 Market Street, 4th Floor
San Francisco, CA 94103

To Contractor: **Montgomery Corporation**
120 Montgomery Street, Suite 715
San Francisco, CA 94101
c/o Scott Montgomery, President

Any notice of default must be sent by registered mail.

From time to time, the parties may designate new address information by notice in writing, delivered to the other Party.

The delivery to CONTRACTOR at the legal address listed above, as it may be amended upon written notice, or the depositing in any post office or post office box regularly maintained by the United States Postal Service in a postage paid wrapper directed to CONTRACTOR at such address, of any drawing, notice, letter or other communication shall be deemed legal and sufficient service thereof upon CONTRACTOR.

5. Replace **Section 32. Intentionally Left Blank (Earned Income Credit (EIC) Forms** of the P-500 Agreement in its entirety with the following new Section 32 provision:

32. Consideration of Criminal History in Hiring and Employment Decisions.

a. Contractor agrees to comply fully with and be bound by all of the provisions of Chapter 12T "City Contractor/Subcontractor Consideration of Criminal History in Hiring and Employment Decisions," of the San Francisco Administrative Code (Chapter 12T), including the remedies provided, and implementing regulations, as may be amended from time to time. The provisions of Chapter 12T are incorporated by reference and made a part of this Agreement as though fully set forth herein. The text of the Chapter 12T is available on the web at www.sfgov.org/olse/fco. A partial listing of some of Contractor's obligations under Chapter 12T is set forth in this Section. Contractor is required to comply with all of the applicable provisions of 12T, irrespective of the listing of obligations in this Section. Capitalized terms used in this Section and not defined in this Agreement shall have the meanings assigned to such terms in Chapter 12T.

b. The requirements of Chapter 12T shall only apply to a Contractor's or Subcontractor's operations to the extent those operations are in furtherance of the performance of this Agreement, shall apply only to applicants and employees who would be or are performing work in furtherance of this Agreement, shall apply only when the physical location of the employment or prospective employment of an individual is wholly or substantially within the City of San Francisco, and shall not apply when the application in a particular context would conflict with federal or state law or with a requirement of a government agency implementing federal or state law.

c. Contractor shall incorporate by reference in all subcontracts the provisions of Chapter 12T, and shall require all subcontractors to comply with such provisions. Contractor's failure to comply with the obligations in this subsection shall constitute a material breach of this Agreement.

d. Contractor or Subcontractor shall not inquire about, require disclosure of, or if such information is received base an Adverse Action on an applicant's or potential applicant for employment, or employee's: (1) Arrest not leading to a Conviction, unless the Arrest is undergoing an active pending criminal investigation or trial that has not yet been resolved; (2) participation in or completion of a diversion or a deferral of judgment program; (3) a Conviction that has been judicially dismissed, expunged, voided, invalidated, or otherwise rendered inoperative; (4) a Conviction or any other adjudication in the juvenile justice system; (5) a Conviction that is more than seven years old, from the date of sentencing; or (6) information pertaining to an offense other than a felony or misdemeanor, such as an infraction.

e. Contractor or Subcontractor shall not inquire about or require applicants, potential applicants for employment, or employees to disclose on any employment application the facts or details of any conviction history, unresolved arrest, or any matter identified in subsection 32(d), above. Contractor or Subcontractor shall not require such disclosure or make such inquiry until either after the first live interview with the person, or after a conditional offer of employment.

f. Contractor or Subcontractor shall state in all solicitations or advertisements for employees that are reasonably likely to reach persons who are reasonably likely to seek employment to be performed under this Agreement, that the Contractor or Subcontractor will consider for employment qualified applicants with criminal histories in a manner consistent with the requirements of Chapter 12T.

g. Contractor and Subcontractors shall post the notice prepared by the Office of Labor Standards Enforcement (OLSE), available on OLSE's website, in a conspicuous place at every workplace, job site, or other location under the Contractor or Subcontractor's control at which work is being done or will be done in furtherance of the performance of this Agreement. The notice shall be posted in English, Spanish, Chinese, and any language spoken by at least 5% of the employees at the workplace, job site, or other location at which it is posted.

h. Contractor understands and agrees that if it fails to comply with the requirements of Chapter 12T, the City shall have the right to pursue any rights or remedies available under Chapter 12T, including but not limited to, a penalty of \$50 for a second violation and \$100 for a subsequent violation for each employee, applicant or other person as to whom a violation occurred or continued, termination or suspension in whole or in part of this Agreement.

6. Delete **Section 58. Graffiti Removal** of the P-500 Agreement in its entirety.

APPENDIX B

**Revised Consultant Fee Schedules
 (Effective 2/1/2014)**

(Billing Rate Adjustments based on annual Consumer Price Index "CPI")

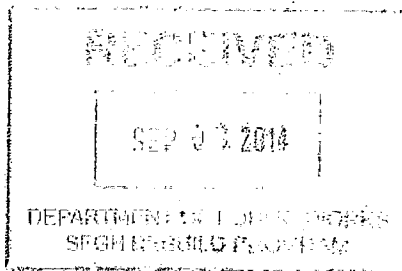
<i>Position</i>	<i>Company</i>	<i>Jan 2011- 1/1/2012 (Original Contract) Billing Rate (\$/hr)</i>	<i>Jan 2012- Jan 2013 Billing Rate (\$/hr)</i>	<i>Jan 2013 -Jan 2014 Billing Rate (\$/hr)</i>	<i>Feb 2014 - Jan 2015 Billing Rate (\$/hr)</i>
CPI Percent Increase				2.9%	2.1%
President/Principal	Montgomery	\$175.90	\$175.90	\$181.00	\$184.80
Lead Inspector of Record	Montgomery	\$165.31	\$165.31	\$170.10	\$173.68
Inspector of Record	Montgomery	\$165.31	\$165.31	\$170.10	\$173.68
Contract Administrator	Montgomery	\$96.43	\$96.43	\$99.23	\$101.31
Project Coordinator	Montgomery	\$99.50	\$99.50	\$102.39	\$104.54
Administrative Supervisor	Montgomery	\$96.43	\$96.43	\$99.23	\$101.31
Administrative/Clerical Support	Montgomery	\$91.98	\$91.98	\$94.65	\$96.64
President/Principal	Chaves (LBE Subconsultant)	\$171.99	\$171.99	\$171.99	\$171.99
Project Manager	Chaves (LBE Subconsultant)	\$171.99	\$171.99	\$171.99	\$171.99
Document Control Manager	Chaves (LBE Subconsultant)	\$105.83	\$105.83	\$105.83	\$105.83
Document Control Tech I	Chaves (LBE Subconsultant)	\$86.68	\$86.68	\$86.68	\$86.68
Document Control Tech II	Chaves (LBE Subconsultant)	\$82.54	\$82.54	\$82.54	\$82.54
Administrative Supervisor	Chaves (LBE Subconsultant)	\$105.83	\$105.83	\$105.83	\$105.83
Administrative/Clerical Support	Chaves (LBE Subconsultant)	\$66.13	\$66.13	\$66.13	\$66.13

EXHIBIT 1

MONTGOMERY
CORPORATION

August 27, 2014

Attn: Ronald Alameida
City and County of San Francisco
1001 Potrero Ave.
Building 40, 3rd Floor,
San Francisco, CA 94110



RE: SFGH Rebuild Project – Contract Modification #3 - Request for Supplemental Funding for the Inspector of Record Inspection Services Contract (6694A)

Dear Ron,

Please accept this letter as our request for a contract modification to increase the contract sum for the Inspector of Record (“IOR”) Inspection Services for the San Francisco General Hospital Rebuild Program Contract in order to provide continued inspection services. Per the attached “Resource Loaded Workplan” spreadsheet, we are requesting an additional \$878,569 be added to our existing contract to supplement the remaining funding in our contract to provide IOR services through December 2014.

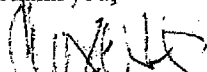
Our current contract sum of \$7,277,278 (per Contract Modification #2) was intended to cover the IOR services through the end of 2014. However, due to unforeseeable circumstances, our monthly labor expenditure was greater than what was originally budgeted and forecasted back in January 2014. The higher monthly labor expenditures were primarily driven by the following issues:

- (1) Due to the Contractor’s (CM/GC) extremely aggressive construction schedule, IORs were asked to work overtime during the week (Monday – Friday) and on the weekends (mostly Saturdays and occasional Sundays) in order to support the Contractor’s work schedule. Contractor also proceeded with working on multiple construction activities in parallel, which required additional IOR resources to support Contractor’s inspection requests in order to not delay Contractor’s schedule;
- (2) Insolvency of the fire sprinkler contractor resulted in the need to re-inspect the entire fire sprinkler system to ensure compliance;
- (3) Re-inspections due to curtain wall fire stopping, precast fire stopping and edge of slab re-work issues. Spray-on fireproofing completeness continues to be an issue, resulting in multiple areas of patching repair and re-inspections.

We will continue to monitor our expenditures and balance the IOR workload with the Contractor’s schedule to ensure efficiency and to work within our allotted budget.

If you have any questions please feel to call me at 415.517-2608.

Thank you,


Scott Montgomery
Principal

120 Montgomery Street, Suite 715 ☎ San Francisco, California 94104
Office: 415-403-3090 ☎ Fax: 415-788-6040

Montgomery Corporation
 IOR Inspection Services Contract
 San Francisco General Hospital
 Resource Loaded Workplan for IOR Team
 Prepared in August 2014

Contract Modification #3
 Supplemental Funds for IOR Services through December 2014

Category and Employee Information				Total Hours	Hourly Rate	Total Dollars	2014	2014	2014
Employee Number	Employee Name	Company Name	Employee Position	Through 2014	Effective Feb-14	Forecast	Oct	Nov	Dec
INSPECTION TEAM									
Labor (T&M)	Scott Montgomery	Montg Corp	Principal	300	\$ 184.80	\$ 55,440	100	100	100
	Monte Ecker	Montg Corp	Lead Inspector of Record	720	\$ 173.67	\$ 125,042	240	240	240
	Nate Cutler	Montg Corp	Inspector of Record	510	\$ 173.67	\$ 88,572	175	170	165
	BJ Crouch	Montg Corp	Inspector of Record	480	\$ 173.67	\$ 83,362	165	160	155
	Steve Dobbs	Montg Corp	Inspector of Record	750	\$ 173.67	\$ 130,253	260	250	240
	Ronald C. Sapp	Montg Corp	Inspector of Record	660	\$ 173.67	\$ 114,622	230	220	210
	Mark Peterson	Montg Corp	Inspector of Record	135	\$ 173.67	\$ 23,445	45	45	45
	Scott Montgomery Sr.	Montg Corp	Inspector of Record	345	\$ 173.67	\$ 59,916	120	115	110
	Cameron Guhrle	Montg Corp	Inspector of Record	640	\$ 173.67	\$ 111,149	220	210	210
	Hollie Machado	Montg Corp	Project Coordinator	540	\$ 104.54	\$ 56,452	180	180	180
	Sara Grenier	Montg Corp	Project Coordinator	280	\$ 104.54	\$ 30,317	100	95	95
	Chaves	Chaves (LBE)	Document Control Tech 1	0	\$ 86.68	\$ -	-	-	-
Subconsultant Markup (5%)						\$ 5%			
Reimbursables						\$ -	0	0	0
Subtotal - Inspection Team				5,370	Hrs.	\$ 878,569	1,835	1,785	1,750

Contract Mod Allocation Summary			% Allocation
Montgomery Corporation	\$	878,569	100%
Chaves and Associates (LBE)	\$	-	0%
	\$	878,569	100%

Contract Summary	
Original Contract Amount	\$ 3,998,607
Previously Approve Contract Mod(s) (#1-2)	\$ 3,278,671
Current Contract Modification	\$ 878,569
Revised Contract Amount	\$ 8,166,847

EXHIBIT 2



MONTGOMERY
CORPORATION

January 24, 2014

Attn: Ron Alameida
City and County of San Francisco
3rd Floor, Building 40
1001 Potrero Ave.
San Francisco, CA 94952

RE: SFGH Rebuild Project – Request for Consumer Price Index Fee Adjustment

Dear Ron,

Please accept this letter as our hourly rate increase in accordance with consumer price index (CPI). Per our existing contract, attached is the bureau of labor statistics (BLS) tables and calculations per the BLS website as specified.

Position	Old Rate	New Rate as of Feb 1st 2014
Principal	\$181.00	\$184.80
Lead/IOR	\$170.10	\$173.67
Project Coordinator	\$102.39	\$104.54

If you have any questions please feel to call me at 415.517-2608.

Thank you,

A handwritten signature in black ink, appearing to read 'Scott Montgomery'.

Scott Montgomery
Principal

120 Montgomery Street, Suite 715 ☒ San Francisco, California 94104
Office: 415-403-3090 ☒ Fax: 415-788-6040



Databases, Tables & Calculators by Subject

FONT SIZE:

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Include graphs

[More Formatting Options](#)

Data extracted on: January 21, 2014 (7:14:49 PM)

Consumer Price Index - Urban Wage Earners and Clerical Workers

Series Id: CWURA422SA0,CWUSA422SA0
 Not Seasonally Adjusted
 Area: San Francisco-Oakland-San Jose, CA
 Item: All items
 Base Period: 1982-84=100

Download: .xls

Year	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Annual	HALF1	HALF2
2003		193.7		193.6		192.2		192.3		191.9		191.1	192.4	192.9	191.9
2004		194.1		194.7		195.4		195.0		196.4		195.9	195.0	194.4	195.7
2005		197.3		199.3		197.5		199.5		202.6		199.3	199.1	197.9	200.3
2006		202.5		204.9		205.2		206.7		206.2		205.6	204.9	203.7	206.1
2007		208.803		211.189		211.422		211.620		213.133		214.204	211.370	209.986	212.754
2008		214.913		217.913		221.454		221.385		221.192		213.685	218.441	217.487	219.396
2009		216.797		218.587		220.996		221.279		221.708		220.121	219.645	218.182	221.109
2010		222.049		223.821		224.185		224.195		224.352		224.152	223.624	223.012	224.236
2011		226.638		231.600		230.605		231.445		232.371		231.109	230.337	229.074	231.600
2012		234.648		236.626		236.890		238.445		240.864		236.454	237.097	235.572	238.622
2013		240.262		241.764		243.052		242.903		243.711		242.602	242.125	241.141	243.109

12-Month Percent Change

Series Id: CWURA422SA0,CWUSA422SA0
 Not Seasonally Adjusted
 Area: San Francisco-Oakland-San Jose, CA
 Item: All items
 Base Period: 1982-84=100

Download: .xls

Year	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Annual	HALF1	HALF2
2003		3.7		2.5		1.6		1.6		1.0		0.8	1.9	2.6	1.2
2004		0.2		0.6		1.7		1.4		2.3		2.5	1.4	0.8	2.0
2005		1.6		2.4		1.1		2.3		3.2		1.7	2.1	1.8	2.4
2006		2.6		2.8		3.9		3.6		1.8		3.2	2.9	2.9	2.9
2007		3.1		3.1		3.0		2.4		3.4		4.2	3.2	3.1	3.2
2008		2.9		3.2		4.7		4.6		3.8		-0.2	3.3	3.6	3.1
2009		0.9		0.3		-0.2		0.0		0.2		3.0	0.6	0.3	0.8
2010		2.4		2.4		1.4		1.3		1.2		1.8	1.8	2.2	1.4
2011		2.1		3.5		2.9		3.2		3.6		3.1	3.0	2.7	3.3
2012		3.5		2.2		2.7		3.0		3.7		2.3	2.9	2.8	3.0
2013		2.4		2.2		2.6		1.9		1.2		2.6	2.1	2.4	1.9

TOOLS

- Areas at a Glance
- Industries at a Glance
- Economic Releases
- Databases & Tables
- Maps

CALCULATORS

- Inflation
- Location Quotient
- Injury And Illness

HELP

- Help & Tutorials
- FAQs
- Glossary
- About BLS
- Contact Us

INFO

- What's New
- Careers @ BLS
- Find IDOL
- Join our Mailing Lists
- Linking & Copyright Info

RESOURCES

- Inspector General (OIG)
- Budget and Performance
- No Fear Act
- USA.gov
- Benefits.gov
- Disability.gov



CONTRACT ADMIN FINAL APPROVAL

Contract Document

Expand

Contract System ID

Minimize

Contract ID: 926

Contract Award ID: 1176

DPW ID #: FPA11050

Record ID: 2685

Contract System Information

Minimize

Mod No: 3

Mod Status: In Process

DPW Order No: 179031

Mod Date: 09/02/2014

Contract Title: Inspector of Record Inspection Services

Contract Type: Professional Services

Contract Sub Type: Formal

Bureau Name: BUILDING DESIGN & CONSTRU

Bureau Phone: (415) 557-4700

Bureau Fax: (415) 557-4701

Contract Manager: DPWNT\JCHIN

Client Name: PUBLIC HEALTH

Client Location: 1001 Potrero Avenue, SF, CA 94110

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Contract Vendor

Minimize

Contractor Name: Montgomery Corporation

Contractor Address: 120 Montgomery St. Suite 715

Contractor Phone:

City State, ZIP: San Francisco CA, 94104

Contractor Contact:

Contractor Email:

Contract Modification information

Minimize

Award Date: 12/15/2010

Mod Date: 09/02/2014

NTP Date: 01/03/2011

Mod Certification #: 1234567890

Start Date: 01/03/2011

Attachment Name: Attachment #1

	Original	This Mod	Previous Mods	Total Mods	%	Total As-Modified
Amount:	\$3,998,607.00	\$878,569.00	\$3,278,671.00	\$4,157,240.00	103.97	\$8,155,847.00
Duration:	2190	0	0	0.0		2190
Contract End Date:						12/31/2016

Mod Description: Supplemental funding for estimated level of effort for providing inspector of record inspection services for the period from October 1, 2014 through December 31, 2014.

Contract Modification Summary

Mod No	Amount	Total As-Modified	Duration	Completion Date	Status	Description
0	\$0.00	\$3,998,607.00	2190	12/31/2016	Approved	
1	\$788,592.00	\$4,787,199.00	0	12/31/2016	Approved	Additional estimated level of effort for providing continued inspector of record inspection services for the period from September 1, 2013 through December 31, 2013
2	\$2,490,079.00	\$7,277,278.00	0	12/31/2016	Approved	Additional estimated level of effort for providing continued inspector of record inspection services for the period from January 1, 2014 through December 31, 2014

Sub Contractors Information

Minimize

Sub Contractors:

Sub Contractor	Type	Percentage(%)	Amount	Scope
Montgomery Corporation		100.00	\$878,569.00	Inspector of Record
Chaves & Associates	LBE W	0.00	\$0.00	Clerical/Admin Services
Total:		100.00	\$878,569.00	

Funding

Minimize

Selected Fundings:

Job Order	Index Code	Task	Task Description	Project Code	Project Detail	Grant Code	Grant Detail	Document No	Suffix	Actual Amount	Amount
6694A	PWA583CCF08E	5B N	Montgomery - Mod 3	CHGREB	CT335B					\$878,569.00	\$878,569.00
Total:										\$878,569.00	

Approvals

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