CITY AND COUNTY OF SAN FRANCISCO

CONTRACT ORDER

CONTRACT WITH:

PGH WONG & PARTNERS JV

182 2ND STREET, SUITE 500
SAN FRANCISCO, CA 95105

Original

Modification - Increase

- Decrease

Other

	Department: 27 Airport Commission	Controller No.: 0000159674 & 0000320412 0000378083
*	Department Contact: KRIS OPBROEK	Tel. No: (650) 821-5316
	PS Contract No. 1000009229	Date: 11/09/2020 Page 1 of 1
	Category Code 95877 / Supplier No. 0000029434	Job No. CT 10072.41
	Period Covered: 3/13/2018 – 3/12/2022	Amount: $619,000.00

FOR THE PURPOSE OF: MODIFICAITON NO. 5 FOR CT10072.41 - PROGRAM MANAGEMENT SUPPORT SERVICES (PMSS) FOR THE COURTYARD 3 CONNECTOR PROJECT

TO PROVIDE OVARALL MANAGEMENT EXPERTISE AND OVERSIGHT OF THE COURTYARD 3 CONNECTOR PROJECT FOR A TOTAL NOT TO EXCEED AMOUNT OF $9,750,000. MODIFICATION NO. 5 INCREASE THE CONTRACT AMOUNT BY $7,500,000 FOR A NEW TOTAL NOT TO EXCEED AMOUNT OF $17,250,000.

PSC 47501-16/17 APPROVED AMOUNT: $280,000,000
PSC FORM 2 (7/1/2017 - 06/30/2020) : $17,250,000

PREVIOUS ENCUMBRANCE:	$ 2,882,900.00	(0000159674)
PREVIOUS ENCUMBRANCE	2,086,100.00	(0000320412)
PREVIOUS ENCUMBRANCE	4,781,000.00	(0000378083)
THIS ENCUMBRANCE:	**619,000.00**	**(0000378083)**
TOTAL ENCUMBRANCE:	$10,369,000.00	

CONTRACT PERIOD: 03/18/2018-03/12/2022

CONTRACT AWARD: $3,250,000 PER COMMISSION RESOLUTION NO. 17-0321.
$5,000,000 PER COMMISSION RESOLUTION NO. 19-0030.
$1,500,000 PER COMMISSION RESOLUTION NO. 20-0028
$7,500,000 PER COMMISSION RESOLUTION NO. 20-0029

Insurance Required	PGH Wong	Avila & Ass.
Worker's Comp.	09/01/2021	02/20/2021
Comp. Gen. Liab.	12/18/2020	02/20/2021
Automobile	12/18/2020	02/20/2021
Umbrella	12/18/2020	02/20/2021
Professional Liab.	12/15/2020	02/20/2021

Mail Invoice to:
Kris Opbroek – Planning, Design & Construction

San Francisco Airport Commission
P.O. Box 8097
San Francisco, CA 94128

RECOMMENDED AND APPROVED

IVAR C. SATERO Airport Director	Chief Administrative Officer, Board of Supervisor	Materials, Supplies & Services Purchaser Real Property Leases & Rents Director of Property	Certification Date:
By:			NOV 09 2020

Ln.	Document	Amount	Account	Fund	Dept	Authority	Project	Activity
1	0000378083	$619,000.00	527990	18521	109722	19698	10004227	0033

City and County of San Francisco
Airport Commission
P.O. Box 8097
San Francisco, California 94128

Modification No. 5

Contract No. 10072.41
Project Management Support Services for
the Courtyard 3 Connector Project

THIS MODIFICATION (this "Modification") is made effective as of July 3, 2020, in San Francisco, California, by and between **PGH Wong & Partners JV**, a joint venture between PGH Wong Engineering, Inc. and Avila and Associates Consulting Engineers, Inc. ("Contractor"), and the City and County of San Francisco, a municipal corporation ("City"), acting by and through its Airport Commission, hereinafter referred to as "**Commission**."

RECITALS

A. City and Contractor have entered into the Agreement for the San Francisco International Airport (the "Airport" or "SFO") (as defined below); and

B. The Commission is authorized to enter into all contracts which relate to matters under its jurisdiction; and

C. On December 19, 2017, by Resolution No. 17-0321, the Commission awarded this Agreement to the Contractor for an amount not to exceed $3,250,000 for the first year of services; and

D. On September 1, 2018, City and Contractor administratively modified the Agreement to update the Contractor's overhead rates through Modification No. 1; and

E. On February 19, 2019, by Resolution No. 19-0030, the Commission approved Modification No. 2 to increase the contract amount by $5,000,000, for a new not-to-exceed amount of $8,250,000, to extend the term of the contract through March 12, 2020; and

F. On August 1, 2019, City and Contractor administratively modified the Agreement to amend Appendix B, Calculation of Charges and to update the direct labor rates through Modification No. 3; and

G. On November 5, 2019, by Resolution No. 19-0273, the Commission approved Modification No. 4 to increase the contract amount by $9,000,000, for a new total not-to-exceed amount of $17,250,000, to extend the term of the contract for services through June 30, 2022, and to seek Board of Supervisors approval of Modification No. 4; and

H. After the Commission adopted Resolution No. 19-0273, PGH Wong & Partners JV informed the Airport that CFWright Consulting, LLC had resigned from the joint venture, and therefore, Staff neither executed nor sought Board of Supervisors approval of Modification No. 4; and

I. On February 18, 2020, by Resolution No. 20-0028, the Commission approved a revised Modification No. 4 to increase the contract amount by $1,500,000, for a new total not-to-exceed amount of $9,750,000 and to extend the term of the contract for services through June 30, 2022, and to recognize

CFWright Consulting, LLC withdrawal as a member of the joint venture that is the Contractor for this Agreement; and

J. City and Contractor desire to modify the Agreement on the terms and conditions set forth herein to increase the contract amount; and

K. On February 18, 2020, by Resolution No. 20-0029, the Commission approved this Modification No. 5 to increase the contract amount by $7,500,000, for a new total not-to-exceed amount of $17,250,000, and to seek Board of Supervisors approval of Modification No. 5; and

L. On June 23, 2020, by Resolution No. 279-20, the Board of Supervisors approved this Modification No. 5 under San Francisco Charter Section 9.118; and

M. Approval for this Agreement was obtained when the Civil Service Commission approved PSC No. 47501-16/17 on August 7, 2017; and

N. The Contractor represents and warrants that it is qualified to perform the services required by City under this Agreement;

Now, THEREFORE, City and the Contractor agree as follows:

1. Article 1. Definitions are amended as follows:

a. Section 1.1. Agreement has been revised. The definition "Agreement" shall mean the Agreement dated December 19, 2017, between Contractor and City, as amended by the:

Modification No. 1,	dated September 1, 2018,
Modification No. 2,	dated February 19, 2019,
Modification No. 3,	dated August 1, 2019, and
Modification No. 4,	dated March 1, 2020.

2. Article 3. Financial Matters, 3.3. Compensation, Section 3.3.1 Payment is hereby amended to increase the total compensation payable by Seven Million Five Hundred Thousand Dollars **($7,500,000)** for a new total not-to-exceed amount of Seventeen Million Two Hundred Fifty Thousand Dollars **($17,250,000)**.

3. Legal Effect. Except as expressly changed by this Modification, all of the terms and conditions of the Agreement shall remain unchanged and in full force and effect.

IN WITNESS WHEREOF, Contractor and City have executed this Modification as of the date first referenced above.

CITY AIRPORT COMMISSION CITY AND COUNTY OF SAN FRANCISCO By: _____ Ivar C. Satero, Airport Director Attest: By _____ C. Corina Monzon, Secretary Airport Commission Resolution No: 20-0029 Adopted on: February 18, 2020 Approved as to Form: Dennis J. Herrera City Attorney By _____ Daniel A. Edington Deputy City Attorney	_____ Authorized Signature Peter Wong Chief Executive Officer PGH Wong Engineering, Inc. 182 2nd Street, Suite 500 San Francisco, California 94105 (415) 566-0800 _____ Authorized Signature Ernesto A. Avila President Avila and Associates Consulting Engineers, Inc. 490 Post Street, Suite 1415 San Francisco, CA 94102 (415) 576-1230 City Supplier Number: 0000029434 Federal Employer ID Number: 82-3487026