

CITY AND COUNTY OF SAN FRANCISCO

CONTRACT ORDER

CONTRACT WITH:

PGH WONG ENGINEERING, INC

182-2ND STREET, SUITE 500

SAN FRANCISCO, CA 94105

MODIFICATION { ORIGINAL
INCREASE
DECREASE
DATE CHANGE ONLY

DEPARTMENT:		CONTROLLER NO.
27 AIRPORT COMMISSION		DPAC11000810
DEPARTMENT CONTACT		TELEPHONE NO
* JUDI MOSQUEDA		(650) 821-0163
Dept./Div./Sec.	Fund Group/Fd/	DATE:
		01/15/2014
		Page <u>1</u> OF <u>1</u>
COMM./VC. CODES	VENDOR NO	
7210-20	14532-01	
JOB NO.		
PERIOD COVERED:		AMOUNT:
FROM 08/23/10 TO 06/30/15		\$1,765,000.00

FOR THE PURPOSE OF: MODIFICATION NO. 3 FOR CT 8974.9 - TERMINAL 3, BOARDING AREA E REFRBISHMENT PROJECT
TO PROVIDE CONSTRUCTION MANAGEMENT SERVICES FOR TERMINAL 3 / BOARDING AREA E REFURBISHMENT PROJECT. THIS MODIFICATOIN NO.3 IS TO INCREASE CONTRACT AMOUNT BY \$1,765,000.00 FOR A REVISED TOTAL CONTRACT AMOUNT OF \$9,165,000.00.

PSC NO. 4106/09-10 APPROVED AMOUNT \$13,700,000 (06/01/10-02/01/17)
PSC NO. 4106/09-10 FORM 2 APPROVED AMOUNT \$7,400,000 (06/01/10-06/30/14)
PSC NO. 4106/09-10 FORM 2 APPROVED AMOUNT \$1,765,000 (07/01/13-06/30/14)
CSC APPROVAL ON 4/19/12 AND 10/09/13

PREVIOUS ENCUMBRANCE: \$ 7,400,000.00
THIS ADDITIONAL ENCUMBRANCE \$ 1,765,000.00 (COAC14000534)
TOTAL ENCUMBRANCE \$ 9,165,000.00



CONTRACT PERIOD: FROM AUGUST 23, 2010 TO JUNE 30, 2015

TOTAL CONTRACT AWARD: ORIGINAL CONTRACT AMOUNT OF \$1,757,250 PER AIRPORT COMMISSION.
RESOLUTION NO. 10-0265. MODIFICATION NO.1 FOR \$3,465,750.00 PER AIRPORT COMMISSION RESOLUTION 12-0034.
MODIFICATION NO.2 FOR \$3,942,000 PER COMMISSION RESOLUTION 13-0172. MODIFICATION NO.3 FOR \$1,765,000 PER AIRPORT COMMISSION RESOLUTION 13-0172

Insurance Required	Amount	Expiration Date
Worker's Comp.	\$1,000,000	09/01/2014
Comp. Gen. Liab.	\$1,000,000	12/18/2014
Automobile	\$1,000,000	09/30/2014
Prof. Liab.	\$1,000,000	12/15/2014
Umbrella Liab.	\$5,000,000	12/18/2014

MAIL INVOICE TO:
JUDI MOSQUEDA -DCT
San Francisco Airport Commission
P.O. Box 8097
San Francisco, CA 94128

RECOMMENDED AND APPROVED

By:  JOHN L. MARTIN Airport Director			Chief Administrative Officer, Board of supervisor		Materials, Supplies & Services Purchaser Real Property Leases & Rents Director of Property		Certification Date: 	
LN NO.	Document	Amount	Index Code	Sub-Object	User Code	PROJECT		
	Number	Sfx.				PROJECT	DETAIL	
		09	\$1,613,000.00	AIR8974BX13A	02708	CAC057	1H1141	
		10	\$152,000.00	AIR8974AX09E	02708	CAC057	1H1141	

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

Third Amendment

THIS AMENDMENT (this "Amendment") is made as of **October 7, 2013**, in San Francisco, California, by and between **PGH Wong Engineering, Inc.** ("Contractor"), and the **City and County of San Francisco**, a municipal corporation ("City"), acting by and through its Airport Commission or the Commission's designated agent, hereinafter referred to as "Commission."

RECITALS

WHEREAS, City and Contractor have entered into the Agreement (as defined below); and

WHEREAS, the Commission adopted Resolution Number **10-0265** on **August 3, 2010**, which authorized the award of said Agreement for the period of **August 23, 2010** through **June 30, 2012**; and

WHEREAS, the Commission adopted Resolution Number **12-0034** on **February 21, 2012**, which authorized the award of Modification No. 1 of said Agreement for the period of **August 23, 2010** through **June 30, 2015**; and

WHEREAS, Commission adopted Resolution Number **13-0172** on **August 12, 2013**, which authorized the award of Modification No. 2 of said Agreement through July 2014; and

WHEREAS, City and Contractor desire to modify the Agreement on the terms and conditions set forth herein to increase the Agreement amount and to add staff for the Terminal 3 Program shared Administrative Construction Management (ACM) service portion of the Agreement through July 2014; and

WHEREAS, approval for this Amendment was obtained when the Civil Service Commission approved Contract number **PSC 4106-09/10** on **October 7, 2013**; and

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

1. Definitions. The following definitions shall apply to this Amendment:

a. Agreement. The term "Agreement" shall mean the Agreement dated **August 3, 2010** between Contractor and City referenced as Contract No. 8974.9, as amended by the:

First Amendment,	dated July 1, 2012
Second Amendment,	dated August 12, 2013

b. Other Terms. Terms used and not defined in this Amendment shall have the meanings assigned to such terms in the Agreement.



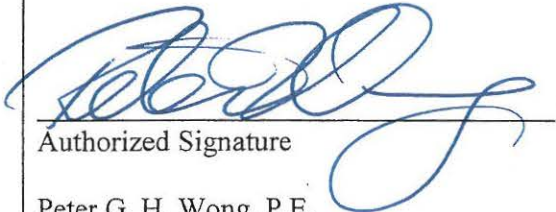
2. Section 5. Compensation. The compensation is hereby amended to increase the total compensation payable by an amount not to exceed **One Million Seven Hundred Sixty-five Thousand Dollars**

(\$1,765,000) for a new total not to exceed amount of **Nine Million One Hundred Sixty-five Thousand Dollars (\$9,165,000).**

3. **Effective Date.** Each of the modifications set forth in this Amendment shall be effective on and after September 20, 2013.

4. **Legal Effect.** Except as expressly modified by this Amendment, 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 Amendment as of the date first referenced above.

CITY	CONTRACTOR
AIRPORT COMMISSION CITY AND COUNTY OF SAN FRANCISCO	
 By: <u>Tony McLean</u> John L. Martin, Airport Director 	 Authorized Signature Peter G. H. Wong, P.E. CEO PGH Wong Engineering, Inc.
Approved as to Form: Dennis J. Herrera City Attorney	14532 City Vendor Number 182 – 2 nd Street, Suite 500 San Francisco, California 94105 415-566-0800
By: <u>Heather Wolnick</u> Heather Wolnick Deputy City Attorney	94-2987905 Federal Employer ID Number

Appendices:

Appendix B.3, Calculation of Charges

APPENDIX B.3
CALCULATION OF CHARGES



APPENDIX B.2
CALCULATION OF CHARGES

Appendix B.3 which is attached to, and incorporated by reference in the Agreement made on **August 3, 2010** between the City and County of San Francisco, acting by and through its Airport Commission (Commission), and **PGH Wong Engineering, Inc.** (Contractor) providing for construction management and administrative construction management services for Terminal 3/Boarding Area E Refurbishment Project and Terminal 3 Improvements Program.

A. GENERAL

1. For the complete and satisfactory performance of the services detailed in Appendix A and Appendix A.1 of this Agreement, the City will pay fees and expenses not-to-exceed **Nine Million One Hundred Sixty-five Thousand Dollars (\$9,165,000)**. This amount is for the purpose of establishing a budget figure for certification by the Controller only. The total compensation to be paid shall not exceed that amount unless increased by an appropriate amendment to this Agreement.
2. No Change
3. No Change

B. METHOD OF PAYMENT

1. No Change
2. No Change
3. No Change
4. No Change
5. No Change
6. No Change
7. No Change

C. DIRECT SALARY RATE AND DIRECT SALARY RATE ADJUSTMENT

1. No Change
2. No Change

3. No Change

D. BILLING RATES

1. No Change
2. No Change

E. FIXED FEE

No Change

F. OTHER DIRECT COST

1. No Change
2. No Change

G. APPROVED HOURLY BASE RATES

No change

END OF APPENDIX B.3