

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

Modification No. 5

**Contract No. 8768.41
Project Management Support Services for
the Airport Hotel Project**

THIS MODIFICATION (this "Modification") is made as of May 15, 2018, in San Francisco, California, by and between **PGH Wong-MCK JV** ("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 (as defined below); and
- B. On January 20, 2015, by Resolution No. 15-0003, the Commission awarded this Agreement to the Contractor for one (1) year with a not-to-exceed amount of \$2,938,000; and
- C. On March 18, 2016, City and Contractor administratively modified the Agreement to amend the billing rates through Modification No. 1; and
- D. On May 3, 2016, by Resolution No. 16-0134, the Commission approved Modification No. 2 to extend the term of the agreement and increase the contract amount. New position classifications were also added through Modification No. 2; and
- E. On June 6, 2017, by Resolution No. 17-0123, the Commission approved Modification No. 3 to extend the term of the agreement and increase the contract amount. Labor rates and standard contractual clauses were also updated through Modification No. 3; and
- F. On May 15, 2018, by Resolution No. 18-0146, the Commission approved Modification No. 4 to extend the term of the agreement and increase the contract amount; and
- G. City and Contractor desire to modify the Agreement on the terms and conditions set forth herein to extend the term of the agreement and increase the contract amount; and
- H. On May 15, 2018, by Resolution No. 18-0146, the Commission approved this Modification to the Contractor to extend the term of the agreement for services through June 10, 2019 and increase the contract amount by \$4,600,000 for a new not-to-exceed total contract amount of \$14,500,000; and
- I. On _____, by Resolution No. _____, the Board of Supervisors approved this Modification under San Francisco Charter Section 9.118; and
- J. Approval for this Agreement was obtained when the Civil Service Commission approved PSC No. 44959-14/15 on December 15, 2014; and

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

1. **Definitions.** The following definitions shall apply to this Modification:

a. **Agreement.** The term "Agreement" shall mean the Agreement dated January 20, 2015 between Contractor and City, as amended by the:

Modification No. 1,	dated March 18, 2016,
Modification No. 2,	dated May 3, 2016,
Modification No. 3,	dated June 6, 2017, and
Modification No. 4,	dated May 15, 2018.

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



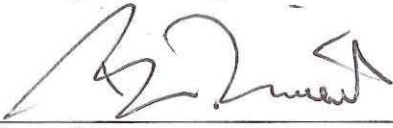

2. **Section 2. Term of the Agreement** is hereby amended to extend the term of the contract through June 10, 2019.

3. **Section 5. Compensation** is hereby amended to increase the total compensation payable by an amount not to exceed **Four Million Six Hundred Thousand Dollars (\$4,600,000)** for a new total not to exceed amount of **Fourteen Million Five Hundred Thousand Dollars (\$14,500,000)**.

4. **Effective Date.** Each of the changes set forth in this Modification shall be effective on and after the date of this Modification.

5. **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	CONTRACTOR
AIRPORT COMMISSION CITY AND COUNTY OF SAN FRANCISCO	
	
By: _____  Ivar C. Satero, Airport Director	_____ Authorized Signature
Attest:	Clifford S. M. Wong Principal-in-Charge PGH Wong Engineering, Inc.
	
By _____ Jean Caramatti, Secretary Airport Commission	_____ Authorized Signature
Resolution No: 18-0146	Brendan P. McDevitt Board of Control Member MCK Americas, Inc.
Adopted on: May 15, 2018	
Approved as to Form:	PGH Wong-MCK JV 182 2 nd Street, Suite 500 San Francisco, California 94105 (415) 566-0800
Dennis J. Herrera City Attorney	City Supplier ID: 0000013214
	Federal Employer ID Number: 47-2534560
By _____ 	
Randy Parent Deputy City Attorney	