

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

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

First Modification

THIS MODIFICATION (this "Modification") is made as of March 18, 2016, 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 or the Commission's designated agent, 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 year with an amount not-to-exceed of \$2,938,000; and
- C. City and Contractor desire to administratively modify the Agreement to amend Appendix B, Calculation of Charges;
- D. 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.
  - b. **Other Terms.** Terms used and not defined in this Modification shall have the meanings assigned to such terms in the Agreement.
- 2. **New Section 58. Graffiti Removal** is hereby replaced in its entirety with a **New Section 58. Sugar-Sweetened Beverage Prohibition** to read as follows:
  - 58. Sugar-Sweetened Beverage Prohibition.** Contractor agrees that it will not sell, provide, or otherwise distribute Sugar-Sweetened Beverages, as defined by San Francisco Administrative Code Chapter 101, as part of its performance of this Agreement.
- 3. **Appendix B, Calculation of Charges**, is hereby amended to update Section 4. Billing Rates, delete and replace Section 5. Fee, and delete and replace Section 7. Approved Direct Base Labor Rates.
  - a. **Section 4. 1 Billing Rates** is hereby amended to update Chaves & Associates' overhead rates as follows:

FIRM	HOME OFFICE OVERHEAD RATE	FIELD OFFICE OVERHEAD RATE
Chaves & Associates	145%	145%

b. **Section 5. Fee** is hereby deleted in its entirety and replaced with the following:

5. **FEE**

The Fee for Contractor's work effort shall be **ten percent (10%)** of direct labor of Contractor. The cumulative fee of all subcontractors at any tier shall not exceed ten percent (10%) of the total direct labor of all subcontractors at any tier. There shall be no additional fee markup on Other Direct Costs of Contractor or any subcontractor at any tier.

Contractor will be allowed a **two percent (2%)** mark-up on first tier subcontractor invoices.

c. **Section 7. Approved Direct Base Labor Rates of Appendix B, Calculation of Charges**, is hereby deleted in its entirety and replaced with the following:

7. **THE APPROVED DIRECT BASE LABOR RATES ARE AS FOLLOWS:**



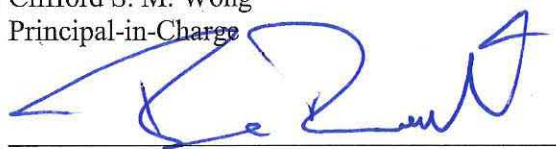

CLASSIFICATION	RANGE OF RATES
AirTrain Station D/B Construction Manager	\$80.00 - \$90.00
AirTrain Station Design Manager	\$80.00 - \$85.00
Assistant Resident Engineer	\$45.00 - \$70.00
Bombardier Systems Interface Manager	\$89.00 - \$95.00
Contract Manager	\$60.00 - \$75.00
Cost Estimator	\$50.00 - \$65.00
Document Control	\$20.00 - \$45.00
Document Control Manager	\$41.00 - \$49.50
FSH Trainee	\$20.00 - \$42.00
Hotel Construction Manager	\$75.00 - \$90.00
Hotel Design Manager	\$150.00 - \$200.00 (fully burdened rate)
Hotel Project Manager	\$150.00 - \$200.00 (fully burdened rate)
Hotel Senior Cost Manager	\$150.00 - \$200.00 (fully burdened rate)
Inspector	\$40.00 - \$60.00
Office Engineer	\$35.00 - \$55.00
Office Engineer I	\$80.00 - \$125.00 (fully burdened rate)
Office Engineer II	\$35.00 - \$65.00
Office Engineer III	\$45.00 - \$65.00
Partnering Coordinator	\$30.00 - \$50.00
Project Controls Manager	\$55.00 - \$80.00
Project Manager	\$80.00 - \$95.00
Project Manager	\$150.00 - \$200.00 (fully burdened rate)
Resident Engineer	\$65.00 - \$85.00
Roadway Realignment Coordinator	\$85.00 - \$95.00
Scheduler	\$40.00 - \$70.00
Senior Cost Estimator	\$70.00 - \$85.00
Senior Inspector	\$55.00 - \$70.00

Senior Scheduler	\$80.00 - \$90.00
SEP Program Coordinator	\$52.00 - \$65.00
Special Inspector	\$40.00 - \$75.00
Sustainability Manager	\$45.00 - \$65.00
Systems Engineer	\$65.00 - \$80.00

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:  John E. Martin, Airport Director	 Authorized Signature
	Clifford S. M. Wong Principal-in-Charge
Approved as to Form:	 Authorized Signature
Dennis J. Herrera City Attorney	Brendan P. McDevitt Board of Control Member
By:  Randy Parent Deputy City Attorney	PGH Wong-MCK JV 182 2 <sup>nd</sup> Street, Suite 500 San Francisco, California 94105 (415) 566-0800
	96831 City Vendor Number  47-2534560 Federal Employer ID Number