



METROLINK

SOUTHERN CALIFORNIA REGIONAL RAIL AUTHORITY
900 Wilshire Blvd. Suite 1500 Los Angeles, CA 90017

metrolinktrains.com

**FULLY EXECUTED
ORIGINAL**

AMENDMENT NO. 3 TO CONTRACT NO. E740A-14

**FOR
ON-CALL PROFESSIONAL ENGINEERING DESIGN SERVICES**

This Contract Amendment, effective September 18, 2018, is entered into by the Southern California Regional Rail Authority ("Authority") and HDR Engineering, Inc. ("Contractor"). The Authority and Contractor may collectively be referred to as the "Parties".

WHEREAS

The Parties entered into a Contract for On-Call Professional Engineering Design Services ("Contract") on April 1, 2015.

The Parties amended the Contract under Amendment No. 1 to extend the term through March 31, 2020, without an increase in Contract funding; to remove and replace Exhibit 1, (Provisional) Negotiated Billing Rates; and to revise Article 4, Compensation and Manner of Payment.

The Parties amended the Contract under Amendment No. 2 to accept the provisional rates established in Amendment No. 1.

The Parties now desire to amend the the Contract to add Moffat & Nichol and ICF Jones & Stokes, Inc. (Subcontractors) as subcontractors.

THEREFORE, the Parties agree as follows:

- I. Contract Exhibit 1, Negotiated Billing Rates, is revised to add Moffat & Nichol and ICF Jones & Stokes, Inc. at the rates provided in Attachment 1 and Attachment 2.
- II. The Authority conditionally accepts the hourly and overhead provided in Attachment 1 and Attachment 2.
- III. The Final Fully Burdened Labor Rates for each Subcontractor will be established upon the Authority's completion of an audit of that Subcontractor's overhead rates, in accordance with the terms of the Contract.

- IV. If the final Fully Burdened Labor Rate for a subcontractor as established by audit is higher than the conditional rate set forth in Attachments 1 and 2 to this Amendment, the Authority will pay to Subcontractor the difference between the audited rate and the conditional rate.
- V. If the final Fully Burdened Labor Rate for a subcontractor as established by audit is lower than the conditional rate set forth in Attachments 1 and 2 to this Amendment, the Authority will deduct the difference from any fees owed to the Subcontractor for future payments, or Subcontractor will remit the difference to the Authority on the Authority's request.
- VI. Except as as set forth in this Amendment, the Contract remains in full force and effect.

HDR ENGINEERING, INC.

SOUTHERN CALIFORNIA REGIONAL
RAIL AUTHORITY

By:



Name Thomas T. Kim

Title Sr. Vice President

By:



Greg Tatar

Purchasing Agent

APPROVED AS TO FORM:

By:



Don O. Del Rio

General Counsel

ATTACHMENTS:

- ATTACHMENT 1 – MOFFAT & NICHOL RATES
- ATTACHMENT 2 – ICF JONES & STOKES, INC. RATES

Attachment 1 – Moffat & Nichol Rates

Position	Overhead (%)	Fully-Burdened Labor Rate Option Year 1	Fully-Burdened Labor Rate Option Year 2
Project Manager	180.30%	\$295.00	\$295.00
Senior Rail Engineer	180.30%	\$255.89	\$255.89
Engineer I	180.30%	\$68.67	\$68.67
Engineer II	180.30%	\$114.56	\$114.56
Engineer III	180.30%	\$148.22	\$148.22
Senior Engineer	180.30%	\$217.79	\$217.79
Senior Technician	180.30%	\$127.82	\$127.82

Attachment 2 – ICF Jones & Stokes, Inc. Rates

Position	Overhead (%)			Fully-Burdened Labor Rate Option Year 1	Fully-Burdened Labor Rate Option Year 2
	On-Call	Field Staff	Full-Time		
Analyst III	80.64%	132.90%	177.80%	\$ 73.70	TBD
Associate Consultant I	80.64%	132.90%	177.80%	\$ 69.92	TBD
Associate Consultant III	80.64%	132.90%	177.80%	\$ 77.42	TBD
Associate Consultant III	80.64%	132.90%	177.80%	\$ 85.59	TBD
Associate IV	80.64%	132.90%	177.80%	\$ 80.20	TBD
Manager	80.64%	132.90%	177.80%	\$ 119.79	TBD
Manager IV	80.64%	132.90%	177.80%	\$ 115.76	TBD
Managing Consultant	80.64%	132.90%	177.80%	\$ 147.82	TBD
Managing Consultant	80.64%	132.90%	177.80%	\$ 150.15	TBD
Managing Consultant	80.64%	132.90%	177.80%	\$ 165.62	TBD
Project Director	80.64%	132.90%	177.80%	\$ 177.51	TBD
Research Technician	80.64%	132.90%	177.80%	\$ 69.45	TBD
Research Technician	80.64%	132.90%	177.80%	\$ 70.89	TBD
Senior Associate IV	80.64%	132.90%	177.80%	\$ 111.45	TBD
Senior Associate IV	80.64%	132.90%	177.80%	\$ 113.54	TBD
Senior Consultant I	80.64%	132.90%	177.80%	\$ 97.56	TBD
Senior Consultant II	80.64%	132.90%	177.80%	\$ 111.45	TBD
Senior Consultant II	80.64%	132.90%	177.80%	\$ 132.46	TBD
Senior Consultant II	80.64%	132.90%	177.80%	\$ 134.46	TBD
Senior Consultant II	80.64%	132.90%	177.80%	\$ 117.76	TBD
Senior Consultant II	80.64%	132.90%	177.80%	\$ 132.57	TBD

Attachment 2 (Continued) – ICF Jones & Stokes, Inc. Rates

Position	Overhead (%)			Fully-Burdened Labor Rate Option Year 1	Fully-Burdened Labor Rate Option Year 2
	On-Call	Field Staff	Full-Time		
Senior Consultant II	80.64%	132.90%	177.80%	\$ 116.43	TBD
Senior Consultant III	80.64%	132.90%	177.80%	\$ 139.71	TBD
Senior Consultant III	80.64%	132.90%	177.80%	\$ 151.35	TBD
Senior Technical Analyst	80.64%	132.90%	177.80%	\$ 190.90	TBD
Senior Technical Analyst	80.64%	132.90%	177.80%	\$ 182.60	TBD
Senior Vice President	80.64%	132.90%	177.80%	\$ 269.55	TBD
Technical Director	80.64%	132.90%	177.80%	\$ 216.71	TBD
Technical Director	80.64%	132.90%	177.80%	\$ 165.10	TBD



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MEMO TO FILE

DATE: December 31, 2018
FROM: Carlos Garcia, Contract & Compliance Administrator
SUBJECT: E740A-14 Amendment No. 3

Background:

Amendment No. 3 is issued to add Moffat & Nichols and ICF Jones & Stokes, Inc and conditionally accepting their hourly and overhead rates as indicated in this amendment.

The addition of subcontractors to an already existing agreement requires the successful cost audit of the subcontractor's hourly and overhead rates that are then amended into the contract. This amendment is an exception to this process and has only been accepted to accommodate the SCORE project scheduling. The rates as proposed by the subcontractors in E740A-14 CTO 042 SCORE Phase 1 Ventura Corridor Project Development Report and E740A-14 CTO 044 SCORE Phase 1 Preliminary Environmental Assessment have been included in this amendment and have been established conditionally until the audited rate is finalized. These rates are currently undergoing an audit and will be finalized in a subsequent amendment.

The intent of this amendment is to allow the subconsultants to perform work proposed under the CTO's mentioned above with the understanding that the audited rate will prevail. Situations which underpayment and overpayment of the work performed are addressed in the amendment.

This amendment does not affect contract amount, period of performance, or scope and is therefore submitted to the Purchasing Agent for approval and final execution.

TRANSMITTAL FORM FOR APPROVAL

Contract Administrator/Initiator: Carlos Garcia
Telephone Extension: 479

Signature: 

Agreement Number:
E740A-14

Amendment Number:
3

Date:
December 31, 2018

Agreement Name:
On-Call Professional Engineering Design Services

Description:
Adding subcontractors Moffat & Nichols and ICF Jones & Stokes, Inc. and conditionally accepting rates.

☒ **Contract Amount-** \$10,000,000.00

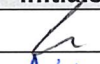


Vendor: HDR Engineering, Inc.

Approval Needed By: January 7, 2019


Was Board Approval Required? ☒ Yes ☐ No

If Yes, Date Approved by Board: June 13, 2014
☐ Item attached

☒ **Approval by Purchasing Agent**

Seq #	Action Legend	Position	Name	Approval Initials	Date Approved
1	P	Contract Administrator/Initiator	Carlos Garcia		12/31/2018
2	A/S	Review by CA&P/Purchasing Agent	Angelos Kastrisianakis		1/3/19
3	A/S	Deputy Chief Executive Officer			
4	A/S	General Counsel	Don O. Del Rio		1/3/19
5	A/S	CA Sends to Vendor for Signature		Sent:	Rcvd:
6	A/S	Purchasing Agent	Greg Tatar		

☐ **Approval by Chief Executive Officer**

Seq #	Action Legend	Position	Name	Approval Initials	Date Approved
1	P	Contract Administrator/Initiator			
2	A/S	Review by CA&P/Purchasing Agent			
3	A/S	Deputy Chief Executive Officer			
4	A/S	General Counsel			
5	A/S	CA Sends to Vendor for Signature		Sent:	Rcvd:
6	A/S	Chief Executive Officer			

ACTION LEGEND:

A = Approval P = Prepare S = Sign

PLEASE PROCESS ACCORDING TO SEQUENCE # AND RETURN TO:

Contracts Department Assistant
 Southern California Regional Rail Authority
 900 Wilshire Blvd, Suite 1500
 Los Angeles, CA 90017

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