

AMENDMENT NO. 1 TO CONSULTING SERVICES AGREEMENT

(To be used only for Architectural, Engineering or Land Surveying Services.)

1. Identification of Agreement to be Amended.

- (a) Effective Date of Agreement: June 3, 2008
- (b) Agency: Contra Costa County Public Works Department
- (c) Subject: Byron Highway Shoulder Widening between Byron Hot Springs Road and Rankin Road (0662-6R4021)

2. Parties. Agency, and the following named Consultant, mutually agree and promise as follows:

- (a) Consultant's Name & Address: Winzler & Kelly Consulting Engineers
495 Tesconi Circle
Santa Rosa, CA 94501-4696
Attn: Bill Silva

- (b) Type of Business Entity: Corporation

(e.g., individual, corporation, sole proprietorship, partnership, limited liability company)

If corporation, identify state of incorporation: California

3. Project Name, Number, & Location.

Byron Highway Shoulder Widening between Byron Hot Springs Road and Rankin Road
0662-6R4021
Along Byron Highway in eastern Contra Costa County

4. Amendment Date. The effective date of this Amendment to Consulting Services Agreement is July 13, 2010.

5. Amendment Specifications. The Agreement identified above is hereby amended as set forth in the Amendment Specifications attached hereto and incorporated by reference.

6. Signatures. These signatures attest the parties' agreement hereto:

CONSULTANT

<u>SIGNATURE A</u>	<u>SIGNATURE B</u>
Consultant's Name: Winzler & Kelly Consulting Engineers, Inc., a California corporation.	
By _____ (Signature of individual or officer)	By _____ (Signature of individual or officer)
_____ (Print name and title, if applicable)	_____ (Print name and title, if applicable)

Note to Consultant: For corporations, the Amendment to Consulting Services Agreement must be signed by two officers. The first signature (Signature A) must be that of the chairman of the board, president, or vice-president; the second signature (Signature B) must be that of the secretary, assistant secretary, chief financial officer, or assistant treasurer. (Civil Code Section 1190 and Corporations Code Section 313.) The acknowledgment below must be signed by a Notary Public.

ACKNOWLEDGMENT

State of California)
)
County of _____)

On _____, before me, _____, Notary Public, personally appeared _____ (insert name(s) and title(s) of the officer(s) signing on behalf of Consultant), who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS MY HAND AND OFFICIAL SEAL

Signature

(Notary's Seal)

AGENCY

(a) **If Amendment is approved by Agency's governing body (required if Payment Limit exceeds \$100,000 or if original Agreement was approved by Agency's governing body):**

AGENCY, By _____ Board Chair/Designee	ATTEST: Clerk of the Board of Supervisors By _____ Deputy
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(b) **If Amendment is approved by County Purchasing Agent:**

AGENCY, By _____ County Purchasing Agent or Designee
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APPROVALS

RECOMMENDED BY DEPARTMENT

By _____
Designee

FORM APPROVED BY COUNTY COUNSEL

By _____
Deputy County Counsel

APPROVED: COUNTY ADMINISTRATOR

By _____
Designee

AMENDMENT NO. 1 AMENDMENT SPECIFICATIONS

1. Increase payment limit in the Agreement, Section 1(e) by \$39,410.00 from \$165,940.00 to a new total payment limit of \$205,350.00 as per the attached Appendix A-1, Amendment 1 – Scope of Services.
2. Amend Appendix A – Scope of Services, Section I “General Description” to include additional civil engineering design services for a reinforced concrete box culvert extension. The Consultant shall incorporate the reinforced concrete box culvert extension design into the current scope of work for the road shoulder widening project and it will be include in the 95% Plans, Specs, and Estimate submittal.